

JESUS FELLOWSHIP REDRESS SCHEME

The Individual Redress Payment Scheme

The Jesus Fellowship Individual Redress Payment Scheme (the **IRP Scheme**) has been set up by the Jesus Fellowship Community Trust (the **Trust**) to enable fair Redress to be available to those who suffered Abuse whilst living within its Community.

1. Who can apply to the IRP Scheme?

A person can apply to the IRP Scheme if they were or are a Member or a Dependant of a Member family.

2. Definitions

The following definitions apply to this IRP Scheme:

Term	Definition
Abuse	Abusive behaviour as defined in the categories Emotional, Physical or Sexual Abuse.
Apostolic Group	The group of men with overall responsibility for the direction of the Church.
Application	An application by an Eligible Applicant to the IRP Scheme.
Associate Member	The status accorded by the Trust to probationary Style 3 covenant members and to Style 2 covenant members.
Attorney	A person who has a Lasting Power of Attorney (LPA) as registered with the Office of the Public Guardian (OPG).
Balance of probabilities	The standard of proof which applies to the IRP Scheme and which requires the applicant to prove that an occurrence of the Abuse was more likely than not.
Baptised Member	An individual who belongs to the Church either through; <ul style="list-style-type: none"> I) a recognised act of water baptism in the Church II) an act of water baptism at another church, which was recognised by Jesus Fellowship leaders at the time of joining the Church And to include any further types of Church membership that would depend on first being a Baptised Member, such as covenant, congregation or cell membership.
Child	Person under the age of 18 years.
Church	The Jesus Fellowship Church.
Commencement Date	The date upon which the IRP Scheme begins, which is now agreed as 26th September 2022.
Common Law Compensation Award	A monetary award to be paid to an Eligible Applicant as compensation.
Community	A group of people living in properties owned or leased by the Jesus Fellowship with effect from 14 th June 1974 to 26 th May 2019.
Contributing Member	A fully-committed member of the Trust.
Covering Authority	The senior leadership of the Church.
Civil Claim	A claim for civil compensation commenced by a letter of claim.

the Decision	The Scheme Solicitors' response to the Scheme Application Form and supporting documents, which will include confirmation as to whether the Application is accepted or rejected. If the former, the Decision will include an offer of Tariff compensation by way of settlement offer.
Dependant	A person who is/was under the age of 21 years and whose parent/guardian is/was a Member.
Elder	Those carrying pastoral responsibility within the Church.
Eligible Applicant	A person who fulfils the eligibility criteria set out below at paragraph 7.
Emotional Abuse	Abusive conduct resulting in a Recognised Psychiatric Injury.
End Date	The date the Eligible Applicants involvement in the IRP Scheme will end which is 3 months after a Decision has been provided by the Scheme Solicitors and no settlement has been agreed or 30 days after any party has notified the other that the Applicant's participation in the IRP Scheme has ended.
Existing Claimants	Eligible Applicants who have already commenced, but not resolved, a Civil Claim for compensation against the Trust.
Individual Redress Payment	An award of money paid to compensate the Eligible Applicant for Abuse suffered in Community.
IRP Scheme	A scheme to compensate Eligible Applicants who were physically, sexually or emotionally abused by a person for whom the Trust would be Vicariously Liable.
Last Application Date	The final date by which an Application to the IRP Scheme can be made which is 31st December 2023.
Lasting Power of Attorney	A legal document that enables any individual over the age of 18 years and who has mental capacity to choose another individual or individuals (called Attorneys) to make decisions on their behalf and which is registered with the Office of the Public Guardian (OPG).
Leader	An individual holding a position in Community as defined in para. 9.4.
Leading Serving Brother	An Elder's assistant-leader.
Litigation Friend	An individual who offers support to an Eligible Applicant who lacks capacity and who can fairly and competently conduct an Application on behalf of that Eligible Applicant and who has completed a certificate of suitability (N235 form) to be filed with the court.
Member	A Baptised Member of the Church and/or a Contributing Member and Associate Member of the Trust.
New Eligible Applicants	Any person who has not commenced a Civil Claim for compensation prior to the Commencement Date and whose Application to the IRP Scheme is made after the Commencement Date and before the Last Application Date.
Nominated Representative	A family member, friend or individual that can assist the Eligible Applicant with their Application and who has provided a signed Nominated Representative Form.
Nominated Representative Form	The form that can be downloaded from www.jesus.org.uk and which must be used by a Nominated Representative.
Physical Abuse	Any act which caused physical injury to a Child or adult.
Recognised Psychiatric Injury	A psychiatric condition that is medically recognised and defined in the ICD 11 (International Classification of Diseases) or the DSM V (Diagnostic Statistic Manual of Diseases).
Redress	Types of Redress available to Eligible Applicants, as per para 8.
Referee	A person who can be contacted by the Scheme Solicitors and who will testify in writing about an applicant's eligibility to the IRP Scheme. Such Referee may

