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First Direction, issued via email on 18 June 2024

It is anticipated that In its SRD **NR** will set out the facts and matters relied upon and its reasoning for its decisions to allocate access to 14.5 tph for the times in issue. If **GWR** contends that for those reasons, and in context, those decisions were:

1. Not made in good faith;
2. Irrational;
3. Capricious; and/or
4. Inconsistent with the contractual purpose

Then **GWR** shall, in its opening statement to be presented at the hearing, set out the gist of its arguments for doing so and shall identify the evidence it wishes to rely upon in support of them. **GWR** shall use reasonable endeavours to give **NR** an advance copy of that opening statement.

Second Direction, issued via email on 25 June 2024

Following review of GWR's submission last week, the Hearing Chair would like **NR** to **include as an appendix to its SRD** NR's version of GWR's Appendix 1, i.e. a copy of the decision NR has made with regard to available capacity in a format such that it can be compared with GWR's Appendix 1. The purpose of the request is for the Panel to compare NR's decision with the one GWR has alleged NR should have taken.

John Hewitt
Hearing Chair