



Совет Безопасности

Distr.  
GENERAL

S/AC.26/2001/4  
15 March 2001

RUSSIAN  
Original: ENGLISH

---

КОМПЕНСАЦИОННАЯ КОМИССИЯ  
ОРГАНИЗАЦИИ ОБЪЕДИНЕННЫХ НАЦИЙ  
СОВЕТ УПРАВЛЯЮЩИХ  
Тридцать девятая сессия  
Женева, 13-15 марта 2001 года

ДОКЛАД И РЕКОМЕНДАЦИИ ГРУППЫ УПОЛНОМОЧЕННЫХ  
В ОТНОШЕНИИ ДВЕНАДЦАТОЙ ПАРТИИ ПРЕТЕНЗИЙ "E4"

## СОДЕРЖАНИЕ

|  | <u>Пункты</u> | <u>Стр.</u> |
|--|---------------|-------------|
| Введение.....  | 1 – 3         | 3           |
| I. ОБЩИЙ ОБЗОР ДВЕНАДЦАТОЙ ПАРТИИ<br>ПРЕТЕНЗИЙ .....   | 4 – 8         | 3           |
| II. ПРОЦЕДУРА РАССМОТРЕНИЯ ПРЕТЕНЗИЙ.....  | 9 – 22        | 4           |
| III. ПРАВОВАЯ ОСНОВА И МЕТОДОЛОГИЯ ПРОВЕРКИ<br>И СТОИМОСТНОЙ ОЦЕНКИ.....                                       | 23 – 25       | 7           |
| IV. ПРЕТЕНЗИИ .....  | 26 – 73       | 8           |
| A. Контракт.....   | 27 - 29       | 8           |
| B. Недвижимость .....  | 30 - 33       | 8           |
| C. Материальная собственность, товарно-материальные<br>запасы, наличные средства и транспортные средства ..... | 34 – 42       | 9           |
| D. Выплаты или помощь третьим лицам .....  | 43 – 45       | 11          |
| E. Упущенная выгода .....  | 46 – 54       | 11          |
| F. Дебиторская задолженность .....   | 55 – 59       | 13          |
| G. Расходы на возобновление деятельности .....   | 60 – 67       | 14          |
| H. Прочие потери .....   | 68 – 73       | 16          |
| V. ПРОЧИЕ ВОПРОСЫ.....   | 74 - 75       | 17          |
| A. Даты, используемые при определении валютного<br>курса и процентов .....                                     | 74            | 17          |
| B. Расходы на подготовку претензий.....  | 75            | 17          |
| VI. РЕКОМЕНДОВАННЫЕ ВЫПЛАТЫ.....   | 76            | 17          |

Приложения

|  |     |
|--|-----|
| Приложение I. Рекомендованная компенсация по претензиям "Е4"<br>двенадцатой партии с указанием номеров претензий ЮНСЕК<br>и ККООН и наименования заявителя .....                                     | 19  |
| Приложение II. Рекомендованная компенсация по претензиям "Е4"<br>двенадцатой партии с указанием наименования заявителя<br>и категории потерь .....   | 24  |
| Приложение III. Претензии, подлежащие включению в одну из партий<br>претензий "Е4" в соответствии с пунктами 19-21,<br>с указанием номеров претензий ЮНСЕК и ККООН<br>и наименования заявителя ..... | 145 |

### Введение

1. На своей двадцать четвертой сессии, состоявшейся 23 и 24 июня 1997 года, Совет управляющих Компенсационной комиссии Организации Объединенных Наций ("Комиссия") назначил гг. Роберта Р. Брайнера (Председатель), Алена Дж. Клири и Лим Тьян Хуата в состав Группы уполномоченных ("Группа"), которой было поручено рассмотрение претензий категории "Е4". Категория "Е4" охватывает претензии, представленные кувейтскими юридическими лицами (за исключением претензий предприятий нефтяного сектора и претензий, касающихся ущерба окружающей среде), имеющими право подавать претензии в соответствии с разработанными Комиссией формами претензий для корпораций и других юридических лиц ("Форма Е").
2. Двенадцатая партия претензий, состоящая из 140 претензий "Е4", была передана Группе 1 августа 2000 года в соответствии со статьей 32 Временного регламента урегулирования претензий (S/AC.26/1992/10) ("Регламент").
3. В соответствии со статьей 38 Регламента настоящий доклад содержит рекомендации Группы Совету управляющих в отношении двенадцатой партии претензий.

### I. ОБЩИЙ ОБЗОР ПРЕТЕНЗИЙ ВОСЬМОЙ ПАРТИИ

4. Претензии двенадцатой партии были отобраны из приблизительно 2 750 претензий "Е4" на основе таких критериев, как размер, объем и сложность претензии, а также правовые, фактические вопросы и вопросы стоимостной оценки, возникающие в связи с претензией, дата представления претензии в Комиссию и т.д.
5. В претензиях двенадцатой партии заявлены потери на общую сумму 42 919 532 кувейтских динара (приблизительно 148 510 491 долл. США). Заявители также требуют выплаты процентов в общей сложности на сумму 975 709 кувейтских динаров (приблизительно 3 376 156 долл. США) и компенсации расходов на подготовку претензий в размере 216 616 кувейтских динаров (приблизительно 749 536 долл. США).
6. Характер правовых и фактических вопросов, возникающих в связи с каждой претензией, и объем документации, представленной в обоснование каждой претензии, позволили Группе провести их проверку в течение 180 дней считая с даты, когда претензии двенадцатой партии были переданы Группе.

7. Все заявители претензий двенадцатой партии осуществляли свою деятельность в Кувейте до вторжения Ирака в Кувейт и оккупации им Кувейта. Большинство заявителей занимались торговлей различными товарами. Ряд заявителей действовали в сферах промышленного производства и услуг.

8. К двум наиболее часто встречающимся категориям потерь, компенсации которых требуют заявители претензий данной партии, относятся потери материальной собственности (главным образом товарно-материальных запасов, мебели, арматуры и сантехники, оборудования и транспортных средств) и упущенная выгода. Заявители претензий также претендуют на возмещение безнадёжной дебиторской задолженности, расходов на возобновление деятельности, процентов и расходов на подготовку претензий, относящихся к категории "Прочие потери".

## II. ПРОЦЕДУРА РАССМОТРЕНИЯ ПРЕТЕНЗИЙ

9. Перед тем как двенадцатая партия претензий была представлена Группе, секретариат в соответствии с Регламентом провел предварительную оценку этих претензий. Методика такой оценки изложена в пункте 11 Доклада и рекомендаций Группы уполномоченных в отношении первой партии претензий "Е4" (S/AC.26/1999/4) (первый доклад "Е4"). Результаты проведенного анализа были введены в централизованную базу данных, которая составляется секретариатом ("база данных о претензиях").

