

## INDEPENDENT COMPENSATION PANEL

### MEETING #159 MINUTES

<b>Purpose:</b>	To determine medical, special cases and compensation claims.
<b>Date and time:</b>	Tuesday 25 August 2020 – 1000hrs to 1630hrs
<b>Location:</b>	Video Conference
<b>Panel Members:</b>	Graham Parry (Chair) Phil Evans (Noise & Vibration) Aurelia Richards (Medical)
<b>Abbreviations:</b>	'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
<b>Document Number:</b>	2350-TDWAY-TTTUN-990-ZZ-ZZ-729529

<b>Site visit</b>	Panel members (GP & SS) made a site visit to a claimant's property near the Chambers Wharf site. The Panel also took the opportunity of visiting the general site area and noted that other than a few very limited noise events the site was very quiet during the period of the Panel's visit. The Panel visited the claimant's property (See Item 6) and the Panel obtained information with respect to the claimant's on-going health issues and concerns.
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Item 1	Notes for the record
<b>Applicant Reference</b>	The Panel previously considered information pack <b>2350-TDWAY-TTTUN-990-ZZ-ZZ-721456</b> at the ICP meeting on 25 February 2020.
<b>Relevant Tideway site</b>	Carnwath Road
<b>Decision</b>	<b>RESPIRE AWARDED</b>
<b>Details of the award</b>	<p>The Panel is aware of the claimant's health issues and the noise environment in the Carnwath Road area. The Panel has not been able to make a site visit to determine the noise impacts at the claimant's property, due to an inability to access the claimant's property or a proxy property.</p> <p><b>Accordingly, the claimant is provided with an interim award on a very precautionary basis. The award for the claimant only is made for a maximum period of 6 months from the date of this decision or until tunnelling activities at the site and the use of the muck bin area ceases whichever is the soonest.</b></p>

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

Item 2	Notes for the record
Applicant Reference	The Panel previously considered information pack <b>2350-TDWAY-TTTUN-990-ZZ-ZZ-729419</b> plus 3x videos at the meeting on 28 July 2020.
Relevant Tideway site	Albert Embankment
Decision	<b>RESPIRE IS NOT AWARDED</b>
Details of the award	<p>The Panel reviewed the information received in respect of site activities and the relevant s61 application for the site The Panel has reviewed the video evidence provided to it and the noise data and has determined that the data does not support a case for rehousing.</p> <p>The Panel notes that the claimant is not a special or medical case.</p> <p><b>Accordingly, the Panel does <u>not</u> make an award for rehousing.</b></p> <p><b><u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u></b></p> <p><a href="https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf">https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</a></p>
Further information required/actions arising	None
Information/action requested from Tideway	None

Item 3	Notes for the record
Applicant Reference	The Panel previously considered information pack: <b>2350-TDWAY-TTTUN-990-ZZ-ZZ-729422</b> at the meeting on 28 July 2020.
Relevant Tideway site	Heathwall
Decision	<b>RESPIRE IS NOT AWARDED, MITIGATION OFFERED</b>
Details of the award	<p>The Panel has reviewed the noise data and the latest s61 and does not consider that noise from the construction activities is such as to require overnight respite and notes that there are no overnight activities at the site. The Panel notes that the claimant and his partner are not classed as special or medical cases</p> <p><b>The Panel does however, in line with similar circumstances elsewhere, make the offer of two noise cancelling headphones to assist with working from home to a maximum cost of £100/pair.</b></p>

	<b><u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u></b>  <b><u><a href="https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf">https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</a></u></b>
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 <b>2350-TDWAY-TTTUN-990-ZZ-ZZ-729526</b>
Relevant Tideway site	Chambers Wharf
Decision	<b>MITIGATION AWARDED not RESPITE</b>
Details of the award	<p>The Panel has considered the latest noise monitoring and air quality reports for the area and has also carried out a recent visit around the construction site area. The overall noise levels do not in themselves identify a requirement for respite. Recognising the health issues of the family <b>the Panel does; however, award as a very precautionary measure either two fans or two portable air conditioning units to assist with keeping windows closed to a maximum cost of £300/unit plus electricity costs. The Panel also makes an offer of an award of noise cancelling headphones to a maximum cost of £100/pair to assist with studying from home.</b></p> <p><b><u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u></b></p> <p><b><u><a href="https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf">https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</a></u></b></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 <b>2350-TDWAY-TTTUN-990-ZZ-ZZ-729525 and 2350-TDWAY-TTTUN-990-ZZ-ZZ-729537.</b>
Relevant Tideway site	Chambers Wharf
Decision	<b>PART AWARD</b>
Details of the award	<p>The Panel has considered the latest noise monitoring and air quality reports for the area and has also carried out a recent visit around the construction site area. The Panel is aware of the son's medical issues and has specifically taken that into account. The overall noise levels do not identify a requirement for respite. However, recognising the health issues of the family <b>the Panel awards, as a very precautionary measure, either two fans or two portable air</b></p>

