

Terms of reference

1. ORR, in exercise of its powers under section 131 of the Enterprise Act 2002 and having had regard, in particular, to its statutory duties under section 4 of the Railways Act 1993 (RA93), hereby makes a reference to the Competition Commission for an investigation into the leasing of rolling stock for franchised passenger services and the supply of related maintenance services (the reference goods and services) in Great Britain.

2. ORR has reasonable grounds for suspecting that a feature or a combination of features of the markets in which the reference goods and services are supplied prevent, restrict or distort competition in connection with the supply of the reference goods and services in Great Britain, being part of the United Kingdom.

3. For the purposes of this reference:
 - “franchised passenger services” has the same meaning as in section 23 of RA93; and
 - “related maintenance services” means the provision of services for the maintenance of leased rolling stock vehicles by a lessor (whether or not through a subcontractor), including, but not limited to, refurbishment and the overhaul or replacement of major components.