10. Шестнадцать претензий первоначально содержали формальные дефекты, и секретариат в соответствии со статьей 15 Регламента уведомил об этом соответствующих заявителей. Все формальные дефекты были впоследствии устранены заявителями.

11. Для выявления существенных юридических и фактических вопросов, а также вопросов стоимостной оценки был проведен анализ претензий по существу. Результаты такого анализа, включая выявленные существенные вопросы, были введены в базу данных о претензиях.

12. 17 февраля 2000 года и 28 апреля 2000 года Исполнительный секретарь Комиссии представил Совету управляющих соответственно 30 и 31-й доклады, предусмотренные статьей 16 Регламента. Эти доклады касались, в частности, двенадцатой партии претензий "Е4", и в них излагались существенные правовые и фактические вопросы, выявленные в результате анализа этих претензий. В ответ на эти доклады ряд правительств, в том числе правительство Ирака, представили дополнительную информацию и соображения.

13. По завершении i) предварительной оценки; ii) рассмотрения претензий по существу и iii) работы в связи с докладами, представленными в соответствии со статьей 16 Регламента, на рассмотрение Группы были переданы следующие документы:

- a) документы по претензиям, представленные заявителями;
- b) доклады о результатах предварительной оценки, подготовленные секретариатом в соответствии со статьей 14 Регламента;
- c) информация и соображения, полученные от правительств, в том числе от правительства Ирака, в ответ на доклады, представленные в соответствии со статьей 16; и
- d) прочая информация, которая в соответствии со статьей 32 Регламента была сочтена полезной для работы Группы.

14. В силу причин, указанных в пункте 17 первого доклада "Е4", Группа заручилась услугами бухгалтерской фирмы и фирмы по оценке потерь в качестве экспертов-консультантов. Группа поручила экспертам-консультантам провести анализ каждой претензии двенадцатой партии в соответствии с разработанной ею методологией проверки и стоимостной оценки. Группа также поручила экспертам-консультантам представить ей подробный доклад по каждой претензии с кратким изложением своих выводов.

15. В своем процедурном постановлении от 1 августа 2000 года Группа заявила о своем намерении завершить рассмотрение двенадцатой партии претензий и представить свой доклад и рекомендации Совету управляющих в течение 180 дней считая с 1 августа 2000 года. Это процедурное постановление было препровождено правительствам Ирака и Кувейта.

16. В соответствии со статьей 34 Регламента у заявителей были запрошены дополнительная информация и доказательства, которые могли бы облегчить работу Группы по рассмотрению претензий. Заявителям, не представившим запрошенные доказательства, было предложено сообщить о причинах своей неспособности это сделать. Все запросы в отношении дополнительной информации были препровождены через кувейтский Государственный орган по оценке компенсации за ущерб в результате иракской агрессии (ГООК). Такие запросы были направлены в связи со всеми претензиями "Е4", а не только по двенадцатой партии претензий.

17. Запросы в отношении дополнительной информации и доказательств описываются в предыдущих докладах "Е4", например в пунктах 21-26 доклада и рекомендаций Группы уполномоченных в отношении второй партии претензий "Е4" (S/AC.26/1999/17) («второй доклад "Е4"») и в пункте 18 доклада и рекомендаций Группы уполномоченных в отношении шестой партии претензий "Е4" (S/AC.26/2000/8) («шестой доклад "Е4"»). В настоящем докладе эти запросы повторно не излагаются.

18. Была проведена дополнительная проверка, с тем чтобы установить, не представили ли соответствующие заявители претензии, дублирующие друг друга. Информация об этой проверке содержится в пункте 18 доклада и рекомендаций Группы уполномоченных в отношении четвертой партии претензий "Е4" (S/AC.26/1999/18) («четвертый доклад "Е4"»).

19. В ходе рассмотрения Группой претензий этой партии секретариат информировал ее о том, что ряд претензий этой партии, возможно, дублирует некоторые поданные в Комиссию индивидуальные претензии, касающиеся компенсации коммерческих потерь. Эта проблема была выявлена и доведена до сведения Совета управляющих – в связи с первоначальной проверкой претензий о компенсации коммерческих потерь, поданных заявителями претензий категории "D", – в 30-м докладе от 17 февраля 2000 года, представленном Исполнительным секретарем Комиссии в соответствии со статьей 16 Регламента.

20. По просьбе Группы секретариат проанализировал базу данных о претензиях и выявил в данной партии "Е4" 19 претензий, которые, возможно, дублируют другие поданные в Комиссию индивидуальные претензии, касающиеся компенсации коммерческих потерь. Эти 19 претензий "Е4" перечислены в приложении III к настоящему докладу.

21. Группа считает, что для определения характера и степени возможного дублирования этих претензий "Е4" и индивидуальных претензий, касающихся компенсации коммерческих потерь, требуется дополнительное время. На данном этапе, с тем чтобы дать время для дополнительной проработки и проверки указанных претензий, Группа рекомендовала включить претензии, перечисленные в приложении III, в одну из последующих партий претензий категории "Е4". Поэтому в отношении претензий, перечисленных в приложении III к настоящему докладу, Группа не стала выносить никаких заключений. Дальнейшие ссылки в настоящем докладе на претензии восьмой партии касаются оставшейся 121 претензии, перечисленной в приложении I.

22. Рассмотрев представленные документы и полученную дополнительную информацию, Группа пришла к выводу, что вопросы, связанные с двенадцатой партией претензий, должным образом проработаны и что устных слушаний для дальнейшего уточнения таких вопросов не требуется.

### III. ПРАВОВАЯ ОСНОВА И МЕТОДОЛОГИЯ ПРОВЕРКИ И СТОИМОСТНОЙ ОЦЕНКИ

23. Правовая основа и методология проверки и стоимостной оценки, применявшиеся при рассмотрении претензий данной партии, аналогичны тем, которые использовались в связи с предыдущими партиями претензий "Е4". Эта основа и методология рассмотрены в пунктах 25-62 первого доклада "Е4". В последующих докладах "Е4" обсуждаются дополнительные вопросы, касающиеся правовой основы, проверки и стоимостной оценки, с которыми пришлось столкнуться в связи с указанными партиями претензий "Е4". Этот ряд элементов проведенного Группой анализа в настоящем докладе повторно не приводится. Вместо этого в нем указываются ссылки на разделы предыдущих докладов "Е4", в которых рассматривались эти вопросы.

24. Сталкиваясь с новыми вопросами, не затронутыми в предыдущих докладах "Е4", Группа разрабатывала методологии проверки и стоимостной оценки потерь. Эти новые вопросы рассмотрены в настоящем докладе. Конкретные рекомендации Группы в отношении потерь, заявленных в этой партии претензий, а также их обоснование изложены в приложениях к настоящему докладу.