	not be a restricted person as listed in paragraph 18 (ii) and (iii) of the IRP Scheme document.
Representative	Solicitor, Litigation Friend, Attorney or Nominated Representative.
Settlement Agreement	The Eligible Applicant's confirmation of settlement, as per paragraph 9.5.
Sexual Abuse	Any act that involves forcing or enticing a Child to take part in sexual activity for the sexual gratification of another person. Non-consensual sexual activity between adults.
Scheme Application Form	The document which specifies the core agreed information and which is accompanied by any relevant supporting documents and which enables the Scheme Solicitors to assess the Application.
Scheme Solicitors	Clyde & Co, 2 New Bailey Square, Stanley Street, Salford, M3 5GS, who will deal with applications on behalf of the Trust.
Shared Property	Any property owned or leased by the Jesus Fellowship that was not for the exclusive use of a single family or individual with effect from 14 th June 1974 to 26 th May 2019.
Solicitor	A qualified legal practitioner who is regulated by the Solicitors Regulation Authority and who provides specialist legal advice on different areas of law and is responsible for representing and/or defending a client's legal interests.
Tariff	A list of the compensation to be paid when the Application made by the Eligible Applicant is accepted, such figure to be determined by the Abuse, which it is agreed occurred.
the Trust	Jesus Fellowship Community Trust.
Vicariously Liable	Where a party is held responsible for the actions of another person.
Witness Statement	A written document recording the evidence of a person, which is signed by that person to confirm that the contents of the statement are true.

3. Commencement Date and Closing Date

- 3.1 The IRP Scheme will start on 26th September 2022. Any Application for Redress under the IRP Scheme which is received by 5pm on the Last Application Date will be accepted into the IRP Scheme for consideration.
- 3.2 Any Application to the IRP Scheme received after 5pm on the Last Application Date will not be accepted into the IRP Scheme. Any such claims will be dealt with under the normal Civil Claim process.
- 3.3 The Trust and/or any relevant insurer reserves the right to give one months' notice to vary the IRP Scheme.
- 3.4 In the event there is an unreasonable delay by the Eligible Applicant or their Representative in responding to any reasonable requests for information/documentation or offer of settlement, the Eligible Applicant or their Representative will be notified that a continued failure to progress their Application may result in their Application exiting the IRP Scheme.

4. Representation under the IRP Scheme

- 4.1 An Eligible Applicant may represent him or herself through the IRP Scheme, or may:

- i) elect to be assisted by a Nominated Representative. If an Eligible Applicant elects to be represented in this way, the Eligible Applicant must provide a signed Nominated Representative Form, identifying the individual who will be acting as their Nominated Representative together with the individual's correspondence or e-mail address;
- ii) be represented by an Attorney (LPA);
- iii) appoint a Solicitor to represent them in the IRP Scheme;
- iv) appoint a Litigation Friend.

4.2 The Scheme Solicitors are appointed by the Trust to represent them in relation to the operation of the IRP Scheme and Applications received into the IRP Scheme.

5. Applications to the IRP Scheme

- i) Applications to the IRP Scheme shall be submitted online at <http://www.jesus.org.uk/www.jesus.org.uk>
- ii) Any paper Scheme Application Form shall be sent to Clyde & Co, 2 New Bailey Square, Stanley Street, Salford, M3 5GS

6. Scope of the IRP Scheme

The IRP Scheme is intended to provide comprehensive Redress to Eligible Applicants. Each Eligible Applicant is entitled to:

- i) A written apology acknowledging what has happened to them, providing acceptance of responsibility and an assurance that lessons of the past have been learnt and shared with relevant authorities;
- ii) For Sexual, Physical or Emotional Abuse, an award of compensation for the harm they have suffered, aligned with Common Law Compensation Awards;
- iii) An invitation to meet with a trustee of the Trust to share their story, if they so wish.

