

INDEPENDENT COMPENSATION PANEL

MEETING #190 MINUTES

Purpose:	To determine medical, special cases and compensation claims.
Date and time:	Tuesday 12 October 2021 – 1000hrs to 1130hrs
Location:	Video Conference
Panel Members:	Graham Parry (Chair) Stephen Stansfeld (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-734483

Item 1	Notes for the record
Applicant Reference	The Panel considered information pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-734496
Relevant Tideway site	Chambers Wharf
Decision	NOT AWARDED
Details of the award	<p>The family's health and personal circumstances are known to the Panel from previous claims.</p> <p>From recent site visits, the Panel is aware that noise levels from the site are not particularly high although there will still be some events, i.e. abnormal load deliveries, which may result in disturbance from time to time.</p> <p>The Panel is aware that a specific noise problem and disturbance was occurring from the slurry pipe bridge, however, the cladding of the pipe bridge has resulted in the mitigation of noise from that particular source.</p> <p>Based on the previous reviews of the section 61 which identifies predicted noise levels and the Panel's observations at the site, the Panel does not consider that noise is at such a level as to cause a significant disturbance and therefore no award is made.</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 2	Notes for the record
Applicant Reference	The Panel considered information pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-734495
Relevant Tideway site	Earl Pumping Station
Decision	PART AWARDED
Details of the award	<p>The claimant reports dust from the site and the constant noise of machinery and workmen shouting. Recently he has felt vibrations. Working at home, which will continue until January 2022, he has had to keep his windows shut and his flat gets very hot.</p> <p>His health problems have been documented and reviewed by the Panel and he reports that he is exhausted and depressed.</p> <p>It is not clear whether he is expecting a contribution to costs relating to a mobility scheme from the ICP. He feels that as Tideway is 'a major contributing factor in their need to relocate permanently' Tideway should make a contribution to their seller's fee).</p> <p>The claimant's apartment has very limited views of the site from the windows which results in limited exposure.</p> <p>From the site updates, the shaft at Earl Pumping Station is being temporarily filled with water, which will create a pressured environment for TBM Annie's arrival in November. Whilst the shaft remains flooded, the contractor will be continuing with other construction work at surface level. This includes beginning the walls for the permanent shaft enclosure. To do this, they will be breaking out existing ground and excavating. To mitigate noise, the contractor will use noise barriers around heavy machinery, and will be checking noise monitors to ensure we do not exceed permitted levels.</p> <p>Deep soil mixing, which may have resulted in some vibration, is now finished in the Combined Sewer Outfall area of the site. Later this month, the contractor will be piling and jet grouting. The contractor will use water misting to control any odours.</p> <p>The Panel under its terms of reference is unable to make the payments that the claimant has requested.</p> <p>However, mindful of the claimant's health issues, the Panel makes an offer of an award of two days respite/ week for two people until the end of March 2022 or until the claimant moves from his property, whichever is the sooner.</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-734498
Relevant Tideway site	Chambers Wharf
Decision	NOT AWARDED
Details of the award	<p>From recent site visits, the Panel is aware that noise levels from the site are not particularly high although there will still be some events, i.e. abnormal load deliveries, which may result in disturbance from time to time.</p> <p>The Panel is aware that a specific noise problem and disturbance was occurring from the slurry pipe bridge, however, the cladding of the pipe bridge has resulted in the mitigation of noise from that particular source.</p> <p>The Panel is aware of the various health issues of the family.</p> <p>The Panel has reviewed the Air Quality Reports for the area and notes that dust levels are significantly below the Air Quality Objectives and therefore does not consider that dust from the site could be a contributory factor in the reported skin condition.</p> <p>Based on the previous reviews of the section 61 which identifies predicted noise levels and the Panel's observations at the site, the Panel does not consider that noise is at such a level as to cause a significant disturbance. Additionally, dust is not at a level where the Panel consider that it would be a contributory factor in the reported skin condition. The Panel has therefore determined that no award is made.</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 considered information pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-734500
Relevant Tideway site	Earl Pumping Station
Decision	NOT AWARDED
Details of the award	<p>The claimant states that she is being continually disturbed by noise, vibration and dust from the site. Daytime noise is an issue as she works from home and has to keep doors and windows shut. She reports the noise begins at 6-7am and continues until 11pm when it affects her sleeping. She is asking what options for mitigation are available.</p> <p>The claimant lives relatively close to the site; however, she has a very limited view of the site.</p> <p>From the site updates, the shaft at Earl Pumping Station is being temporarily filled with water, which will create a pressured environment for TBM Annie's arrival in November. Whilst the shaft remains flooded, the contractor will be continuing with other construction work at surface level. This includes beginning the walls for the permanent shaft enclosure. To do this, they will be breaking out existing ground and excavating. To mitigate noise, the contractor will use noise barriers around heavy machinery, and will be checking noise monitors to ensure we do not exceed permitted levels.</p> <p>Deep soil mixing, which may have resulted in some vibration, is now finished in the Combined Sewer Outfall area of the site. Later this month, the contractor will be piling and jet grouting. The contractor will use water misting to control any odours.</p> <p>As the claimant's property does not have direct line of sight of the construction site, the Panel considers that noise and dust levels should not unduly affect the claimant and therefore no award is made.</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 information pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-734524
Relevant Tideway site	Carnwath Road Riverside
Decision	AWARDED

