

# INDEPENDENT COMPENSATION PANEL

## MEETING#228MINUTES

<b>Purpose:</b>	To determine medical, special cases and compensation claims.
<b>Date and time:</b>	Tuesday 9 May 2023 – 1000hrs to 1100hrs
<b>Location:</b>	Video Conference
<b>Panel Members:</b>	Graham Parry (Chair) Stephen Stansfeld (Medical) Phil Evans (Noise)
<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>	<b>2350-TDWAY-TTTUN-990-ZZ-ZZ-738998</b>

Item 1	Notes for the record
<b>Applicant Reference</b>	The Panel considered the email from the claimant contained in pack <b>2350-TDWAY-TTTUN-990-ZZ-ZZ-738990 plus 3 videos</b>
<b>Relevant Tideway site</b>	Chambers Wharf
<b>Decision</b>	<b>AWARDED</b>
<b>Details of the award</b>	<p>The Panel is aware of the personal circumstances of the claimant and her family. The Panel has viewed a number of videos related to activities on the site, which principally identified noisy activity from piling works between Luna House and the acoustic shed which have now ceased.</p> <p>The site update from the 28th of April 2023 was taken into consideration.</p> <p>The current s.61 extends up to the end of December 2023. Daytime predicted noise levels for May onwards are 74 dB L<sub>Aeq, 10hr</sub> falling to 73 dB then rising to 75 dB for the last two months. The daytime ambient level for the same period is given as 61 dB L<sub>Aeq</sub>.</p> <p>Night-time activity is much reduced now and predicted construction noise levels are just below ambient levels.</p> <p>Daytime activity is reducing, and the piling and major concrete breaking is mostly complete. However, daytime construction noise levels are still predicted as relatively high.</p> <p>Recent site visits have indicated low levels of activity/noise from the site.</p>

	<p><b>Based on the above information, and the ongoing health vulnerability of the family the Panel has determined to make an award of one day of respite a week for all family members until the end of June 2023. The award includes the period of the school half-term.</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/4138/guidelines-for-implementation-of-icp-decisions_feb-2020.pdf">https://www.tideway.london/media/4138/guidelines-for-implementation-of-icp-decisions_feb-2020.pdf</a></u></b></p>
Further information required/actions arising	None
Information/action requested from Tideway	None

Item 2	Notes for the record
<b>Applicant Reference</b>	The Panel considered the email from the claimant contained in pack <b>2350-TDWAY-TTTUN-990-ZZ-ZZ-738992</b> plus 1 video (the Panel are also asked to consider the 3 videos from claimant 1 above)
<b>Relevant Tideway site</b>	Chambers Wharf
<b>Decision</b>	<b>AWARDED</b>
<b>Details of the award</b>	<p>The Panel is aware of the personal circumstances of the claimant and her family. The Panel has viewed a number of videos related to activities on the site, which principally identified noisy activity from piling works between Luna House and the acoustic shed which have now ceased.</p> <p>The site update from the 28<sup>th</sup> April 2023 was taken into consideration.</p> <p>The current s.61 extends up to the end of December 2023. Daytime predicted noise levels for May onwards are 74 dB L<sub>Aeq, 10 hr</sub> falling to 73 dB then rising to 75 dB for the last two months. The daytime ambient level for the same period is given as 61 dB L<sub>Aeq</sub>.</p> <p>Night-time activity is much reduced now and predicted construction noise levels are just below ambient levels.</p> <p>Daytime activity is reducing, and the piling and major concrete breaking is mostly complete. However, daytime construction noise levels are still predicted as relatively high. Noise monitoring data is of little use due to the poor location of the noise monitor which will not be providing levels representative of those at the claimant's property.</p> <p>Recent site visits have indicated low levels of activity/noise from the site.</p> <p><b>Based on the above information, and the ongoing health vulnerability of the family the Panel has determined to make an award of one day of respite a week for all family members until the end of June 2023. The award includes the period of the school half-term.</b></p>

	<b>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</b> <a href="https://www.tideway.london/media/4138/guidelines-for-implementation-of-icp-decisions_feb-2020.pdf">https://www.tideway.london/media/4138/guidelines-for-implementation-of-icp-decisions_feb-2020.pdf</a>
Further information required/actions arising	None
Information/action requested from Tideway	None

