

---

## ***TIMETABLING COMMITTEE***

---

**Minutes of Meeting No.15**  
**held at**  
**Kings Cross on 12th June 1997**

- Present:** Bryan Driver, (Chairman)  
Steve Cornish  
Tony Crabtree  
Graham Laycock  
Mark Phillips  
Paul Richardson  
Andy Scott
- In attendance:** Chris Blackman, Secretary  
Martin Shrubsole, Alternate Secretary  
David Fennell (*Wragge & Co.*)
- Apologies:** Mike Hodson  
Mike Romans

### **15/0 Introductions**

The Chairman welcomed Mark Phillips who was attending his first meeting as an alternate member of the Committee and David Fennell from Wragge & Co., the recently appointed legal advisers to the Access Dispute Resolution Committee. It was explained that those members of Wragge's team involved in advising the Committee would be attending a hearing of the Committee or one of the sub-Committees as part of their familiarisation with the Committees' procedures and to aid their understanding of the nature of the issues involved.

### **15/1 Minutes of previous Meetings**

The minutes of Meeting No.14 held on 4th March 1997 were approved. The Chairman signed the approved minutes which will be retained on file. A copy will be circulated to all industry parties.

### **15/2 Approval of the Record of Hearing of Reference No.[ttc] 32**

The Committee approved the record of the hearing of Reference ttc.32 held on 4th March 1997. The circulation of the approved record would be in accordance with the laid down procedures, i.e. to Committee members/alternates and to the parties concerned in the case.

**15/3 Matter arising from the Record of Hearing of Reference No.32**

It was noted that Determination No.32 had been referred on appeal to the Regulator. The Chairman outlined briefly the elements of the decision and advised members that the Secretariat had prepared a paper analysing the ORR's decision for consideration by the ADRC on 30th June. It was anticipated that that Committee would wish the paper to be circulated to members of the Sub-Committee.

**15/4 Reference No.33**

The Committee noted that English Welsh and Scottish Railway (EWS) had submitted this reference under circumstances in which Railtrack had revised an agreed path for a service from Middleton Towers to Monk Bretton/Barnby Dun. without EWS agreement and thus in contravention of Access Condition D3.3. Members were reassured to note that Railtrack had subsequently acknowledged that this action was in breach of the Access Conditions and that a path, acceptable to EWS, had been found for the train. EWS had then withdrawn the reference.

**15/5 Reference No.34**

The Secretary advised the Committee that the principal parties concerned, Great Western Trains, South Wales & West and Railtrack, had successfully resolved the issue of Rules of the Route at Severn Tunnel.

A jointly signed memorandum had been received withdrawing the reference.

**15/6 Hearing of Reference No.35**

The Committee formally heard reference No.35 from Central Trains. The Determination of the Committee is attached.

**15/7 Reference No.36**

The Secretary advised the Committee that the parties concerned, English Welsh & Scottish Railway and Railtrack, had successfully resolved a Rules of the Route issue concerning access to Shotton Steelworks in conjunction with an interested third party, North Western Trains. A note to this effect, signed by all parties, had been received by the Secretary.

**15/8 Date of next meeting**

It was noted that the Committee would meet on 13th June to hear reference No.38.