7. Eligibility under the IRP Scheme

7.1 The persons entitled to Redress under the IRP Scheme are as follows:

- i) Any person who can establish they are/were a Member and/or a Dependant of a Member family; and
- ii) There is evidence to show that on the Balance of probabilities he/she/they suffered;
 - (a) Emotional Abuse; and/or
 - (b) Physical Abuse; and/or
 - (c) Sexual Abuse; and
 - (d) Recognised psychiatric injury

AND

- iii) The Abuse was committed, counselled or instructed by a person at that time engaged in the leadership, management, operation or supervision of the Church and/or Community, whether as a Leader of the Church and/or Community or a person for whom the Trust would be Vicariously Liable;

OR

- iv) The Abuse was committed by an individual invited to stay in a Shared Property by a Member in the circumstances where there were inadequate safeguarding measures in place.

8. Redress types

i) Individual Redress Payment

The amount of the Individual Redress Payment should fairly reflect the severity of the Abuse suffered as well as the psychiatric consequences so that the awards are aligned with Common Law Compensation Awards for similar abuse/harm suffered and are made in full and final settlement of the Trust's civil liability to the Eligible Applicant.

The assessment of each Individual Redress Payment will take into consideration the following:

- (a) The severity and duration of the Abuse;
- (b) The extent of any physical or psychiatric injury caused by the Abuse; and
- (c) The extent/cost of any treatment or therapy to address the consequence of the Abuse.

The test for causation which will be applied is the test used by courts in civil proceedings for abuse cases, which is one of apportionment between injury caused by those for whom the Trust is liable and injury caused by other events for which the Trust is not liable. Awards made under the IRP Scheme will fairly reflect the extent to which the Abuse occurring in Community caused the Eligible Applicant's psychiatric injury but will not compensate the Eligible Applicant for any harms/difficulties/psychiatric injury which cannot be attributed to Abuse occurring in Community.

ii) Apology

A written apology acknowledging what has happened to them, providing acceptance of responsibility and an assurance that lessons of the past have been learnt and shared with relevant authorities;

iii) Invitation

An invitation to meet with a trustee of the Trust to share their story, if they so wish.

9. Legal Framework

9.1 Balance of Probabilities

The standard of proof which applies to this IRP Scheme is one of a "balance of probabilities" as this is the same standard that applies to the Civil Claims process.

9.2 Causation

The civil procedure process provides for a court to apportion compensation between different causes/acts. As such the Trust will compensate Eligible Applicants in the IRP Scheme for the Abuse/harm, and any psychological harm suffered as a result of that Abuse/harm, caused by Abuse/harm suffered whilst in Community for which the Trust is liable.

9.3 Limitation

Limitation will not be raised as a defence during the period of the Eligible Applicant's participation in the IRP Scheme. For the avoidance of doubt, if an Application is not resolved within the IRP Scheme, then limitation will remain in issue thereafter.

9.4 Vicarious Liability

The Trust will be liable for tortious acts carried out by individuals who held the following positions of leadership or authority within the Community:

- Apostolic Group
- Covering Authority group member (Senior Leader)
- household leaders
- Elder (Pastor)
- holiday school teacher.

Within the framework of the IRP Scheme, the Trust's vicarious liability for tortious acts carried out by individuals in the following positions within the Community will be considered on a case-by-case basis, if those acts were carried out in pursuance of Jesus Fellowship ideology or leader's directive:

- Leading Serving Brother (Assistant Pastor)
- Timothy leader (no updated title)
- household Timothy (no updated title)
- caring brother/ sister (no updated title)
- household deacons (no updated title)
- parents.

9.5 If an Eligible Applicant accepts an offer of Redress under the IRP Scheme in writing, an Individual Redress Payment will be in full and final settlement of the Eligible Applicant's claim against the Trust and the Eligible Applicant will not bring any civil proceedings against the Trust for the same or substantially the same harm, except for civil proceedings to enforce the offer of Redress which the Eligible Applicant has accepted.

