Name of train operator

Address 1

Address 2

Address 3

Postcode

Date:

Our ref:

Transport for Wales CVL Infrastructure Depot/Ty Trafnidiaeth

Trefforest Industrial Estate

Pontypridd

Wales

CF37 5UT

Email: cvltrackaccess@amey.co.uk

AIW reference:

Dear

**[Insert: TOC’s name] Acceptance of Proposed Core Valley Lines (“CVL”) Vehicle Change:**

**(Class)**

**(Description of Change)**

With reference to the CVL Vehicle Change notice issued by Seilwaith Amey Cymru /Amey Infrastructure Wales Ltd  (“AIW”) on behalf of [Insert Sponsor’s name] on [insert date] in relation to the proposed change to [insert description of change], this letter constitutes [Insert TOC’s name] formal acceptance of this proposed CVL Vehicle Change.

[insert responding TOC name] requires that AIW communicates the comments below in its own response to [Insert Sponsor’s name] under Condition F3.

[Insert TOC name] considers that in relation to the proposed CVL Vehicle Change [Insert TOC name] should be entitled to compensation for the consequences of the implementation of the change.

[The following text may be used (if required) as an alternative to the response above:[Insert TOC name] considers that the proposed CVL Vehicle Change will have no material effect on the operation of our trains on the CVL Network and the change may be implemented without the need for compensation to [Insert name of TOC].]

[Following wording to be used if first option above is used:

To the extent that the information provided in the CVL Vehicle Change notice has enabled us to assess the likely effect of the proposed change, a statement of the amount of compensation required (calculated in accordance with the requirements of Condition F3) and the means by which the compensation should be paid is shown in Appendix A to this letter. Also included are security and/or assurance of payment provisions which we wish [insert Sponsor name] to provide\* [\* delete this sentence if not applicable].]

[Following wording to be used if appropriate]

[insert TOC name] wishes AIW to treat this response as “sensitive information” as that term is defined in Part A of the CVL Network Code. As such we will supply a non-sensitive version of this response as required under Part A of the CVL Network Code (Condition A3.5) for publication on the CVL IM website under Condition F1.5(b)(ii).]

Yours sincerely,

Name

Title & Company name

**Appendix A [delete if not required]**

Note: Condition F3.2 states that the amount of compensation shall be an amount equal to the amount of the costs, direct losses and expenses (including loss of revenue) which can be reasonably be expected to be incurred by an operator as a consequence of the implementation of the proposed change other than such costs, losses or expenses which are attributable to the Sponsor improving its ability to compete with other operators of railway assets.

Under Condition F3.1, determining the amount of compensation, the following must be considered:

1. the benefit (if any) to be obtained or likely in the future to be obtained by AIW or any other operator of trains as a result of the proposed CVL Vehicle Change; and
2. the ability or likely future ability of AIW or any other operator of trains to recoup any costs, losses and expenses from third parties including passengers and customers.

Having taken into account the above, [Insert TOC’s name] claim for compensation arising from this proposed CVL Vehicle Change is set out below: