

INDEPENDENT COMPENSATION PANEL

MEETING #149 MINUTES

Purpose:	To determine medical, special cases and compensation claims.
Date and time:	Tuesday 14 th April 2020 – 1100hrs to 1200hrs
Location:	Teleconference & an exchange of emails for compensation case
Panel Members:	Graham Parry (Chair) Phil Evans (Noise & Vibration) Stephen Stansfeld (Medical) Richard Pugh & Chris Kench (Compensation Specialists)
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-721596

Item 1	Notes for the record
Applicant Reference	The Panel considered information pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-721601
Relevant Tideway site	Chambers Wharf
Decision	Compensation was AWARDED
Details of the award	<p>The claimant made an application to the ICP for compensation in respect of loss of rent for his property which is affected by noise disturbance from the site. The Panel determined that the claimant had acted reasonably to mitigate his losses and makes an award for lost rent for the duration of the current tenancy.</p> <p>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</p> <p>https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</p>
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-721609
Relevant Tideway site	Kirtling Street & Heathwall
Decision	Requested compensation was DEFERRED
Details of the award	<p>The Panel had been requested to determine compensation that apparently sat outside of a previous legal agreement, the 'House Boat Compensation Agreement (dated 11th January 2017)'. The Panel remain concerned as to why this needed to be an ICP decision noting that the previous legal agreement appeared to not have had any input from the Compensation Specialists. There is apparently no dispute between Tideway and the claimant as to the calculated amount. The request from Tideway was for the ICP to ratify the amount and the methodology for determining future year applications. The Panel noted that the indexation formula method in the original legal agreement is intended to facilitate specific payments in a standard way. The claimant's case appears to have originally come before the ICP and is reported in Minutes#41. It was noted by the Panel that Clause 2.6 of the Legal Agreement sets out the conditions under which any material adverse impacts may cease. The ICP therefore deferred a decision subject to reviewing the previous decision (Minutes#41) and a further consultation between the Chair and the Compensation Specialists.</p> <p>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</p> <p>https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</p>
Further information required/actions arising	Further review of legal agreement and Minutes#41
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-721603 .
Relevant Tideway site	Greenwich
Decision	Requested respite was AWARDED
Details of the award	<p>The claimant had requested an extension of his temporary respite. The Panel noted that some work had recently recommenced at the Greenwich site and that the respite which had previously been extended had ceased. Recognising the claimant's occupation as a special case, the Panel determined that the claimant's existing respite arrangement should be extended for a period up to 30th September 2020. When circumstances allow the Panel will visit the general site area to determine the extent of on-going activities and disturbance.</p>

	All awards are subject to Tideway's Guidelines for Implementation of ICP decisions. https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf
Further information required/actions arising	None
Information/action requested from Tideway	None

Item 4	Notes for the record
Applicant Reference	The Panel considered information pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-721597 .
Relevant Tideway site	Hammersmith Pumping Station
Decision	Ratified previous award decision
Details of the award	The claimants had appealed an award which had been made by the Panel in respect of the cost of noise cancelling headphones. The claimants wanted the full costs of a specific type of noise cancelling device. The Panel ratified its previous determination. This award was considered to be proportionate in respect of the period of time over which the noisy activities are anticipated to occur. All awards are subject to Tideway's Guidelines for Implementation of ICP decisions. https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf
Further information required/actions arising	None
Information/action requested from Tideway	None

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

Signed

Graham Parry
Chair, Independent Compensation Panel

Date 2 June 2020