9.6 Any admissions or offers made within the IRP Scheme are for IRP Scheme purposes only and will not be capable of being relied upon in any legal proceedings pursued outside of the IRP Scheme.

10. The Trust and/or any relevant insurers Right to Bring Recovery Action

10.1 In circumstances where the Trust accepts an Application under the IRP Scheme which leads to an Individual Redress Payment being made to the Eligible Applicant the Trust and/or any relevant insurer reserves the right to seek to recover payments from:

- i) The perpetrator of the offence and/or;
- ii) Any other organisation(s) which may also be liable for the Abuse to some extent.

10.2 In the circumstances, the Eligible Applicant is invited to cooperate with the Trust and Scheme Solicitors in pursuing the recovery.

11. Tariff

The awards for Individual Redress Payments will be calculated by reference to the Tariff which forms part of this IRP Scheme. The Tariff is a table containing a list of Abuse types. The most suitable award to the Eligible Applicant will be calculated by reference to the most severe harm suffered.

12. Expert Evidence

Expert evidence will not be sought as a matter of course and will only be obtained after a Scheme Application Form has been submitted and the Scheme Solicitors have provided a Decision. If at that stage either the Scheme Solicitors or the Eligible Applicant or their Representative consider the Application cannot be resolved without recourse to expert evidence, then they can obtain independent medical evidence or where appropriate, agree a joint expert appointment from the list of agreed joint experts. If a joint report is being obtained there will be a hiatus in the Application whilst the report is obtained. The expert will be instructed in accordance with the standard joint instruction form found in Appendix 1. Upon a joint report being provided, the timetable will be reactivated and the Application will recommence at the point it stopped.

13. The Assessment of Compensation

13.1 The Application for Redress will be commenced by submission of a Scheme Application Form, including detailed Witness Statement, which should include an account of the Eligible Applicant's experience while in Community.

13.2 Following submission of a Scheme Application Form with a signed statement of truth and relevant supporting documents, the Scheme Solicitors will either request more information or confirm its Decision in respect of any Application for an Individual Redress Payment and, as appropriate, make an offer in accordance with the Tariff.

