

INDEPENDENT COMPENSATION PANEL

MEETING #167 MINUTES

Purpose:	To determine medical and special case claims.
Date and time:	Tuesday 18 December 2020 – 1030hrs to 1215hrs
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-732443

Item 1	Notes for the record
Applicant Reference	The Panel considered information pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-732439 .
Relevant Tideway site	Chambers Wharf
Decision	DEFERRED
Details of the award	<p>The Panel is aware of the claimant's health issues and note the concerns identified in his email of the 10th December 2020 which the Panel take very seriously. The Panel is aware of some recent noisy activities outside of the acoustic enclosure and has reviewed the relevant noise monitoring data.</p> <p>Nevertheless, the Panel understands that the claimant is able to make further health related information available and depending on the nature of such further health information the Panel would consider a further award.</p> <p>The Panel notes that the site will be closed for the Christmas holiday and would hope that may assist the claimant.</p> <p>The Panel would also like to remind the claimant of the Exceptional Hardship Procedure.</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	Claimant to identify mechanism for the Panel to receive further health information.
Information/action requested from Tideway	None

Item 2	Notes for the record
Applicant Reference	The Panel considered recent email correspondence from the claimant dated the 10th December 2020.
Relevant Tideway site	Chambers Wharf
Decision	DEFERRED
Details of the award	<p>The Panel had previously determined that the claimant and specified family members resident at the property should be awarded respite, on a very precautionary basis.</p> <p>Because of lockdown arrangements the Panel determined that any remaining respite days not taken in 2020 can be transferred up to the end of the Easter 2021 school holiday.</p> <p>The claimant is now requesting relocation away from the site for her and all of her family member's resident at her property.</p> <p>The Panel is fully aware of the claimant's health issues and also recent noisy activity in the vicinity of her property which is why the previous award was made.</p> <p>The Panel has determined that it will review further noise data as it becomes available in 2021; however, at present cannot identify a compelling case on medical grounds related to noise disturbance for rehousing the family.</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 3	Notes for the record
Applicant Reference	The Panel considered information pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-732444 .
Relevant Tideway site	Chambers Wharf
Decision	PART AWARDED
Details of the award	The Panel has reviewed the information provided by the claimant and is aware of the claimant's property location with respect to the site and have reviewed various noise monitoring data for the site. A review of air quality monitoring data for the area indicates that

	<p>pollutant concentration level related to dust are significantly below National Air Quality Objectives.</p> <p>The Panel does not award financial compensation except in very special circumstances and this claim is not considered to be such a case.</p> <p>With respect to light trespass into the claimant's property the claimant is pointed towards the Tideway blackout blinds procedure.</p> <p>The Panel as a very precautionary measure awards two respite days a week for the claimant and her two children or two nights overnight respite a week. The award will be for a period of three months until the end of March 2021.</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	Implement blackout blinds procedure

ITEMS FOR DISCUSSION	
Tideway Information Pack 2350-TDWAY-TTTUN-ZZ-ZZ-732440	<p>The claimant has variously received a number of awards. The Panel notes that whilst noise levels at the property are relatively high there has been a significant improvement in recent times as to when noise from the site occurs, such that the site is no longer resulting in noise during the night or the early hours of the morning.</p> <p>The claimant has now requested a payment to allow him to vacate the property and let his room at a lower rent. It is the case that the claimant must take whatever actions he considers appropriate and the ICP would then consider any claim that came before it.</p> <p>If he were to make a further claim for losses to the ICP the claimant would need to evidence such losses and demonstrate that he acted reasonably and mitigated such losses where possible. Evidence would also be required to demonstrate that the losses were a direct result of the Tideway works.</p> <p>Such information would be considered alongside a further review of the available noise data.</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. January 2021