25. Прежде чем перейти к обсуждению конкретных рекомендаций Группы относительно компенсации по претензиям двенадцатой партии, важно вновь указать, что в ходе проверки и стоимостной оценки претензий Группа стремилась найти баланс между неспособностью заявителей во всех случаях представить убедительные доказательства потерь и "риском завышения суммы таких потерь", обусловленным доказательственными изъятиями. В данном контексте термин "риск завышения суммы потерь", определяемый в пункте 34 первого доклада "Е4", используется в тех случаях, когда претензии страдают доказательственными изъятиями, затрудняющими их точную стоимостную оценку, и поэтому есть риск того, что их сумма может быть завышена.

#### IV. ПРЕТЕНЗИИ

26. Группа рассматривала претензии с учетом характера и категории заявленных потерь. Поэтому рекомендации Группы приводятся по категориям потерь. Реклассифицированные потери рассматриваются в разделах, касающихся тех категорий потерь, к которым они были отнесены Группой в результате их реклассификации.

##### A. Контракты

27. Претензии в связи с потерями по контрактам на общую сумму 485 158 кувейтских динаров (приблизительно 1 678 747 долл. США) представили в рамках данной партии трое заявителей. Претензии в связи с такими потерями, поданные в данной партии, не связаны с контрактами с правительством Ирака или с контрактами, предусматривающими выполнение работ в Ираке.

28. По претензиям в связи с потерями по контрактам в рамках данной партии не возникло никаких новых вопросов, касающихся правовой основы или проверки и стоимостной оценки. Подход Группы к вопросу о компенсируемости контрактных потерь изложен в предыдущих докладах "Е4", а методология проверки и стоимостной оценки, принятая Группой в отношении претензий в связи с потерями по контрактам, изложено в пунктах 77-84 Первого доклада "Е4".

29. Рекомендации Группы относительно претензий в связи с потерями по контрактам, кратко изложены в приложении II.

##### B. Недвижимость

30. Претензии в связи с потерей недвижимого имущества на общую сумму 602 734 кувейтских динара (приблизительно 2 085 585 долл. США) в рамках данной партии представили 15 заявителей. Эти претензии касались компенсации ущерба, причиненного ряду помещений в Кувейте, находившихся в собственности или аренде.

31. По претензиям в связи с потерей недвижимого имущества в рамках данной партии не возникло никаких новых вопросов, касающихся правовой основы или проверки и стоимостной оценки. Критерии компенсируемости и методология проверки и стоимостной оценки, принятая Группой для претензий о компенсации потерь недвижимого имущества, изложены в пунктах 89-101 первого доклада "Е4".



32. Заявители претензий в рамках данной партии представили доказательства, аналогичные тем, с которыми Группа сталкивалась при рассмотрении претензий в связи с потерей недвижимого имущества, поданных в предыдущих партиях "Е4". Эти доказательства описаны в пунктах 48-50 второго доклада "Е4".

33. Рекомендации Группы относительно претензий в связи с потерей недвижимого имущества кратко изложены в приложении II.

С. Материальная собственность, товарно-материальные запасы, наличные средства и транспортные средства

34. Претензии в связи с потерями материальной собственности в рамках двенадцатой партии представило большинство заявителей. Общая сумма заявленных потерь товарно-материальных запасов, мебели, арматуры и сантехники, оборудования, транспортных средств и наличности составляет 21 676 080 кувейтских динаров (приблизительно 75 003 737 долл. США).

35. В отношении компенсируемости, проверки и стоимостной оценки претензий в связи с потерями материальной собственности Группа применяла подход, изложенный в пунктах 108-135 первого доклада "Е4".

36. По претензиям в связи с потерей материальной собственности в рамках данной партии не возникло никаких новых вопросов, касающихся правовой основы или проверки и стоимостной оценки. Заявители в рамках этой партии претензий представляли доказательства, аналогичные тем, с которыми Группа сталкивалась при рассмотрении предыдущих партий претензий "Е4" в связи с потерями материального имущества. Эти доказательства рассмотрены в пунктах 55-56 второго доклада "Е4".

37. В отношении претензий большинства заявителей факт существования потерянных товарно-материальных запасов, прав собственности на них и их стоимость подтверждались копиями их проверенных счетов, подлинными товарными квитанциями и данными текущей оценки, процедура которой описана в пункте 119 первого доклада "Е4". Для целей подтверждения потери товарно-материальных запасов несколько заявителей опирались главным образом на заявления своих служащих и других заинтересованных сторон. В случаях, когда факт потери товарно-материальных запасов не подтверждался достаточными доказательствами, такими, как непредвиденные потери, отраженные в проверенных финансовых ведомостях заявителя за период после освобождения, Группа рекомендовала не присуждать компенсации за такие потери.

38. Компания "Мохд аль-Фадагхи Трейдинг энд Дженерал Контрактинг" испрашивала компенсацию в связи с потерей товарно-материальных запасов. Заявитель представил проверенные счета за финансовые периоды с января 1987 года по август 1990 года. В форме претензии, поданной в 1995 году, заявитель указал, что он возобновил свою деятельность после завершения вторжения Ирака в Кувейт и оккупации им Кувейта. В своем изложении претензии заявитель вновь подтвердил, что он возобновил свою деятельность 1 июня 1991 года и принял на работу 20 человек. В ответ на запрос о представлении финансовой документации за периоды после возобновления своей деятельности заявитель просто указал, что он не возобновлял коммерческих операций, не пояснив при этом столь очевидное противоречие. Заявитель не представил каких-либо финансовых документов в обоснование стоимости товарно-материальных запасов, утраченных или обнаруженных после вторжения Ирака в Кувейт и оккупации им Кувейта. Представленные заявителем свидетельские показания не подтверждают в полной мере сумму заявленной потери запасов. На основании вышеизложенного Группа пришла к выводу о том, что заявитель не представил достаточных доказательств в подтверждение обстоятельств и суммы заявленной потери. Поэтому Группа рекомендовала не присуждать никакой компенсации по этой претензии.

39. Как и в случае с предыдущими партиями претензий "Е4", претензии в связи с потерей товаров в пути касались товаров, которые находились в Кувейте в день иракского вторжения и которые впоследствии были утрачены. Заявители утвержденных к оплате претензий смогли предъявить достаточные доказательства оплаты товаров и подтвердить право собственности, существование и потерю товаров на основе сертификатов, выданных кувейтскими портовыми властями или экспедиторскими фирмами.

