

Black Sluice Internal Drainage Board

Policy No: 46

Crop Loss Compensation

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| Review | Audit & Risk Committee 14 October 2020 |
| Board Approved | 25 November 2020 |

1. **PURPOSE**

This document sets out the policy of the Black Sluice Internal Drainage Board concerning crop loss compensation for summer drain maintenance, any other maintenance works and permanent loss of land.

2. **WHEN DOES CROP LOSS COMPENSATION APPLY?**

The Board will only pay crop loss compensation to the ratepayer if a field is cropped at the time the work is carried out and the work causes damage to the crop or coverage of the crop with arising's from the works. There is a twelve-month cut-off date for claiming compensation following any such crop damage. Following any crop damage, the Boards Officers seek to agree any crop loss payments with the relevant party involved.

3. **SUMMER DRAIN MAINTENANCE (WEED CUTTING)**

Where the Board travels through standing crops to undertake weed cutting operations, compensation will be paid for crop loss at the rate of 25p per linear metre for all cereal crops and 44p per linear metre for oil seed rape. Root crops will be subject to private negotiation. Compensation will not be payable for access through grassland.

The Board has authorised the Operations Department to go through standing crops where deemed necessary in the interest of economy, efficiency and to minimise soil structure damage.

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| Cereals: 1000m x 25p per metre = £250.00 |
| Oil Seed Rape: 1000m x 44p per metre = £440.00 |

4. **OTHER MAINTENANCE WORKS (DE-SILTING/BUSHING)**

Where **notice of entry (August/September notice) has been served** before a field has been cultivated, drilled, or planted, compensation will be calculated at the rate of **£1,310 per hectare whatever crop** is in the field.

Where **notice of entry has not been served** and a field has been cultivated, drilled, planted or sprayed, compensation will be calculated at the rate of **£1,495 per hectare for cereals** and **£1,720 per hectare for oil seed rape**.

5. PERMANENT LOSS OF LAND

The Board will only pay land loss compensation to the landowner for widths lost greater than 500mm, the Board has limited records on landowners, if the compensation forms are posted to the ratepayer and they are not the landowner the ratepayer must immediately inform the Board and pass on the papers to the landowner. There is a twelve-month cut-off date for claiming compensation following any such land loss.

| Land Loss Calculator | | | |
|-----------------------------|---|------------------------|----------------------|
| Multiplier | Annual rateable value £/acre | Comp £/acre | Comp £/ha |
| 125 | 85 | 10,625 | 26,254 |
| 125 | 80 | 10,000 | 24,710 |
| 125 | 75 | 9,375 | 23,165 |
| 125 | 70 | 8,750 | 21,621 |
| 125 | 65 | 8,125 | 20,077 |
| 125 | 60 | 7,500 | 18,532 |
| 125 | 55 | 6,875 | 16,988 |
| 125 | 50 | 6,250 | 15,444 |
| 125 | 45 | 5,625 | 13,899 |

6. HOW THIS POLICY WILL BE APPLIED

Summer Cutting

1. Notice is included with the drainage rate brochure and plan kept up to date on the website.
2. The Works Supervisor will endeavour to contact the occupier.
3. If the crop is due to be harvested imminently the programme will be adjusted to accommodate this where practicable.
4. If the crop is not due to be harvested imminently then the standard compensation rates will be agreed with the occupier.
5. The occupier is to be handed a leaflet explaining the process and policy or emailed it as a PDF attachment.
6. The GIS Technician raises claim forms and posts to the occupier as per the drainage rate records.
7. The occupier signs and returns the claim form including their bank details, within twelve months of the form being sent.
8. The GIS Technician records the receipt of the claim form and if correct passes to finance for payment.
9. Payment is authorised by the Chief Executive Officer or Finance Manager.
10. Claim is paid by the end of the following month it is claimed subject to the occupier matching the records on the drainage rate records.

