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## **ACCESS DISPUTES COMMITTEE**

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**To:** Freightliner Ltd and Freightliner Heavy Haul Ltd (together, "FL")  
DB Cargo Ltd ("DBC")  
Network Rail Infrastructure Ltd ("Network Rail")

**From:** Hearing Chair  
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**Ref:** ADC/TTP926/929  
**Date:** 11 May 2016

Dear Sirs

### **Timetabling Disputes TTP926 and TTP929**

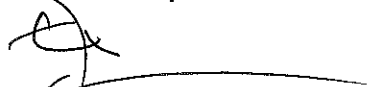
I am the Hearing Chair appointed for the Timetabling Panel hearing of disputes from DBC (TTP926) and FL (TTP929), both of which are concerned with Network Rail's decisions regarding Version 2 of the Timetable Planning Rules for 2017.

I have been pleased to learn that detailed discussions between the you have enabled you to arrive at a mutually acceptable solution (the "Solution") regarding disputed aspects of the National Timetable Planning Rules; your agreement has enabled any Panel hearing to be deferred pending further discussions relating to other matters contained within the Disputes.

It is appreciated that Network Rail is obliged to consult all Timetable Participants before publishing a decision reflecting the Solution and that there is therefore potential that other train operators might raise objections. In the circumstances, I consider it appropriate that I recognise the position reached with Disputes TTP926 and TTP929 by giving the following Directions:-

1. Network Rail shall, at the earliest opportunity, consult all Timetable Participants regarding the Solution; and
2. In considering responses to the consultation, Network Rail will, no doubt, take cognisance of the fact that the Solution has emerged from the Timetabling Panel process.

~~Yours faithfully~~



Clive Fletcher-Wood  
Hearing Chair