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UNITED NATIONS
COMPENSATION COMMISSION
GOVERNING COUNCIL

Decision concerning part one of the nineteenth 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 133rd meeting, on 18 December 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 “D1” panel of Commissioners concerning part one of the nineteenth instalment of individual claims for damages above USD 100,000 (category “D” claims), covering 323 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, based on the recommendations contained in the annex to the report, are as follows:

¹ The text of the report appears in document S/AC.26/2003/27. 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 separately.

| <u>Country</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> |
|----------------------|---|---|---|---|
| Egypt | 3 | 5 | 723,931.90 | 15,404.38 |
| Germany | - | 1 | 126,510.35 | nil |
| India | 7 | 5 | 8,362,223.01 | 338,001.07 |
| Jordan | 10 | - | 4,883,612.36 | 1,426,418.38 |
| Kuwait | 185 | 30 | 126,619,384.22 | 68,595,456.00 |
| Pakistan | 1 | 1 | 543,947.92 | 132,120.19 |
| Philippines | 1 | - | 119,721.45 | 62,477.69 |
| Syrian Arab Republic | 1 | - | 767,128.03 | 46,238.00 |
| Turkey | - | 3 | 232,100.00 | nil |
| Yemen | 59 | 11 | 29,708,362.74 | 8,109,544.69 |
| <u>Total</u> | 267 | 56 | 172,086,921.98 | 78,725,660.40 |

3. Reaffirms that when funds become available payments shall be made in accordance with decision 197 (S/AC.26/Dec.197 (2003)),

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 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.
