**CVL ACCESS DISPUTE RESOLUTION RULES**

**Template format for a Notice of Dispute (Timetabling)**

CVL Access Dispute Resolution Rule B2 requires a Resolution Service Party wishing to refer a dispute to serve a written Notice of Dispute on the Secretary and a copy on every other party to the dispute. Rule B3 requires that, *unless otherwise advised by the Secretary*, the Notice of Dispute shall normally be in accordance with this template format and shall do all of the following:

|  |  |
| --- | --- |
| (a) | state the contract and relevant contractual clause under which the reference is made (or such other basis for the reference under the Rules); |
| (b) | list the other parties concerned whether as a Dispute Party to the dispute or otherwise; |
| (c) | summarise the basis of the claim including a brief list of issues; |
| (d) | state whether the Dispute Parties have already agreed on a determination procedure, or, if not, specify the referring party's initial preference for a determination procedure, including, if it believes it is a Timetabling Dispute, a statement to this effect; and |
| (e) | state whether exceptional circumstances exist requiring an expedited hearing or process. |

This template document should be downloaded for use. The format is designed to be used as an email but may be adjusted into letter format. Text in bold should be considered the essential framework of the Notice. This preamble and all guidance information in the template should be deleted before submitting a completed Notice to the Secretary.

**The template**

[Title] **Notice of Dispute**

**On behalf of** [*insert legal name and registered company number of party bringing the dispute*] **and pursuant to** [*state name of the contract, relevant contractual clause under which the dispute reference is made (or other basis for referring the dispute*], **I give Notice of Dispute with Rail for London (Infrastructure) Limited in relation to** [*indicate subject matter, e.g. “Principal Timetable Offer for 2020”*]**.**

**This dispute is brought on the basis that** [*summarise the issues*]**.**

[*Insert name of party bringing the dispute*] **considers this matter to be a Timetabling Dispute and the Secretary is requested to draw up a Procedure Agreement accordingly.**

[Then state one of:-]

(a) **We are continuing discussions with the other party and do not consider there to be requirement for the dispute resolution process to be expedited** *or*

1. **We request that** **the determination process be expedited because** [*insert exceptional circumstances or reasons for urgent progression*]

[Then state one of:-]

(a) **Parties which might be concerned with this matter other than as a Dispute Party are** ……

 *or*

(b) **We are not aware of any other Party which might be concerned with this matter.**

[*Indicate who will deal with the matter on behalf of the referring party if it is not the person signing off the Notice of Dispute*]

[Sign off]

Name …………………………………….

Job title ………………………………………..

For ……………………………………….. Limited

Telephone ………………………….

e-mail ……………………………………………