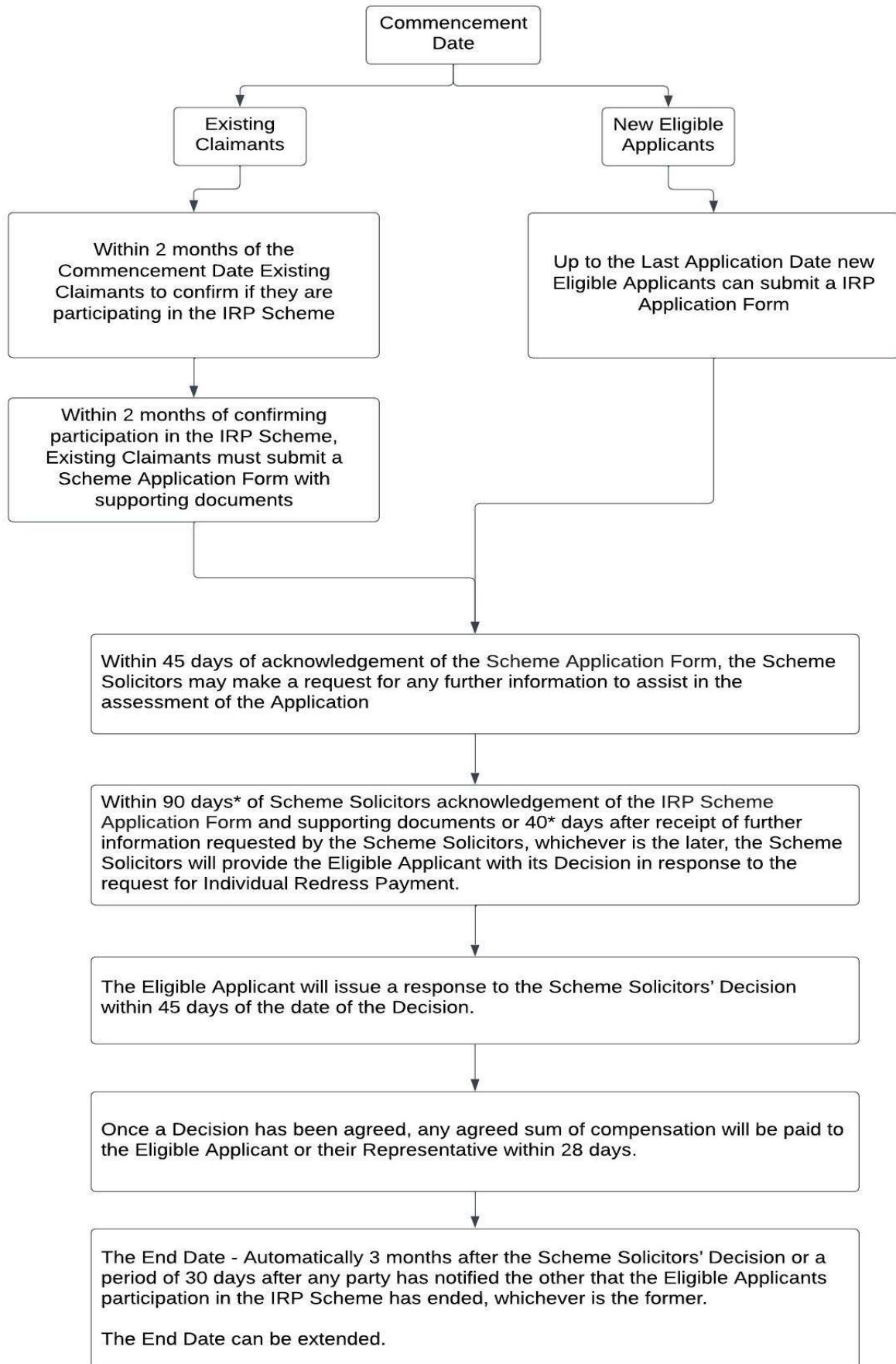
13.3 If the Scheme Solicitors have accepted the Application and made an offer the Eligible Applicant will respond and either:

- i) confirm the offer in respect of the Individual Redress Payment is accepted and provide a signed Settlement Agreement; or
- ii) If the offer is not accepted make a counter offer with an explanation why the Tariff sum does not apply and make a counter-proposal.

- 13.4 If the Scheme Solicitors have rejected the Application, the Eligible Applicant will either confirm their agreement to that rejection and the reasons for the same at which time their participation in the IRP Scheme will end or they or their Representative can put forward reasons why the Decision should be reconsidered.
- 13.5 The Scheme Solicitors and the Eligible Applicant or their Representative can at this stage engage in such negotiations as they consider appropriate. If however no settlement is reached within three months of the Decision, then the Application will no longer be part of the IRP Scheme unless it is agreed there are appropriate reasons that this time be extended.
- 13.6 If expert evidence is being obtained, this three month period will exclude the period during which that expert report was sought as detailed at paragraph 12 above.

14. Timescales

The Timetable which will apply to the IRP Scheme is as follows:



* Response time may vary and need to be extended due to number of IRP Scheme Applications. You will be kept up to date with the progress of your Application and advised in the event response time will be longer than set out above by the Scheme Solicitors.

15. Civil Proceedings

15.1 If an Eligible Applicant has previously made a Civil Claim against the Jesus Fellowship and received a payment of compensation in respect of the same damage for which they are applying to the IRP Scheme, the Eligible Applicant will not be entitled to make an Application under the IRP Scheme.

15.2 If an Eligible Applicant applying for Redress under the IRP Scheme has previously started a Civil Claim for compensation against the Trust for the same damage but did not receive compensation, the Eligible Applicant shall be allowed to make an Application under the IRP Scheme.

15.3 If at the time when the Eligible Applicant makes an Application for Redress under the IRP Scheme, the Eligible Applicant has an on-going Civil Claim for compensation against the Trust relating to the same Abuse then:

- i) the Trust and the Eligible Applicant will agree that the Civil Claim should be stayed pending determination of the Eligible Applicant's Application under the IRP Scheme;
- i) if the Eligible Applicant subsequently accepts (in writing) an offer of Redress under the IRP Scheme, the Trust and the Eligible Applicant will agree that the Eligible Applicant's Civil Claim for compensation shall be discontinued on terms that the Trust or any relevant insurer will pay the Eligible Applicant's reasonable costs of the action, to be the subject of detailed assessment if not agreed; and
- ii) if the Eligible Applicant subsequently discontinues their Application for Redress under the IRP Scheme and the stay of their Civil Claim for compensation is lifted, the Trust will be bound by paragraph 9.3 of this IRP Scheme in respect of limitation.