	<p><b>conditioning units to a maximum cost of £300/unit plus electricity costs.</b></p> <p>With respect to blackout blinds/curtains, the claimant is directed towards Tideway's blackout blind procedure.</p> <p><b><u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u></b></p> <p><b><u><a href="https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf">https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</a></u></b></p>
Further information required/actions arising	To provide information to the claimant in respect of the blackout blinds procedure.
Information/action requested from Tideway	None

Item 6	Notes for the record
Applicant Reference	The Panel considered information pack <b>2350-TDWAY-TTTUN-990-ZZ-ZZ-729481.</b>
Relevant Tideway site	Chambers Wharf
Decision	<b>RESPIRE AWARDED</b>
Details of the award	<p>The Panel has reviewed the s61, noise and air quality monitoring reports for the area and are also aware of noise complaints related to isolated noisy activities on the site. The Panel (GP &amp; SS) carried out a visit around the Chambers Wharf site area and also visited the claimant at his property. Following the visit and recognising his various health related issues as discussed with him, <b>the Panel has determined that as a precautionary measure an award should be made in order to assist the claimant in reducing any anxiety or stress that he associates with the construction activities. The award will be reviewed on a yearly basis taking into account on-going site activities.</b></p> <p><b>The award includes the person that the claimant has identified to the ICP as his carer/partner.</b></p> <p>The Panel would like to remind the claimant that the provision of secondary glazing to the lounge would further improve the internal noise climate.</p> <p><b><u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u></b></p> <p><b><u><a href="https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf">https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</a></u></b></p>
Further information required/actions arising	None
Information/action requested from Tideway	None

Item 7	Notes for the record
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<b>Applicant Reference</b>	The Panel considered information pack <b>2350-TDWAY-TTTUN-990-ZZ-ZZ-729514</b> (plus 5 videos and other noise & dust information sent via Sharepoint Document Transfer link).
<b>Relevant Tideway site</b>	Acton Storm Tanks
<b>Decision</b>	<b>DECISION DEFERRED</b>
<b>Details of the award</b>	<p>From the information available to the Panel it was difficult to understand the extent to which noise significantly disturbed the family.</p> <p><b>Accordingly, a decision on this claim is DEFERRED until a site visit can be arranged.</b></p> <p><b><u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u></b></p> <p><b><u><a href="https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf">https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</a></u></b></p>
<b>Further information required/actions arising</b>	<b>None</b>
<b>Information/action requested from Tideway</b>	<b>Tideway to arrange site visit to claimant's property</b>

<b>Item 8</b>	<b>Notes for the record</b>
<b>Applicant Reference</b>	The Panel previously considered information pack <b>2350-TDWAY-TTTUN-990-ZZ-ZZ-729149</b> at the meeting on 23 June 2020 together with additional noise data.
<b>Relevant Tideway site</b>	Carnwath Road
<b>Decision</b>	<b>MITIGATION IS NOT AWARDED</b>
<b>Details of the award</b>	<p>Noting the location of the claimant's property the Panel reviewed the data available in a noise monitoring report.</p> <p><b>The Panel determined that the noise data does not support an award being made.</b></p> <p><b><u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u></b></p> <p><b><u><a href="https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf">https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</a></u></b></p>
<b>Further information required/actions arising</b>	<b>None</b>
<b>Information/action requested from Tideway</b>	<b>None</b>

<b>Item 9</b>	<b>Notes for the record</b>
<b>Applicant Reference</b>	The Panel considered information pack <b>2350-TDWAY-TTTUN-990-ZZ-ZZ-729523</b> plus a video, and noise & air quality data for the site.
<b>Relevant Tideway site</b>	King Edward Memorial Park
<b>Decision</b>	<b>MITIGATION NOT AWARDED</b>

