

David Robertson
Head of Track Access
Telephone 020 7282 3852
E-mail david.robertson@orr.gsi.gov.uk



OFFICE OF **RAIL REGULATION**

22 December 2011

To those listed in Annex A

Dear Colleagues,

NETWORK RAIL'S APEAL TO ORR IN RESPECT OF TTP210

You may recall that in May 2008 Network Rail submitted an appeal to ORR against the Timetabling Panel's decision TTP210 dated 19 May 2008. The appeal was in respect of a series of possessions on the West Coast Main Line which Network Rail wished to take in order to complete the West Coast route modernisation project.

In addition to the appeal, Network Rail submitted a series of requests for interim orders so that it would be permitted to undertake certain possessions pending ORR's final determination of the appeal. The first 3 interim orders covered individual weekends and the fourth interim order covered all the remaining planned possessions. In each case, the relevant parties agreed to the possessions proceeding and Network Rail was allowed to take them.

In light of the fact that all the original contested possessions were allowed to proceed by agreement, the appeal was held in abeyance until after all the relevant possessions had been taken.

Network Rail has now confirmed that it wishes to withdraw the appeal. This letter is therefore to notify you that the appeal has been withdrawn.

I am placing a copy of this letter on our public register and our website.

Yours faithfully

David Robertson





ANNEX A

John Boon, Network Rail Infrastructure Limited

Nick Gibbons, DB Schenker Rail Limited

Ian Kapur, GB Railfreight Ltd

Lindsay Durham , Freightliner Ltd

Robert Hodgkinson, West Coast Trains Ltd

John Czyrko, London & Birmingham Railway Ltd

George Thomas, First Keolis Transpennine Ltd

cc. Tony Skilton, Access Disputes Committee

James Carter, XC Trains Ltd