

INDEPENDENT COMPENSATION PANEL

MEETING #201 MINUTES

Purpose:	To determine medical and special cases claims.
Date and time:	Tuesday 12 April 2022 1030 – 1200 – home visit to Nine Elms Pier 1300 - Medical & Special cases (in person)
Location:	Tideway offices at 80 Kirtling Street SW8 5BP
Panel Members:	Graham Parry (Chair) Aurelia Richards (Medical) Phil Evans (Noise)
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-735252

Site visit	ICP Panel members visited Nine Elms Pier and the Tideway sites at Kirtling Street and Heathwall
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Item 1	Notes for the record
Applicant Reference	The Panel considered the information contained in pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-735246 plus 2 videos
Relevant Tideway site	Chambers Wharf
Decision	NOT AWARDED
Details of the award	<p>The claimant's personal situation is known to the Panel from previous information submitted to the ICP. The Panel reviewed the videos provided by the claimant; however, the videos were inconclusive appearing to identify a very low level of noise from the site during the night-time. The Panel has previously reviewed the s61 and has made numerous visits to the site area and do not consider at this stage of the works, with the tunnelling due to cease imminently, that there is a significant likelihood of disturbance occurring. The Panel will continue to review site activities and in particular the potential for noise disturbance when demobilisation of the site commences.</p> <p>The Panel has decided that no award is made at this time as, without the benefit of a home visit, the ICP is unable to verify the extent to which noise disturbance is presently occurring.</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/4138/guidelines-for-implementation-of-icp-decisions_feb-2020.pdf</u></p>
Further information required/actions arising	None
Information/action requested from Tideway	Home visit to be arranged at a time to suit the claimant.

Item 2	Notes for the record
Applicant Reference	The Panel considered the information contained in pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-735255
Relevant Tideway site	Kirtling Street
Decision	DEFERRED
Details of the award	<p>The claimant is known to the Panel and the Panel has previously visited the claimant’s property. This claim was submitted to the Panel very late and the Panel has been unable to obtain details of the precise works which are proposed for the area. In order to assess the claim properly, the Panel requires a description of the works from the contractor and also a copy of the latest s61.</p> <p>The Panel has decided that until it is able to review in more detail information relating to the proposed site activities, the claim is deferred.</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/4138/guidelines-for-implementation-of-icp-decisions_feb-2020.pdf</u></p>
Further information required/actions arising	None
Information/action requested from Tideway	The Panel requires a description of the works and also a copy of the latest s61.

Item 3	Notes for the record
Applicant Reference	The Panel considered the information contained in pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-735247 plus additional information provided in an email from the claimant dated 11 April 2022.
Relevant Tideway site	Chambers Wharf
Decision	PART AWARDED
Details of the award	The Panel has been provided with a limited amount of information for this claim, although the Panel is broadly familiar with the location of the property in relation to the Chambers Wharf site. Whilst activities related to the slurry treatment plant and barge activities are due to cease imminently, the Panel is aware that demobilisation activities

	<p>on the site will commence soon. The Panel has been made aware that both of the residents in the property work from home.</p> <p>The Panel has decided to award two pairs of noise cancelling headphones assist with home working and also two mobile air conditioning units.</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/4138/guidelines-for-implementation-of-icp-decisions_feb-2020.pdf</u></p>
Further information required/actions arising	None
Information/action requested from Tideway	None

Item 4	Notes for the record
Applicant Reference	The Panel visited the claimant’s property on 30 March and reviewed various emails from the claimant dated 24 March 2022 and 25 March 2022
Relevant Tideway site	Greenwich Pumping Station
Decision	Part Awarded
Details of the award	<p>The Independent Compensation Panel Chair and the Noise & Vibration Specialist visited the claimant’s property on 30th March 2022. The Panel has previously viewed a video of the barge loading which occurs on Deptford Creek and has also visited the general site area a number of times.</p> <p>The Panel is aware of the claimant’s medical history and also the nature of his work which is largely carried out at home.</p> <p>The Panel has previously reviewed the works programme for the site and note that tunnel boring activities have ceased such that barge movements should cease week ending 10th April 2022. The Panel notes, however, that the demobilisation phase will now commence and that the removal of structures could result in a level of noise disturbance during the weekday period over the coming months.</p> <p>The Panel has determined that, taking into account the nature of the claimant’s work and his health issues, it makes a precautionary award of access to office space (subject to agreement with Tideway).</p> <p>With respect to the request for secondary glazing of the balcony dividing panel, the Panel members were not convinced that this could ever be a significant source of noise ingress and accordingly that request is not granted.</p> <p>The Panel has considered the request for respite costs; however, it has determined that the disturbance would not have been at such a level as to warrant respite payments either now or in the past.</p> <p>The request for compensation for lost rental income has not provided sufficient evidence of the steps that the claimant has</p>

	<p>taken in order to mitigate his losses and, therefore, no award is made. If the claimant wants to submit further information in respect of this part of his claim, then the Panel will review any further claim with its compensation specialists.</p> <p>This decision ratifies the interim decision previously communicated to the claimant.</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/4138/guidelines-for-implementation-of-icp-decisions_feb-2020.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 the information contained in pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-735074
Relevant Tideway site	Kirtling Street & Heathwall
Decision	AWARDED
Details of the award	<p>The claimant’s personal circumstances are known to the Panel. The Panel visited the property on the 12th April 2022 and discussed with the claimant how the site activities at the Heathwall works were impacting upon her. Whilst the site was presently very quiet, it was apparent from videos shared with the Panel that there had been recent occasions when the site was very noisy and was likely to become noisy again.</p> <p>The Panel has determined as a precautionary measure to make an award of respite for an initial six month period after which it will be further reviewed by the Panel.</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/4138/guidelines-for-implementation-of-icp-decisions_feb-2020.pdf</u></p>
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

Date 26 April 2022

Graham Parry
Chair, Independent Compensation Panel