40. По претензиям в связи с потерей наличности в рамках данной партии не возникло никаких новых вопросов, касающихся правовой основы или проверки и стоимостной оценки. Многие из заявителей, требовавшие компенсации потерь наличных средств, опирались на свидетельские показания соответствующих сторон, не представив дополнительных материалов, подтверждающих обоснованность их претензий. В случаях, когда претензии в связи с потерей наличных средств не были подкреплены относящимися к соответствующему периоду доказательствами, подтверждающими наличие таких денежных средств и их сумму по состоянию на 2 августа 1990 года, Группа рекомендовала не назначать никакой компенсации.

41. По претензиям в связи с потерей транспортных средств в рамках данной партии не возникло никаких новых вопросов, касающихся правовой основы или проверки и стоимостной оценки. Большинство заявителей претензий в связи с потерей транспортных средств смогли подтвердить свои потери, представив копии справок о снятии с учета и

дополнительные документы, например проверенные счета, относящиеся к периоду после освобождения, и свидетельские показания, подтверждающие факт и обстоятельства утраты транспортных средств.

42. Рекомендации Группы относительно претензий в связи с потерями материальной собственности, товарно-материальных запасов, наличных средств и транспортных средств кратко изложены в приложении II.

#### D. Выплаты или помощь третьим лицам

43. Претензии в связи с выплатами или оказанием помощи третьим лицам на общую сумму 20 043 кувейтских динара (приблизительно 69 353 долл. США) подали в рамках данной партии двое заявителей.

44. По претензиям в связи с выплатой или оказанием помощи третьим лицам в рамках данной партии не возникло никаких новых вопросов, касающихся правовой основы или проверки и стоимостной оценки. При рассмотрении этих претензий, связанных с выплатами или оказанием помощи третьим лицам, Группа применяла подход и методологию проверки и стоимостной оценки, изложенные в предыдущих докладах "Е4", например в пунктах 70-74 второго доклада "Е4".

45. Рекомендации Группы относительно претензий в связи с выплатами или оказанием помощи третьим лицам кратко изложены в приложении II.

#### E. Упущенная выгода

46. Претензии, связанные с упущенной выгодой на общую сумму в 8 163 811 кувейтских динаров (приблизительно 28 248 481 долл. США), представили в данной партии почти 85% заявителей.

47. Четыре существенных юридических и фактических вопроса, возникших в связи с первой партией претензий, в равной степени относятся и к настоящей партии. Эти вопросы касаются влияния и оценки: i) выплат, полученных в рамках принятой правительством Кувейта программы урегулирования задолженности после освобождения страны; ii) непредвиденной или дополнительной прибыли, полученной заявителями сразу после освобождения Кувейта; iii) периода времени, подпадающего под компенсацию упущенной выгоды, и iv) претензий в связи с упущенной выгодой, основанных на наиболее прибыльных видах деятельности. Выводы, к которым пришла Группа по этим вопросам, изложены в пунктах 161-193 первого доклада "Е4". На основе

этих выводов Группа и формулировала свои соображения и рекомендации в отношении претензий данной партии, связанных с упущенной выгодой.

48. Несмотря на конкретные просьбы, многие заявители претензий в рамках двенадцатой партии не представили годовых счетов за три финансовых года до и после вторжения Ирака в Кувейт и оккупации им Кувейта. Группа отметила, что в ряде случаев непредставление отдельных счетов объяснялось объективными причинами, например тем, что в период 1987-1990 годов Заявитель только начал свою коммерческую деятельность, или тем, что Заявитель прекратил свою деятельность после вторжения Ирака в Кувейт и оккупации им Кувейта.

49. Группа исходила из того, что претензии в связи с упущенной выгодой, заявленные хозяйственными единицами, не представившими полного набора проверенных счетов за соответствующие периоды, могли быть завышены, если только непредставление таких счетов не было связано с объективными причинами, подтвержденными заявителями.

50. Методология проверки и стоимостной оценки, принятая Группой в отношении претензий, касающихся упущенной выгоды, изложена в пунктах 194-202 первого доклада "Е4".

51. "Кувейт Коллекшн Компани" до иракского вторжения в Кувейт являлась агентством по сбору задолженности. Эта компания подала претензию в связи с потерей контракта, которая была реклассифицирована Группой в претензию, касающуюся упущенной выгоды, поскольку она была связана с поступлениями от контрактов по сбору задолженности. Заявитель зарабатывал комиссионные на взыскании непогашенных долгов. Он указал, что из-за вторжения Ирака в Кувейт и оккупации им Кувейта ему не удалось взыскать задолженность и получить комиссионные.

52. Группа отметила, что доходы Заявителя зависели от взыскания задолженности. Он не получал оговоренной суммы и не имел гарантированных поступлений. Анализ финансовой документации Заявителя показал, что до иракского вторжения в Кувейт для него были характерны сокращение доходов и итоговые потери. Группа также рассмотрела вопрос о том, стал ли соответствующий долг безнадежным непосредственно в результате вторжения Ирака в Кувейт и оккупации им Кувейта. В результате анализа контрактов на взыскание задолженности было установлено, что и эти контракты, и соответствующие долги были очень старыми и, следовательно, указанные долги приобрели безнадежный характер до иракского вторжения в Кувейт. Поскольку Заявитель не подтвердил прибыльность своей деятельности за предыдущие периоды и поскольку безнадежный характер соответствующих долгов не является прямым

результатом вторжения Ирака в Кувейт и оккупации им Кувейта, Группа рекомендовала не присуждать компенсацию по этой претензии.

53. "Компания Интернешнл Контрактинг - S.A.K." подала претензию в связи с потерей чистых поступлений от строительного контракта, исполнявшегося Заявителем до иракского вторжения в Кувейт. Группа реклассифицировала эту претензию как связанную с упущенной выгодой. Рассмотрев финансовую документацию Заявителя, Группа отметила, что значительную часть его дохода составляли поступления от банковских депозитов и зарубежных инвестиций. Анализ финансовой документации Заявителя показал, что эти поступления не имели отношения к его основной деятельности и не подверглись воздействию вторжения Ирака в Кувейт и оккупации им Кувейта. Следовательно, при рассмотрении вопроса о прибыльности предыдущей деятельности Заявителя Группа не принимала эти поступления во внимание. Расчеты чистого дохода за вычетом поступлений от процентов и инвестиций показали, что потери Заявителя в результате его деятельности были понесены до 2 августа 1990 года. Поскольку при рассмотрении финансовой документации Заявителя предыдущую прибыльность его соответствующих операций подтвердить не удалось, Группа рекомендовала не присуждать компенсации по этой претензии в связи с упущенной выгодой.

54. Рекомендации Группы относительно претензий в связи с упущенной выгодой кратко изложены в приложении II.

#### F. Дебиторская задолженность

55. Безнадежной дебиторской задолженности в рамках рассматриваемой партии касались 10 претензий на общую сумму 603 982 кувейтских динара (приблизительно 2 089 903 долл. США). Большинство заявителей этих претензий требовали компенсации потерь в связи с долгами коммерческих предприятий и частных лиц, действовавших или проживавших в Кувейте до иракского вторжения.