Item 3	Notes for the record
Applicant Reference	The Panel considered emails from the claimant contained in pack <b>2350-TDWAY-TTTUN-990-ZZ-ZZ-738996</b>
Relevant Tideway site	Carnwath Road
Decision	<b>AWARDED</b>
Details of the award	<p>The Panel is aware of the personal circumstances of the claimant. The Chair of the Panel made a recent site visit to the area to witness the construction activities and reported on that visit to the other members of the Panel.</p> <p>The site update for the drop-in session on the 3<sup>rd</sup> of May 2023 was taken into consideration.</p> <p>The Panel note that the claimant has TAPS mitigation installed.</p> <p><b>The Panel has determined that, given the proximity of the claimant's property and the ongoing works some of which will be noisy, the current respite is extended for one night a week plus carer. Accordingly, the award is extended until the end of 2023 or until the principal activities (construction of the AHU or the demobilisation of the acoustic shed) are completed whichever is the sooner.</b></p> <p><b>All awards are subject to Tideway's Guidelines for Implementation of ICP decisions.</b> <a href="https://www.tideway.london/media/4138/guidelines-for-implementation-of-icp-decisions_feb-2020.pdf">https://www.tideway.london/media/4138/guidelines-for-implementation-of-icp-decisions_feb-2020.pdf</a></p>
Further information required/actions arising	None
Information/action requested from Tideway	None

Item 4	Notes for the record
Applicant Reference	The Panel considered the information contained in pack <b>2350-TDWAY-TTTUN-990-ZZ-ZZ-739009</b> plus one video
Relevant Tideway site	Chambers Wharf
Decision	<b>AWARDED</b>
Details of the award	The Panel is aware of the personal circumstances of the claimant.

	<p>The site update from the 28th of April 2023 was taken into consideration.</p> <p>The current s.61 extends up to the end of December 2023. Daytime predicted noise levels for May onwards are 74 dB L<sub>Aeq, 10hr</sub> falling to 73 dB then rising to 75 dB for the last two months. The daytime ambient level for the same period is given as 61 dB L<sub>Aeq</sub>.</p> <p>Night-time activity is much reduced now and predicted construction noise levels are just below ambient levels.</p> <p>Daytime activity is reducing, and the piling and major concrete breaking is mostly complete. However, daytime construction noise levels are still predicted as being relatively high.</p> <p>Recent site visits have indicated low levels of activity/noise from the site.</p> <p><b>The Panel has determined to extend the respite of two days a week until the end of June 2023.</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/4138/guidelines-for-implementation-of-icp-decisions_feb-2020.pdf">https://www.tideway.london/media/4138/guidelines-for-implementation-of-icp-decisions_feb-2020.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 5	Notes for the record
<p><b>Applicant Reference</b></p>	<p>The Panel considered the information contained in pack <b>2350-TDWAY-TTTUN-990-ZZ-ZZ-738989</b></p>
<p><b>Relevant Tideway site</b></p>	<p>Earl Pumping Station</p>
<p><b>Decision</b></p>	<p><b>AWARDED</b></p>
<p><b>Details of the award</b></p>	<p>The Panel has not received a previous claim from the claimant but is aware of the location of the property in relation to the on-going construction activities.</p> <p>The contractor has indicated the upcoming works that could impact residents.</p> <p>The most recent s.61 only extends to December 2022 and the one that covers current works is awaiting consent but covers these works.</p> <p>The most relevant noise monitoring location is NM01 but that is on the site boundary and does not represent the likely construction noise levels at the claimant's apartment. Notwithstanding this, most recent levels (up to 6th March 2023) at this location are below the s.61 and TAP limits and below 70 dB. At the location of the claimant's apartment, noise levels would be lower and levels inside with rear door and windows closed would be relatively low.</p>

	<p>There is limited information on current noise levels affecting this apartment as the closest noise monitoring location is not representative of the apartment.</p> <p>The claimant has cited dust as being of concern; however, the Panel considers that the measures in place to monitor and control dust are sufficient as to not result in any health impacts.</p> <p><b>On the basis of the above information, the Panel has determined to make an award of one night respite overnight accommodation/ month until the end of July 2023.</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/4138/guidelines-for-implementation-of-icp-decisions_feb-2020.pdf">https://www.tideway.london/media/4138/guidelines-for-implementation-of-icp-decisions_feb-2020.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>

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

Signed

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

Date 14 June 2023