



Security Council

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UNITED NATIONS
COMPENSATION COMMISSION
GOVERNING COUNCIL

Decision concerning the third instalment of “F4” 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 panel of Commissioners concerning the third instalment of “F4” claims, covering five 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 paragraph 197 of the report, are as follows:

<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	3	-	5,235,325,175	685,381,727
Saudi Arabia	1	1	4,768,894,407	463,319,284
<u>Total</u>	4	1	10,004,219,582	1,148,701,011

¹ The text of the report appears in document S/AC.26/2003/31.

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. Decides that, to ensure that funds are spent on conducting the environmental remediation activities in a transparent and appropriate manner and that the funded projects remain reasonable remediation activities, claimant Governments are directed to submit to the secretariat every six months progress reports concerning the status of the funds received and the environmental remediation projects. The secretariat will keep the Governing Council informed of such progress reports for any appropriate action that may be required. The Governing Council shall consider what further measures may be necessary to ensure that the funds will only be used for reasonable remediation projects, and shall specify any mechanism that may be necessary,

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.