56. По претензиям в связи с потерями от дебиторской задолженности в рамках данной партии не возникло никаких новых вопросов, касающихся правовой основы или проверки и стоимостной оценки. Как и в случаях с предыдущими партиями претензий "Е4", большинство заявителей добивались компенсации потерь в связи с дебиторской задолженностью, которая осталась непогашенной, поскольку должники не вернулись в Кувейт после его освобождения. Группа подтверждает свое заключение по данному вопросу, сформулированное в пунктах 209 и 210 первого доклада "Е4". Претензии в отношении долгов, ставших безнадежными в результате вторжения Ирака в Кувейт и оккупации им Кувейта, должны содержать документальные и другие свидетельства,

подтверждающие характер и размер долга, а также обстоятельства, при которых он стал безнадежным.

57. Проверка и стоимостная оценка претензий в связи с безнадежной задолженностью, предъявленных в рамках двенадцатой партии претензий, были проведены в соответствии с методикой, изложенной в пунктах 211-215 первого доклада "Е4".

58. Как было отмечено выше, Группа рекомендует оставить без удовлетворения претензии, в которых утверждается, что непогашенная задолженность стала безнадежной *ipso facto*, поскольку должники не вернулись в Кувейт. Большинство заявителей не представили убедительных доказательств того, что неспособность должников погасить свои долги стала прямым результатом вторжения Ирака в Кувейт и оккупации им Кувейта. Это обстоятельство было доведено до сведения заявителей путем направления им запросов о дополнительной информации (см. пункт 17 выше). Лишь некоторые из полученных от заявителей ответов удовлетворяли упомянутым выше критериям.

59. Рекомендации Группы относительно претензий в связи с безнадежной задолженностью кратко изложены в приложении II.

#### G. Расходы на возобновление деятельности

60. Восемь претензий данной партии на общую сумму 562 961 кувейтский динар (приблизительно 1 947 962 долл. США) касались возмещения расходов на возобновление деятельности. Заявленные суммы компенсации в связи с такими расходами проверялись по методике, изложенной в пунктах 221-223 первого доклада "Е4" и в пунктах 93-96 второго доклада "Е4".

61. Компания "Аль-Джулаях Трейдинг энд Контрактинг" подала претензию на компенсацию расходов в связи с транспортировкой труб. Опираясь на представленные свидетельства, Группа установила следующее.

62. В марте 1990 года Заявитель - кувейтская торговая фирма - открыл аккредитивы на закупку труб у продавца в Соединенных Штатах Америки. Заявка на эти трубы поступила от "Кувейт Ойл Компани" ("КОК"). 22 июля 1990 года эти трубы были доставлены из Соединенных Штатов. 27 июля 1990 года продавец представил транспортную документацию в нью-йоркский филиал Национального банка Кувейта (НБК). НБК акцептовал эти документы, но до проведения платежа произошло вторжение Ирака в Кувейт. Наряду с этим доставка груза в Кувейт стала невозможной, и судно возвратилось

в порт Соединенных Штатов. Затем груз был изъят и принят на хранение таможенными органами Соединенных Штатов.

63. В июне 1991 года НБК оспорил свою ответственность за оплату труб продавцу, сославшись на форс-мажор. Рассмотрев обстоятельства дела, судебные органы Соединенных Штатов вынесли решение в пользу продавца, указав, что он имел право на получение оплаты по предъявлении действительной документации. Суды обязали НБК выплатить продавцу стоимость товаров плюс проценты. В ходе отдельного разбирательства суды Соединенных Штатов также обязали НБК покрыть расходы американских таможенных органов и экспедиторской фирмы по разгрузке, складированию и хранению труб на территории Соединенных Штатов.

64. НБК дебетовал с банковского счета Заявителя сумму всех указанных платежей (т.е. стоимость труб, проценты и таможенные и транспортные расходы). Тем временем в период 1991-1993 годов Заявитель вел переговоры с КОК относительно этого груза. Первоначальная позиция КОК состояла в том, что его заявка на закупку труб была аннулирована 2 августа 1990 года в результате форс-мажорных обстоятельств. В июне 1993 года КОК дала согласие на приобретение труб. Однако при этом компания заявила, что оплатит лишь стоимость труб и дополнительные расходы по проверке их состояния. В результате Заявитель понес издержки, связанные с выплатой процентов и покрытием таможенных и транспортных расходов. Заявитель требует компенсировать ему эти расходы. Вопрос состоит в том, являются ли указанные расходы прямым следствием вторжения Ирака в Кувейт и оккупации им Кувейта.

65. Группа считает, что расходы по выплате процентов были понесены в результате отказа НБК выплатить соответствующие суммы по наступлении срока платежа. Это явилось следствием самостоятельного коммерческого решения со стороны НБК оспорить проведение платежа. Таким образом, расходы по оплате процентов не являлись прямым результатом вторжения Ирака в Кувейт и оккупации им Кувейта. Следовательно, Группа рекомендовала не присуждать компенсации за расходы по выплате процентов.

66. Однако Группа считает, что потеря сумм, выплаченных таможенным властям Соединенных Штатов и экспедиторской фирме, явилась следствием возвращения судна в Соединенные Штаты, т.е. прямым результатом иракского вторжения в Кувейт. Поэтому Группа рекомендовала компенсировать эти расходы. Она скорректировала ряд заявленных сумм расходов в связи с таможенными и транспортными услугами из-за доказательственных изъянов, отмеченных в представленной документации, а также из-за того, что отдельные расходы (например, по разгрузке товаров в Кувейте) не имели отношения к первоначальному контракту на транспортировку.

67. Рекомендации Группы относительно претензий, связанных с расходами на возобновление деятельности, кратко изложены в приложении II.

#### Н. Прочие потери

68. Одиннадцать претензий данной партии на общую сумму 383 241 кувейтский динар (приблизительно 1 326 093 долл. США) касались возмещения прочих потерь.

69. Один заявитель, компания "Аль-Амара констракшн материалз энд контрактинг Абдул Маджид Зальзалах энд партнер W.L.L.", указал, что до иракского вторжения в Кувейт он выплатил некоторую сумму для поддержания деловой репутации или внесения арендного залога с целью получения ряда арендуемых помещений в Кувейте. По утверждению заявителя, из-за вторжения Ирака в Кувейт и оккупации им Кувейта его коммерческая деятельность была остановлена вплоть до 1993 года, а аренда помещений прекращена. Заявитель испрашивает компенсацию за внесенный арендный залог. Он представил квитанцию, свидетельствующую о выплате такого залога. По финансовой документации заявителя сумма этого залога также проведена как актив.

