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UNITED NATIONS  
COMPENSATION COMMISSION  
GOVERNING COUNCIL

Decision concerning the special instalment of “bedoun” claims taken by the Governing Council  
of the United Nations Compensation Commission at its 146th meeting, on 30 June 2005

The Governing Council,

Having received, in accordance with article 37 of the Provisional Rules for Claims Procedure (“the Rules”), the report and recommendations made by the “D1” panel of Commissioners concerning the special instalment of bedoun claims, covering 31,868 “bedoun” claims, as well as 10 claims filed pursuant to Governing Council decision 12, comprising nine additional deceased detainee claims and one claim filed on behalf of an individual who was killed as a result of a landmine explosion,<sup>1</sup>

1. Approves the recommendations made by the panel of Commissioners,

2. Decides, pursuant to article 40 of the Rules, to approve the amounts of the recommended awards covered in the report. The aggregate amounts awarded, based on the recommendations contained in paragraph 82 of the report, is as follows:

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<sup>1</sup> The text of the report appears in document S/AC.26/2005/8. In conformity with the provisions of article 40, paragraph 5 of the Rules, information concerning the identities of individual claimants and the amount to be paid to each individual claimant will not be made public, but will be provided to each Government separately.

Table 1. Recommended awards for the “bedoun” claims

<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>
Kuwait	31,715	153	79,670,000.00	79,287,500.00

Table 2. Recommended awards for the deceased detainee claims

<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) a/</u>	<u>Amount of compensation recommended (USD)</u>
Kuwait (Iranian nationals)	1	-	310,458.48	506,931.96
Saudi Arabia	8	-	3,066,860.34	3,330,141.70
<u>Total</u>	9	-	3,377,318.82	3,837,073.66

Table 3. Recommended award for claim for death resulting from landmine explosion

<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) <sup>a</sup></u>	<u>Amount of compensation recommended (USD)</u>
Kuwait	1	-	640,138.41	620,114.43

<sup>a</sup> This amount relates in part to claims for mental pain and anguish, in respect of which the claimants were not required to specify a particular claimed amount.

3. Reaffirms that when funds become available payments shall be made in accordance with decision 227 (S/AC.26/Dec.227 (2004)),

4. Recalls that when payments are made in accordance with decision 227, 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; and that Governments may, pursuant to the terms of decision 18, offset the costs of processing claims by deducting a fee of not more than 1.5 per cent from payments made to claimants,

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.