<b>Details of the award</b>	<p>The Panel reviewed noise monitoring data and noted the location of the claimant's property. The Chair of the Panel had also carried out a recent visit to Free Trade Wharf (FTW) and noted the level of noise experienced at the eastern end of FTW.</p> <p><b>The Panel does not anticipate that noise levels within the claimant's property would exceed guidance noise levels for general working environments and therefore no award is made.</b></p> <p><b><u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u></b></p> <p><b><u><a href="https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf">https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</a></u></b></p>
<b>Further information required/actions arising</b>	<b>None</b>
<b>Information/action requested from Tideway</b>	<b>None</b>

<b>Item 10</b>	<b>Notes for the record</b>
<b>Applicant Reference</b>	The Panel considered information pack <b>2350-TDWAY-TTTUN-990-ZZ-ZZ-729497</b> .
<b>Relevant Tideway site</b>	Kirtling Street
<b>Decision</b>	<b>MITIGATION AWARDED</b>
<b>Details of the award</b>	<p>The Panel is fully aware of the noise issues resulting from activities at Kirtling Street. <b>The Panel therefore makes an award as requested of two pairs of noise cancelling headphones to a maximum cost of £100/pair.</b></p> <p><b><u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u></b></p> <p><b><u><a href="https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf">https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</a></u></b></p>
<b>Further information required/actions arising</b>	<b>None</b>
<b>Information/action requested from Tideway</b>	<b>None</b>

<b>Item 11</b>	<b>Notes for the record</b>
<b>Applicant Reference</b>	The Panel considered information packs <b>2350-TDWAY-TTTUN-990-ZZ-ZZ-729428</b> and further information requested by the Panel and supplied by Tideway ( <b>2350-TDWAY-TTTUN-990-ZZ-ZZ-729535</b> ).
<b>Relevant Tideway site</b>	Greenwich Pumping Station
<b>Decision</b>	<b>MITIGATION PART AWARDED</b>
<b>Details of the award</b>	The Panel has reviewed the s61 and noise monitoring report for the Greenwich site and note that noise levels are not particularly high. The Panel does not consider that dust is an issue at this property,

	<p>any more than other properties within London and notes that air quality monitoring closer to the site has not identified high levels of particulates. The Panel understands that there is another resident who is also working from home at the present time.</p> <p><b>The Panel has determined as a precautionary measure to award the request. Additionally, the Panel awards two pairs of noise cancelling headphones to a maximum cost of £100 each to assist with working from home arrangements.</b></p> <p><b><u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u></b></p> <p><b><u><a href="https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf">https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</a></u></b></p>
Further information required/actions arising	None
Information/action requested from Tideway	None

Item 12	Notes for the record
Applicant Reference	The Panel considered information provided by Tideway.
Relevant Tideway site	Earl Pumping Station
Decision	<b>MITIGATION NOT AWARDED</b>
Details of the award	<p>The Panel is aware of the noise issues at the site and also the various mitigation that the claimant has previously received.</p> <p>The Panel considers that the previously awarded mitigation is consistent with other awards and that the provision of an integrated air conditioning system is disproportionate to the scale of the reported problem.</p> <p><b>The Panel does <u>not</u> therefore make an award of an integrated air conditioning unit.</b></p> <p><b><u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u></b></p> <p><b><u><a href="https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf">https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</a></u></b></p>
Further information required/actions arising	None
Information/action requested from Tideway	None

Item 13	Notes for the record
Applicant Reference	The Panel considered information pack <b>2350-TDWAY-TTTUN-990-ZZ-ZZ-729532.</b>
Relevant Tideway site	Chambers Wharf
Decision	<b>MITIGATION PART AWARDED</b>

<p><b>Details of the award</b></p>	<p>The Panel is fully aware of the noise environment around the Chambers Wharf site and has reviewed recent noise monitoring data and the most recent s61. The Panel does not anticipate that trigger action levels will be exceeded at this location and therefore secondary glazing is not awarded. <b>As no medical conditions have been identified to the Panel respite is not awarded.</b></p> <p>The Panel notes that the claimants are presently working from home and therefore <b>the Panel awards two pairs of noise cancelling headphones to a maximum cost of £100/pair to assist with working from home</b></p> <p><b><u>All awards are subject to Tideway’s Guidelines for Implementation of ICP decisions.</u></b></p> <p><b><u><a href="https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf">https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</a></u></b></p>
<p><b>Further information required/actions arising</b></p>	<p><b>None</b></p>
<p><b>Information/action requested from Tideway</b></p>	<p><b>None</b></p>