70. Однако представленные доказательства указывали на то, что после вторжения Ирака в Кувейт и оккупации им Кувейта заявитель добровольно возвратил указанную собственность ее владельцу. Заявитель утверждал, что ему не удалось вернуть арендный залог путем сдачи помещений в субаренду ввиду неблагоприятных экономических условий в Кувейте. Заявитель не представил доказательств того, что он пытался вернуть внесенный залог посредством сдачи помещений в субаренду. Он также не представил каких-либо свидетельств, указывающих на то, что арендованным помещениям был причинен такой физический ущерб, который привел бы к утрате суммы арендного залога, внесенного в связи с этими помещениями. На основе вышеизложенного Группа пришла к выводу, что, хотя заявитель мог вернуть сумму арендного залога путем сдачи помещений в субаренду, он принял самостоятельное коммерческое решение не делать этого. Таким образом, любые потери, понесенные им в связи с внесением арендного залога, обусловлены этим независимым коммерческим решением. Поскольку заявленная потеря не является прямым следствием вторжения Ирака в Кувейт и оккупации им Кувейта, Группа рекомендовала не присуждать компенсации за эту потерю.

71. Другой заявитель, "Бурган Кувейт компани фор юзд карз", указал, что за год до иракского вторжения в Кувейт он приобрел у иорданского гражданина 50% прав собственности на гараж в Кувейте. Заявитель представил контракт, подтверждающий эту покупку. Он указал, что в ходе вторжения Ирака в Кувейт и оккупации им Кувейта этот



гражданин Иордании покинул Кувейт и не вернулся в эту страну. Заявитель также утверждает, что, поскольку указанная собственность была полностью зарегистрирована на имя иорданского гражданина, он потерял стоимость своих капиталовложений в эту собственность. Заявитель не пояснил, почему указанная собственность оставалась зарегистрированной только на имя продавца даже через год после приобретения им 50% прав на нее. Заявитель не представил доказательств того, что им были предприняты усилия по возвращению уплаченной суммы. Он также не представил никакой информации о нынешнем состоянии этой собственности в Кувейте. На основе вышеизложенного Группа пришла к выводу о том, что представленные доказательства недостаточны для подтверждения обстоятельств и суммы заявленной потери. Следовательно, Группа рекомендовала не присуждать компенсации по этой претензии.

72. Претензии по категории "Прочие потери" в отношении видов потерь, о которых шла речь в других партиях претензий "Е4", были рассмотрены согласно методике, изложенной в предыдущих докладах "Е4" (см., например, пункт 108 второго доклада "Е4", в котором рассматриваются расходы по предоплате).

73. Рекомендации Группы относительно претензий в связи с прочими потерями кратко изложены в приложении II.

## V. ПРОЧИЕ ВОПРОСЫ

### A. Даты, используемые при определении валютного курса и процентов

74. В отношении дат, по состоянию на которые должны определяться валютные курсы и проценты, Группа использовала подход, описанный в пунктах 226-233 первого доклада "Е4".

### B. Расходы на подготовку претензий

75. Исполнительный секретарь Комиссии информировал Группу о том, что Совет управляющих намерен решить вопрос о расходах на подготовку претензий в более поздний срок. Поэтому Группа воздерживается от каких-либо рекомендаций в отношении компенсации расходов на подготовку претензий.

## VI. РЕКОМЕНДОВАННЫЕ ВЫПЛАТЫ

76. Суммы компенсации, которые Группа с учетом вышеизложенного рекомендовала выплатить заявителям претензий "Е4" двенадцатой партии, указаны в приложении I к

настоящему докладу. Основные принципы, которыми Группа руководствовалась при вынесении рекомендаций по таким претензиям, кратко излагаются в приложении II к настоящему докладу. Все суммы были округлены с точностью до одного кувейтского динара, вследствие чего они могут отличаться от сумм, указанных в форме "Е", на 1 кувейтский динар.

Женева, 21 декабря 2000 года

(Подпись) Роберт Р. Брайнер  
Председатель

(Подпись) Ален Дж. Клири  
Уполномоченный

(Подпись) Лим Тьян Хуат  
Уполномоченный

Annex I  
Recommended awards for the twelfth instalment of “E4” claims  
Reported by UNSEQ and UNCC claim number and claimant name

| <u>UNSEQ</u><br><u>claim No. a/</u> | <u>UNCC claim</u><br><u>No.</u> | <u>Claimant's name</u>   | <u>Amount claimed</u><br><u>(KWD)</u> | <u>Net amount</u><br><u>claimed (KWD)</u><br><u>b/</u> | <u>Amount</u><br><u>recommended</u><br><u>(KWD)</u> | <u>Amount</u><br><u>recommended</u><br><u>(USD)</u> |
|-------------------------------------|---------------------------------|--|---------------------------------------|--|---|---|
| E-00966                             | 4004073                         | Al Jandoul Bakery and Sweets Co. W.L.L.  | 49,173                                | 49,173   | 21,516  | 74,450  |
| E-00967                             | 4004074                         | Al Rashed and Nader Textiles Company   | 267,391                               | 237,936  | 178,097   | 616,236   |
| E-00968                             | 4004075                         | Al A'mara Construction Materials Contracting Abdulmajeed Zalazalah & Partners W.L.L.                   | 193,943                               | 191,318  | 120,787   | 417,948   |
| E-00969                             | 4004076                         | Mubarak Fahed Al Salem Al Sabah Bros. Co. W.L.L.   | 108,715                               | 107,965  | 64,513  | 223,055   |
| E-00970                             | 4004077                         | Al-Watyah Jewellers Co.  | 183,473                               | 183,473  | 156,994   | 542,791   |
| E-00972                             | 4004079                         | Jassim M. Saleh & Sons Textile Co.   | 61,209                                | 61,209   | 55,037  | 190,414   |
| E-00973                             | 4004080                         | Asea Brown Boveri Electrical Co.   | 342,902                               | 342,902  | 205,464   | 709,311   |
| E-00974                             | 4004081                         | Greenline Co.  | 2,704,384                             | 2,701,884  | 1,674,620   | 5,793,709   |
| E-00975                             | 4004082                         | Naseebco Company – Ahmad Abdulmuhsen Al Sager & Khalid Abdulmuhsen Al Sager W.L.L.                     | 103,717                               | 99,474   | 45,116  | 156,111   |
| E-00976                             | 4004083                         | Al Ansari & Bahasin Trading Company  | 204,179                               | 201,679  | 156,828   | 542,523   |
| E-00978                             | 4004085                         | Al Bukhari Bookshop Company  | 194,301                               | 192,301  | 142,137   | 491,824   |
| E-00979                             | 4004086                         | Al Muslim & Audai Company W.L.L.   | 49,121                                | 47,921   | 47,921  | 165,817   |
| E-00980                             | 4004087                         | Saba Jewellers Co.   | 60,622                                | 60,622   | 41,999  | 145,229   |
| E-00981                             | 4004088                         | International Timber Co. W.L.L.  | 184,711                               | 182,711  | 121,924   | 421,851   |
| E-00985                             | 4004148                         | Silver Watch for Electronic Requisites   | 209,179                               | 208,679  | 58,090  | 200,982   |
| E-00987                             | 4004150                         | Kuwait Collection Company  | 115,932                               | 115,932  | 0   | 0   |
| E-00988                             | 4004151                         | Nasser Abdulaziz Al-Rumaih General Trading Company W.L.L.  | 373,913                               | 372,413  | 286,227   | 990,405   |
| E-00990                             | 4004153                         | Attafani Trad. & Cont. Mechanical & Electrical Company   | 79,839                                | 78,039   | 49,503  | 171,271   |
| E-00991                             | 4004154                         | Al-Massab Trading Co.  | 53,000                                | 53,000   | 17,448  | 60,374  |
| E-00992                             | 4004155                         | Ahmad & Mahmood Al-Taher Co.- Mahmood Mohamed Taher Abdullah & Partners Limited Partnership Co. Kuwait | 338,008                               | 336,858  | 107,619   | 371,998   |
| E-00993                             | 4004156                         | Moubarak and Bayaah Trading Company  | 89,787                                | 79,362   | 35,504  | 122,823   |
| E-00994                             | 4004157                         | Bahman International Travel Company W.L.L.   | 192,197                               | 188,463  | 106,115   | 367,180   |