Winter cleansing

1. Notice is sent in a letter in September/October prior to the works commencing in December of the same year.
2. The GIS Technician collates the crop loss from the drivers weekly report sheets.
3. The GIS Technician raises claim forms and posts to the occupier as per the drainage rate records.
4. The occupier signs and returns the claim form including their bank details, within twelve months of the form being sent.
5. The GIS Technician records the receipt of the claim form and if correct passes to finance for payment.
6. Payment is authorised by the Chief Executive Officer or Finance Manager
7. Claim is paid by the end of the following month it is claimed.

Land Loss

1. Notice is sent in a letter in September/October prior to the works commencing in December of the same year.
2. The GIS Technician collates the land loss from the drivers weekly report sheets.
3. The GIS Technician raises claim forms and posts to the occupier as per the drainage rate records requesting the details of the owner of the land, if not known.
4. The GIS Technician sends the claim forms to the owner if different to the occupier.
5. The owner signs and returns the claim form including their bank details, within twelve months of the form being sent.
6. The GIS Technician records the receipt of the claim form and if correct passes to finance for payment.
7. Payment is authorised by the Chief Executive Officer or Finance Manager.
8. Claim is paid by the end of the following month it is claimed.

Appendixes

Please see attached the following documents:

1. Compensation for Loss of Cropping
2. Claim Form for Crop Loss (Occupiers)
3. Claim Form for Land Loss (Owners)



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Swineshead
Boston
Lincolnshire
PE20 3PW

01205 821440

www.blacksluiceidb.gov.uk

mailbox@blacksluiceidb.gov.uk

COMPENSATION FOR LOSS OF CROPPING

The Board wish to gain access onto cropped fields and are willing to pay compensation to the Occupier:

Current Rate of compensation £ per metre Date / /

NAME OF OCCUPIER

ADDRESS OF OCCUPIER

TELEPHONE NUMBER

FIELD No:

DRAIN No:

LENGTH OF DRAIN CONCERNED

METRES

COMPENSATION PAYABLE

METRES X £

METRE

= £

Agreed on behalf of Occupier.....

Agreed on behalf of Board.....

BLACK SLUICE INTERNAL DRAINAGE BOARD

CLAIM FORM FOR CROP LOSS (OCCUPIERS)

26/10/2020

| RPA Sheet ID | RPA Parcel ID | Length (m) | Width (m) | Area of Crop Loss (Hectares) | Rate of Compensation | Amount of Compensation |
|--------------------------------|---------------|------------|-----------|------------------------------|----------------------|------------------------|
| Drain 22 / 28 Gosberton | | | | | | |
| TF1927 | 5141 | 398 | 0.00 | 0.0000 | £1,310 | £1.00 |

I/we the undersigned and being the occupier of the above mentioned fields am/are prepared to accept in full and final settlement of my/our claim for compensation the sum of:-

£1.00

Signature

Date

Occupier: BLACK SLUICE I D B
STATION ROAD
SWINESHEAD
BOSTON
LINCS
PE20 3PW

Please sign and return GREEN copy to BSIDB.

The white copy is for your own records.

Payment of Crop Loss Compensation

It is the Board's policy to make all payments wherever possible by direct transfer.

Please provide account details below:-

Account in name of

Sort Code

Account Number

BLACK SLUICE INTERNAL DRAINAGE BOARD

CLAIM FORM FOR LAND LOSS (OWNERS)

LAND LOSS

Drain: /

26/10/2020

| RPA Sheet ID | RPA Parcel ID | Length (m) | Width (m) | Area of Land Loss (Hectares) | Rate of Compensation | Amount of Compensation |
|-----------------|------------------|---------------|--------------|------------------------------------|-------------------------|---------------------------|
|-----------------|------------------|---------------|--------------|------------------------------------|-------------------------|---------------------------|

I/we the undersigned and being the owner of the above mentioned fields am/are prepared to accept in full and final settlement of my/our claim for compensation the sum of:-

£0.00

Signature

Date

Occupier:

Owner:
.....
.....
.....
.....

Please sign and return GREEN copy to BSIDB.

The white copy is for your own records.

Payment of Land Loss Compensation

It is the Board's policy to make all payments wherever possible by direct transfer.

Please provide account details below:-

Account in name of

Sort Code

Account Number