Item 14	Notes for the record
<p><b>Applicant Reference</b></p>	<p>The Panel considered information pack <b>2350-TDWAY-TTTUN-990-ZZ-ZZ-729496</b> plus 4 videos.</p>
<p><b>Relevant Tideway site</b></p>	<p>Chambers Wharf</p>
<p><b>Decision</b></p>	<p><b>MITIGATION NOT AWARDED</b></p>
<p><b>Details of the award</b></p>	<p>The Panel has reviewed the s61 and the noise monitoring data and also videos which were provided by the claimant. <b>The Panel does not anticipate that trigger action levels will be exceeded at this location and therefore secondary glazing is not awarded.</b></p> <p>The Panel has noted the son’s health issues, although having reviewed recent air quality reports for the site area, the Panel notes that pollutant concentrations are significantly below the Air Quality Objective levels such that air quality in the area is unlikely to have a significant effect on asthma or other allergies.</p> <p><b>The Panel has determined that at this present time a substantive case is not made for daily or overnight respite.</b></p> <p>With respect to blackout blinds/curtains, the claimant is directed towards Tideway’s blackout blind procedure.</p> <p><b><u>All awards are subject to Tideway’s Guidelines for Implementation of ICP decisions.</u></b></p> <p><b><u><a href="https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf">https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</a></u></b></p>
<p><b>Further information required/actions arising</b></p>	<p><b>To provide information to the claimant in respect of the blackout blinds procedure.</b></p>
<p><b>Information/action requested from Tideway</b></p>	<p><b>None</b></p>



Item 15	Notes for the record
<b>Applicant Reference</b>	The Panel considered information pack <b>2350-TDWAY-TTTUN-990-ZZ-ZZ-729498</b> .
<b>Relevant Tideway site</b>	Kirtling Street
<b>Decision</b>	<b>MITIGATION AWARDED</b>
<b>Details of the award</b>	<p>The Panel awards a pair of noise cancelling headphones to a maximum cost of £100 to assist with studying from home.</p> <p><u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u></p> <p><a href="https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf">https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</a></p>
<b>Further information required/actions arising</b>	None
<b>Information/action requested from Tideway</b>	None

Item 16	Notes for the record
<b>Applicant Reference</b>	The Panel considered information pack <b>2350-TDWAY-TTTUN-990-ZZ-ZZ-729527</b> .
<b>Relevant Tideway site</b>	Chambers Wharf
<b>Decision</b>	<b>MITIGATION PART AWARDED</b>
<b>Details of the award</b>	<p>The Panel has reviewed the s61 and the noise monitoring data for the area and whilst there are some occasional events with elevated noise levels overall noise levels remain relatively low. The Panel has also reviewed the air quality data for the site area and carried out numerous site visits and also notes that pollutant concentrations are significantly below the Air Quality Objective levels such that dust in the area is unlikely to have a significant effect. Additionally, because the overall noise levels are low there is not a case for the award of a fan or air conditioning unit.</p> <p><b>Recognising that the claimant works from home an award of one pair of noise cancelling headphones is made to assist with working from home.</b></p> <p><b>The Panel does not make monetary awards except where there have been financial losses e.g. loss of rent and therefore no financial award is made.</b></p> <p><u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u></p> <p><a href="https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf">https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</a></p>
<b>Further information required/actions arising</b>	None

<b>Information/action requested from Tideway</b>	<b>None</b>
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<b>Item 17</b>	<b>Notes for the record</b>
<b>Applicant Reference</b>	The Panel considered information provided by Tideway
<b>Relevant Tideway site</b>	Chambers Wharf
<b>Decision</b>	<b>NO AWARD</b>
<b>Details of the award</b>	<p>The Panel has reviewed the latest noise monitoring data and the noise predictions within the s61. The Panel does not consider that the opening of the acoustic shed doors will result in any significant noise impacts at the claimant's property as the property does not have line of sight to the doors.</p> <p><b>As the Panel does not consider that there will be significant noise impacts no award is made.</b></p> <p><b><u>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</u></b></p> <p><b><u><a href="https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf">https://www.tideway.london/media/3687/guidelines-for-implementation-of-icp-decisions_oct-2019.pdf</a></u></b></p>
<b>Further information required/actions arising</b>	<b>None</b>
<b>Information/action requested from Tideway</b>	<b>None</b>

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

Signed

Date 10 September 2020

**Graham Parry**  
*Chair, Independent Compensation Panel*