| <u>UNSEQ</u><br><u>claim No. a/</u> | <u>UNCC claim</u><br><u>No.</u> | <u>Claimant's name</u>   | <u>Amount claimed</u><br><u>(KWD)</u> | <u>Net amount</u><br><u>claimed (KWD)</u><br><u>b/</u> | <u>Amount</u><br><u>recommended</u><br><u>(KWD)</u> | <u>Amount</u><br><u>recommended</u><br><u>(USD)</u> |
|-------------------------------------|---------------------------------|--|---------------------------------------|--|---|---|
| E-00995                             | 4004158                         | Negma Transport Company  | 37,900                                | 37,000   | 22,302  | 77,170  |
| E-00996                             | 4004116                         | Al Rashed Shipping Agencies Co. W.L.L.                                       | 229,275                               | 212,887  | 115,011   | 397,716   |
| E-00998                             | 4004118                         | Al Awadey Electrical Lights Co. W.L.L.                                       | 383,681                               | 383,681  | 320,041   | 1,105,838   |
| E-00999                             | 4004119                         | Al Shammery Watches & Jewellery Co.  | 613,393                               | 610,893  | 608,110   | 2,104,187   |
| E-01000                             | 4004120                         | Moh'd Al-Fadaghi Trading and General Contracting Company                     | 525,982                               | 469,258  | 5,447   | 18,828  |
| E-01001                             | 4004121                         | Abdul Mohsen Salem Al-Abdul Razzak & Co.                                     | 901,690                               | 897,625  | 518,846   | 1,793,825   |
| E-01002                             | 4004122                         | Al Mailam & Shaalan Co. W.L.L.   | 52,533                                | 51,033   | 32,441  | 112,253   |
| E-01003                             | 4004123                         | Kuwait & Muscat Trading Co. W.L.L.   | 96,960                                | 94,960   | 54,831  | 189,704   |
| E-01005                             | 4004125                         | Al-Qimmah Al-Baidha Sanitary Co. W.L.L.                                      | 431,014                               | 431,014  | 321,284   | 1,111,709   |
| E-01006                             | 4004126                         | Al-Taif General Trading & Cont. Co.  | 99,022                                | 99,022   | 78,229  | 270,689   |
| E-01007                             | 4004127                         | Brazilia Gen. Trd. & Cont. Co. W.L.L.  | 618,714                               | 618,714  | 130,006   | 449,848   |
| E-01008                             | 4004128                         | Al Tai for Trading & Contracting Company Faisal Saleh Shebeb & Partners T.B. | 272,291                               | 270,291  | 135,294   | 468,041   |
| E-01009                             | 4004129                         | Al Ghanim and Darras Automotive and Equipments Co. W.L.L.                    | 152,293                               | 128,079  | 97,132  | 336,097   |
| E-01010                             | 4004130                         | Industrial Construction & Trading Co.  | 145,339                               | 143,339  | 13,372  | 46,124  |
| E-01011                             | 4004131                         | Lalwa Al-Behar for Clothing Trading Co. Yousif Jamal Mohammed & Sons         | 59,489                                | 56,318   | 43,587  | 150,820   |
| E-01012                             | 4004132                         | Al Messila Travel Co. W.L.L.   | 82,683                                | 74,753   | 12,376  | 42,824  |
| E-01013                             | 4004133                         | Dar Al Hadaf Press Co. Ahmed Abdul Aziz Al Jar Allah & Co. W.L.L., Kuwait    | 140,632                               | 137,632  | 106,844   | 368,926   |
| E-01015                             | 4004134                         | Food Supply Company – Emad Abdul Rahman Farhan Al-Fareih                     | 81,837                                | 77,982   | 39,852  | 137,874   |
| E-01016                             | 4004135                         | Sanam Company for Photography & Gifts and Artistic Production                | 85,007                                | 85,007   | 48,885  | 169,152   |
| E-01017                             | 4004136                         | Gulf Cleaning and Contracting Co.  | 71,947                                | 60,484   | 37,455  | 129,602   |
| E-01019                             | 4004138                         | Al-Nawras Furnishing and Office Equipments Company                           | 54,066                                | 54,066   | 16,402  | 56,754  |
| E-01020                             | 4004139                         | Al-Amal Trading and Contracting Company – Omer Shamlan Al-Hassawi & Partner  | 206,307                               | 205,066  | 90,812  | 314,228   |
| E-01021                             | 4004140                         | Hajy Mohamad Dehdary Co. & Sons.   | 456,430                               | 456,430  | 231,240   | 800,138   |
| E-01022                             | 4004141                         | Sohar Food Trading Co. W.L.L.  | 92,613                                | 77,952   | 46,684  | 161,536   |
| E-01023                             | 4004142                         | Al-Sayafee Trading and Marine Services Co.                                   | 325,655                               | 324,155  | 113,775   | 393,643   |
| E-01024                             | 4004143                         | Abdulghafoor & Mostafa Readymade Garments & Shoes Co. W.L.L.                 | 99,192                                | 98,192   | 54,539  | 188,716   |
| E-01025                             | 4004144                         | Burgan Kuwait Company for Used Cars  | 239,949                               | 238,649  | 113,147   | 391,512   |
| E-01026                             | 4004145                         | Sagar Jewellers Co.  | 94,600                                | 94,600   | 22,608  | 78,105  |
| E-01027                             | 4004090                         | Al Sa'ada Taxi Company   | 78,074                                | 77,298   | 55,084  | 190,451   |
| E-01028                             | 4004091                         | Al-Awdi & Partners for Cons. Mater. & Cont. & Building Co.                   | 286,872                               | 286,872  | 216,986   | 750,817   |

