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COMPENSATION COMMISSION
GOVERNING COUNCIL

Decision concerning part one of the eighteenth 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 131st meeting, on 18 September 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 one of the eighteenth instalment of individual claims for damages above USD 100,000 (category “D” claims), covering 380 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.26/2003/18. 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	2	-	2,121,988.00	412,691.55
Egypt	4	3	3,637,598.62	112,149.16
Hungary	1	-	240,230.80	97,221.81
India	7	4	14,381,518.17	4,808,787.48
Ireland	-	1	89,923.95	nil
Italy	-	1	159,579.06	nil
Jordan	63	9	190,099,949.35	11,001,626.36
Kuwait	146	-	107,989,657.80	48,853,165.98
Lebanon	10	-	6,887,053.40	2,049,060.64
Pakistan	5	-	1,240,795.85	600,104.11
Saudi Arabia	3	9	92,587,179.78	469,102.35
Spain	1	-	186,851.21	69,522.04
Sudan	-	1	750,000.00	nil
Syrian Arab Republic	16	1	7,325,801.03	1,827,301.13
Turkey	-	2	454,889.97	nil
United Kingdom	4	3	1,220,204.56	157,438.22
United States	14	2	12,910,498.94	3,736,713.94
Yemen	59	6	35,364,589.78	9,269,339.72
UNDP Kuwait	1	-	179,989.52	114,672.02
UNDP Washington	1	-	688,010.38	146,746.76
UNRWA Gaza	1	-	674,117.65	97,657.44
<u>Total</u>	338	42	479,190,427.82	83,823,300.71

3. Reaffirms that when funds become available payments shall be made in accordance with decision 197 (S/AC.26/Dec.197 (2003)), except for the portion of one claim (claim number 3003849) for which payment is suspended in the amount of USD 61,522.80. This claim was brought to the attention of the Governing Council by the "D2" panel of Commissioners in paragraphs 42 to 44 of its report and recommendations and relates to previously paid category "C" claim number 973131. The Governing Council instructs the secretariat to notify the responsible Government or submitting entity to consider appropriate action to recover the amount of USD 61,552.80 from the category "C" claimant and return it to the Compensation Fund,

4. Recalls that when payments are made in accordance with decision 197, 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,

5. 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.