<p>Details of the award</p>	<p>In October 2021, the Mega Door at Carnwath Road developed a fault which has meant it has remained stuck open. The claimant reports that the noise during the night is disturbing her children’s sleep. She is requesting funding so her children can be taken to a tutor to ensure her children are not behind at school or she would like respite to be offered.</p> <p>There is no recent site update for the CARR site. However, a recent site visit indicated that activity was minimal and little disturbance should be arising given that tunnelling from this site is no longer occurring.</p> <p>The Panel considered the claim very carefully and has determined to make an award of respite payments for three family members for one day a week for a period of one month by which time the Mega Door should be repaired and closed at night. The award may be taken as a whole, if preferred.</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>
<p>Further information required/actions arising</p>	<p>None</p>
<p>Information/action requested from Tideway</p>	<p>None</p>

Item 6	Notes for the record
<p>Applicant Reference</p>	<p>The Panel considered information pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-734525</p>
<p>Relevant Tideway site</p>	<p>Chambers Wharf</p>
<p>Decision</p>	<p>NOT AWARDED</p>
<p>Details of the award</p>	<p>The family’s health and personal circumstances are known to the Panel from previous claims.</p> <p>The Panel members have carried out a number of visits to the Chambers Street area which has included visits to various claimants’ properties From recent site visits, the Panel is aware that noise levels from the site are not particularly high although there will still be some events, i.e. abnormal load deliveries, which may result in disturbance from time to time.</p> <p>The Panel is aware that a specific noise problem and disturbance was occurring from the slurry pipe bridge, however, the cladding of the pipe bridge has resulted in the mitigation of noise from that particular source.</p> <p>Based on the previous reviews of the section 61 which identifies predicted noise levels and the Panel’s observations at the site, the Panel does not consider that noise is at such a level as to cause a significant disturbance and therefore no award is made.</p>

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Further information required/actions arising	None
Information/action requested from Tideway	None

Item 7	Notes for the record
Applicant Reference	The Panel considered information pack 2350-TDWAY-TTTUN-990-ZZ-ZZ-734541
Relevant Tideway site	Chambers Wharf
Decision	NOT AWARDED
Details of the award	<p>The claimant’s property is significantly shielded from the site by the office accommodation on the site.</p> <p>The claimant states that fumes generated by plant and trucks on the site causes discomfort for everyone in the household and that her son has some allergies which are also aggravated by the dust and fumes.</p> <p>The claimant reports that she still gets severe migraines occasionally especially during periods when there is a lot of dust, and it makes it difficult for her to breathe.</p> <p>The Panel members have carried out a number of visits to the Chambers Street area. From recent site visits, the Panel is aware that noise levels from the site are not particularly high although there will still be some events, i.e. abnormal load deliveries, which may result in disturbance from time to time.</p> <p>The Panel is aware that a specific noise problem and disturbance was occurring from the slurry pipe bridge, however, the cladding of the pipe bridge has resulted in the mitigation of noise from that particular source.</p> <p>The Panel has reviewed the Air Quality Reports for the area and notes that dust levels are significantly below the Air Quality Objectives and therefore does not consider that dust from the site could be a contributory factor in the reported skin condition.</p> <p>Based on the previous reviews of the section 61 which identifies predicted noise levels and the Panel’s observations at the site, the Panel does not consider that noise is at such a level as to cause a significant disturbance. Additionally, dust is not at a level where the Panel consider that it would be a contributory factor in the reported skin condition. The Panel has therefore determined that no award is made.</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 1 November 2021

Graham Parry
Chair, Independent Compensation Panel