16. An Eligible Applicant's Entitlement to Costs and Expenses

16.1 Eligible Applicants whose Individual Redress Payment applications are agreed pursuant to the IRP Scheme are entitled to payment of their reasonable legal costs as follows:

- i) Where the Application is for Individual Redress Payment, the Trust or any relevant insurer will pay reasonable costs up to a limit of £2,500 plus VAT.

16.2 Legal costs will be settled directly with the Eligible Applicant's Solicitor following settlement and payment of the Individual Redress Payment.

17. Confidentiality

All Applications and all matters relating to those Applications shall be dealt with in the strictest of confidence, as set out in the Privacy Notice/s, which can be found at <https://www.jesus.org.uk/privacy>

18. Restrictions to the IRP Scheme

Who cannot apply to the IRP Scheme?

Any person who:

- i) has pursued a Civil Claim for compensation against the Trust in respect of the same damage for which they are applying to the IRP Scheme and has received an award of compensation in full and final settlement of that Civil Claim;
- ii) was a member of the Apostolic Group and/or Covering Authority;
- iii) has received a criminal conviction in respect of their conduct towards others in the Jesus Fellowship.

Appendix 1 - The Tariff

Individual Redress Payments

The Tariff is banded according to the period when an Eligible Applicant was present in Community. The rationale behind this banding is that, save in respect of Sexual Abuse which was always reprehensible, the standards of the day meant that physical chastisement and the understanding of need for emotional support may have fallen within the bounds of acceptable behaviour. The Trust accepts there may have been some behaviour which fell outside of what was acceptable hence the Tariff makes some allowance for each period but seeks to reflect the progression of changing attitudes.

Nature of Abuse and Perpetrator	Period of Experience 1969-1987	Period of Experience 1988 – 1999	Period of Experience 2000-2017
Excessive Corporal Punishment* amounting to assault – by persons other than own parent or by own parent under the direction of a person in a position of leadership	£2,000	£3,000	£4,000
Emotional Abuse by a person in a position of leadership or by other person in Community following report of previous harm and lack of subsequent safeguarding.	Up to £2,000		
Physical Abuse by a person in a position of leadership or by other person in Community occurring following report of previous harm and lack of subsequent safeguarding.	Up to £7,500		
Indecent assault over clothing	Up to £4,000		
Indecent assault under clothing involving genitalia	Up to £7,500		
Masturbation	Up to £15,000		
Digital Penetration	Up to £20,000		
Fellatio	Up to £25,000		
Rape	Up to £50,000		

Psychiatric injury	From £1,500	Some Eligible Applicants will have suffered psychological stress at the minimum through to psychiatric illness and disorders which may be linked to their experiences in Community. The figure of £1,500 is a baseline figure, and can be included in offers to Eligible Applicants who indicate they suffered psychiatric harm. If evidence of prolonged psychiatric injury is provided, increased sums will be offered in accordance with Civil compensation awards.
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* Where Excessive Corporal Punishment was experienced over a 2 time periods, the most recent time period will be used to calculate the value of the Individual Redress Payment.

- The figure paid will be based upon the most serious event which occurred and not on a cumulative basis.
- The Trust cannot be held liable for any Child on Child (also called Peer on Peer) Abuse unless it occurred in circumstances where the Abuse had been reported to an adult and insufficient action was taken to prevent further harm/Abuse occurring.
- The Trust may be liable for interfamilial Abuse (i.e. Abuse occurring within a family group) – cases involving such allegations will be considered on a case by case basis.
- There will be an uplift to the relevant figure of up to 20% for Sexual Abuse where more than 5 incidents of Sexual Abuse occurred. Sexual Abuse includes; rape, fellatio, digital penetration, masturbation and Indecent assault under clothing involving genitalia.