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COMPENSATION COMMISSION
GOVERNING COUNCIL

Decision concerning part two of the twelfth instalment of individual claims for damages above USD 100,000 (category “D” claims) taken by the Governing Council of the United Nations Compensation Commission at its 127th meeting, held on 13 March 2003

The Governing Council,

Having received, in accordance with article 38 of the Provisional Rules for Claims Procedure (“the Rules”), the report and recommendations made by the “D2” panel of Commissioners concerning part two of the twelfth instalment of individual claims for damages above USD 100,000 (category “D” claims), covering 286 claims, 1/

1. Approves the recommendations made by the panel of Commissioners, and, accordingly,
2. Decides, pursuant to article 40 of the Rules, to approve the amounts of the recommended awards concerning the claims covered in the report. The aggregate amounts awarded per country or international organization, based on the recommendations contained in table 2 of the report, are as follows:

1/ The text of the report appears in document S/AC.26/2003/1. In conformity with the provisions on confidentiality in the Rules (article 30, paragraph 1, and article 40, paragraph 5), information concerning the amount to be paid to each individual claimant will not be made public, but will be provided to each respective Government and international organization separately.

<u>Country or international organization</u>	<u>Number of claims recommended for payment</u>	<u>Number of claims not recommended for payment</u>	<u>Amount of compensation claimed (USD)</u>	<u>Amount of compensation recommended (USD)</u>
Canada	3	-	421,066.48	35,559.37
Croatia	1	-	2,967,474.05	501,842.55
Egypt	6	3	9,635,242.62	343,320.39
France	1	-	560,841.66	18,478.88
Germany	1	-	- a/	6,200.00
India	40	14	29,070,877.14	5,638,544.40
Jordan	28	4	53,817,968.29	8,600,630.07
Kuwait	152	1	150,325,350.59	97,389,011.24
Pakistan	7	-	2,322,855.99	833,681.30
Sudan	1	1	15,744,982.70	88,179.91
Syrian Arab Republic	11	1	3,675,539.16	1,578,085.69
Turkey	2	-	4,081,742.70	754,708.25
United Arab Emirates	-	1	104,027,083.63	nil
United States	2	-	681,733.68	438,533.26
Yemen	1	1	80,503,715.76	129,004.15
UNDP Kuwait	1	-	173,010.38	173,010.38
UNRWA Gaza	1	-	300,851.21	47,604.63
<u>Total</u>	258	26	458,310,336.04	116,576,394.47

a/ Claimants claiming for mental pain and anguish are not required to quantify a claimed amount.

3. Notes that, as referred to in paragraph 6 of the report, two claims were withdrawn by claimants in the course of the Panel's review of this instalment,

4. Reaffirms that when funds become available payments shall be made in accordance with decision 100 (S/AC.26/Dec.100 (2000)/Rev.1),

5. Recalls that when payments are made in accordance with decision 100, and pursuant to the terms of decision 18 (S/AC.26/Dec.18 (1994)), Governments and international organizations shall

distribute amounts received to the designated claimants in respect of approved awards within six months of receiving payment, and shall, not later than three months after the expiration of this time limit, provide information on such distribution,

6. Requests the Executive Secretary to provide a copy of the report to the Secretary-General, to the Government of the Republic of Iraq and to each respective Government and international organization.
