

INDEPENDENT COMPENSATION PANEL

MEETING #150 MINUTES

Purpose:	To determine medical, special cases and compensation claims.
Date and time:	Wednesday 6 th May 2020 – 1030hrs to 1200hrs
Location:	Video Conference
Panel Members:	Graham Parry (Chair) Phil Evans (Noise & Vibration) Stephen Stansfeld (Medical)
Abbreviations:	'Panel' means the Independent Compensation Panel 'Project' means Tideway 'ICC' means the Independent Complaints Commissioner for the Project 'Non-Stat Policy' means the Non-Statutory Off-site mitigation and compensation policy
Document Number:	2350-TDWAY-TTTUN-990-ZZ-ZZ-721693

Item 1	Notes for the record
Applicant Reference	The Panel considered information pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-721656 .
Relevant Tideway site	Hammersmith Pumping Station
Decision	Requested mitigation was AWARDED
Details of the award	The claimant is requesting an award of noise cancelling technology as he and his partner are finding working from home difficult with the general noise from the site. The Panel awards £100/person towards the cost of noise cancelling headphone systems. <u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u>
Further information required/actions arising	None
Information/action requested from Tideway	None

Item 2	Notes for the record
Applicant Reference	The Panel considered information pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-721665
Relevant Tideway site	Hammersmith Pumping Station

Decision	Mitigation has been offered. Compensation NOT AWARDED.
Details of the award	<p>The claimant is requesting compensation (assumed to be financial) which the Panel does not award other than for business losses.</p> <p>The Panel has carefully considered the impact that the works are presently having on the claimants whilst working from home and makes an offer of an award of £100/person towards the cost of a noise cancelling headphone system for each person.</p> <p><u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u></p> <p><u>https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</u></p>
Further information required/actions arising	None
Information/action requested from Tideway	None

Item 3	Notes for the record
Applicant Reference	The Panel considered information pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-721688.
Relevant Tideway site	Hammersmith Pumping Station
Decision	Requested compensation was NOT AWARDED
Details of the award	<p>The claimant has identified that odour is affecting the amenity and enjoyment of his property. The Panel determined that it is for Thames Water to investigate to determine whether the nuisance can be abated.</p> <p>The claimant was requesting financial compensation which the Panel does not award other than for business losses.</p> <p><u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u></p> <p><u>https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</u></p>
Further information required/actions arising	None
Information/action requested from Tideway	Tideway to liaise with Thames Water to investigate the complaint with respect to odour.

Item 4	Notes for the record
Applicant Reference	The Panel considered information pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-721662.
Relevant Tideway site	Hammersmith Pumping Station
Decision	Requested mitigation was AWARDED
Details of the award	<p>The Panel has carefully considered the impact that the works are presently having on the claimants, who are both working from home, and makes an award of £100/person towards the cost of a noise cancelling headphone system for each person.</p> <p><u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u></p> <p><u>https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</u></p>
Further information required/actions arising	None
Information/action requested from Tideway	None

Item 5	Notes for the record
Applicant Reference	The Panel considered information pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-721655.
Relevant Tideway site	Hammersmith Pumping Station
Decision	Mitigation has been offered
Details of the award	<p>The claimant initially provided a claim form which predates the recent source of noisy activity on the site and the Government's guidance in respect of COVID-19. The claim has however also been considered in the light of existing activities on the site and their anticipated duration.</p> <p>The claimant is seeking compensation for a number of issues which include; cracks on a wall, stress, damage to wall, clean air filter/purifier and the cost of cleaning products.</p> <p>The claimant was requesting financial compensation which the Panel does not award other than for business losses.</p> <p>The Panel does not consider that dust from the site is likely to be at such a level as to require an air purifier or additional cleaning of the property.</p> <p>The Panel has carefully considered the impact that the works are presently having on the claimant and makes an offer of an award of £100 towards the cost of a noise cancelling headphone system.</p> <p><u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u></p> <p><u>https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</u></p>

Further information required/actions arising	None
Information/action requested from Tideway	Tideway to arrange for cracks in wall to be investigated.

Item 6	Notes for the record
Applicant Reference	The Panel considered information pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-721664.
Relevant Tideway site	Hammersmith Pumping Station
Decision	Requested mitigation NOT AWARDED
Details of the award	<p>The Panel has considered the claimants' request for air conditioning units, however, has determined that in this instance an award is not made as the Panel does not anticipate that exposure to the higher levels of noise will continue for a prolonged period of time.</p> <p><u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u></p> <p><u>https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</u></p>
Further information required/actions arising	None
Information/action requested from Tideway	None

Item 7	Notes for the record
Applicant Reference	The Panel considered information pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-721660.
Relevant Tideway site	Hammersmith Pumping Station
Decision	Mitigation has been offered. Compensation NOT AWARDED.
Details of the award	<p>The Panel does not award financial compensation other than for business losses.</p> <p>The Panel has carefully considered the impact that the works are presently having on the claimant and makes an offer of an award of £100 towards the cost of a noise cancelling headphone system.</p> <p><u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u></p> <p><u>https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</u></p>
Further information required/actions arising	None
Information/action requested from Tideway	Tideway to arrange for cracked window to be investigated.

Item 8	Notes for the record
Applicant Reference	The Panel considered information pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-721666.
Relevant Tideway site	Hammersmith Pumping Station
Decision	Mitigation has been offered.
Details of the award	<p>The Panel is aware of the nature and extent of the noisy activities presently occurring on the site however note that these particularly noisy activities are due to be completed soon. The Panel does not consider that the existing situation is such that it would consider the provision of temporary rehousing.</p> <p>The Panel has carefully considered the impact that the works are presently having on the claimant and his wife and makes an offer of an award of £100/person towards the cost of noise cancelling headphone systems.</p> <p>With respect to dust the Panel does not consider that dust from the site is likely to be at such a level as to impact on the health of the claimant and his wife.</p> <p><u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u></p> <p><u>https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</u></p>
Further information required/actions arising	None
Information/action requested from Tideway	None

Item 9	Notes for the record
Applicant Reference	The Panel considered information pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-721663.
Relevant Tideway site	Hammersmith Pumping Station
Decision	Requested mitigation was PART AWARDED
Details of the award	<p>The Panel is aware of the nature and extent of the noisy activities presently occurring on the site however note that these particularly noisy activities are due to be completed soon.</p> <p>The Panel has carefully considered the impact that the works are presently having on the claimants and makes an award of £100/person towards the cost of a noise cancelling headphone system for each person. The Panel does not consider that an award for a tower fan for each person is proportionate based on the degree of anticipated exposure to higher noise levels.</p> <p>The Panel notes the claimant's comments with respect to damage to the flooring, which in the Panel's view is highly unlikely to have occurred as a result of site operations.</p>

	<p><u>All awards are subject to Tideway’s Guidelines for Implementation of ICP decisions.</u></p> <p><u>https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</u></p>
Further information required/actions arising	None
Information/action requested from Tideway	Tideway to arrange for damage to floor to be investigated.

General Notes

As part of the review and decision making for all of the above claims the Panel has taken into account noise and vibration monitoring records, the current s61 for the site, information from Tideway in respect of on-going activities and their duration at the Hammersmith construction site, the individual claimant information packs and a site visit carried out to the area by the Chair of the ICP. The Panel has also taken into account the current Government guidance in respect of the COVID-19 pandemic. The Panel will continue to review the on-going situation at the site in respect of site activities and current Government advice and may further review any decisions at a later date.

I confirm that these minutes are an accurate record of the proceedings of the meeting.

Signed

Date 29 May 2020

Graham Parry
Chair, Independent Compensation Panel