| <u>UNSEQ</u><br>claim No. a/ | <u>UNCC claim</u><br>No. | <u>Claimant's name</u>  | <u>Amount claimed</u><br>(KWD) | <u>Net amount</u><br>claimed (KWD)<br>b/ | <u>Amount</u><br>recommended<br>(KWD) | <u>Amount</u><br>recommended<br>(USD) |
|------------------------------|--------------------------|---|--------------------------------|--|---------------------------------------|---------------------------------------|
| E-01029                      | 4004092                  | Kuwait and Oman General Trading Co. W.L.L.  | 309,925                        | 309,147                                  | 135,117                               | 467,519                               |
| E-01030                      | 4004093                  | National Piling Company W.L.L.  | 724,420                        | 718,120                                  | 433,533                               | 1,500,114                             |
| E-01031                      | 4004094                  | Al-Deek Al- Roumi Restaurant Company  | 237,305                        | 211,212                                  | 159,243                               | 550,531                               |
| E-01033                      | 4004096                  | Al Firoz Shoes Company  | 241,883                        | 215,315                                  | 166,153                               | 574,880                               |
| E-01035                      | 4004098                  | Mohammad Al-Dosary & Sons Co.   | 43,617                         | 43,617                                   | 35,683                                | 123,471                               |
| E-01036                      | 4004099                  | Kuwaiti-Bahraini Exchange Co. W.L.L.  | 55,262                         | 55,262                                   | 41,821                                | 144,565                               |
| E-01037                      | 4004100                  | Aziz Optician Co. (Salman & Makhany)  | 42,827                         | 42,127                                   | 22,199                                | 76,752                                |
| E-01038                      | 4004101                  | Oman Exchange Co. W.L.L.  | 60,340                         | 56,766                                   | 39,067                                | 135,099                               |
| E-01039                      | 4004102                  | Al Tanseek Trading & Cont. Co. W.L.L.   | 265,553                        | 263,103                                  | 99,195                                | 343,172                               |
| E-01040                      | 4004103                  | Warba Medical Supplies Co.  | 202,343                        | 200,843                                  | 144,501                               | 499,395                               |
| E-01041                      | 4004104                  | Al Jawad Trading & Contracting Co.  | 82,182                         | 81,732                                   | 58,868                                | 203,576                               |
| E-01042                      | 4004105                  | Middle East Group for Trading & Contracting Abdal Latif Abdulla Al Mehri & Partner Co. W.L.L. | 396,089                        | 394,589                                  | 242,664                               | 839,652                               |
| E-01043                      | 4004106                  | Minefah General Trading & Cont. Co. Nouri & Faisal Abdel Aziz Al-Nouri                        | 244,440                        | 237,140                                  | 143,138                               | 495,287                               |
| E-01044                      | 4004107                  | Al Najar & Al-Jallad Bicycles & Toys  | 417,760                        | 417,760                                  | 154,570                               | 534,833                               |
| E-01045                      | 4004108                  | Topaz Shoes Company   | 49,312                         | 43,743                                   | 16,712                                | 57,697                                |
| E-01046                      | 4004109                  | Exhibitions International Co.   | 223,657                        | 223,657                                  | 97,027                                | 335,734                               |
| E-01047                      | 4004110                  | Mechanical Equipment Co.  | 52,701                         | 51,701                                   | 23,246                                | 80,363                                |
| E-01049                      | 4004112                  | Al Jabriah Co. for Consultation & Development W.L.L.  | 57,348                         | 55,848                                   | 26,352                                | 91,001                                |
| E-01051                      | 4004114                  | Faleh Al-Hajri & Sons for General Trading Contracting   | 239,069                        | 239,069                                  | 153,270                               | 530,346                               |
| E-01052                      | 4004115                  | Bader Al-Sumait & Bros. for General Trading & Contracting Co. W.L.L.                          | 339,800                        | 335,361                                  | 219,705                               | 759,069                               |
| E-01053                      | 4004161                  | Fayez Al-Sahaej Partners Company for Trading and Contracting                                  | 46,328                         | 44,828                                   | 35,801                                | 123,800                               |
| E-01054                      | 4004162                  | Al Arfaj Engineering Company W.L.L.   | 162,841                        | 145,790                                  | 66,786                                | 230,363                               |
| E-01055                      | 4004163                  | Kindah Fashion Corner Co. "Top Fashion" Presently   | 126,905                        | 126,405                                  | 64,500                                | 222,952                               |
| E-01056                      | 4004164                  | Bobiyah Auto Spare Parts Co./P.C.   | 137,108                        | 135,108                                  | 97,828                                | 338,253                               |
| E-01057                      | 4004165                  | Dalma General Trading and Contracting Company W.L.L.  | 266,076                        | 264,076                                  | 162,738                               | 562,892                               |
| E-01058                      | 4004166                  | Anwal Gold and Precious Metals Company Bader Al Rashood and Partners W.L.L.                   | 66,532                         | 65,932                                   | 21,255                                | 73,547                                |
| E-01059                      | 4004167                  | Al Raed Security Co.  | 64,507                         | 57,177                                   | 48,264                                | 166,933                               |
| E-01060                      | 4004168                  | Golden Treasures Company W.L.L.   | 417,232                        | 416,032                                  | 273,881                               | 946,609                               |
| E-01061                      | 4004169                  | Al-Safare Central Market Co.  | 88,317                         | 88,317                                   | 44,635                                | 154,446                               |
| E-01062                      | 4004170                  | Fajr-Al Khaleeg Building Contracts Co.  | 16,070                         | 15,520                                   | 5,403                                 | 18,696                                |

| <u>UNSEQ</u><br><u>claim No. a/</u> | <u>UNCC claim</u><br><u>No.</u> | <u>Claimant's name</u>   | <u>Amount claimed</u><br><u>(KWD)</u> | <u>Net amount</u><br><u>claimed (KWD)</u><br><u>b/</u> | <u>Amount</u><br><u>recommended</u><br><u>(KWD)</u> | <u>Amount</u><br><u>recommended</u><br><u>(USD)</u> |
|-------------------------------------|---------------------------------|--|---------------------------------------|--|---|---|
| E-01063                             | 4004171                         | Al Fatat Club  | 51,201                                | 50,551   | 45,938  | 158,845   |
| E-01064                             | 4004172                         | Abdul Aziz Abdulla & Sons Co.  | 117,470                               | 116,470  | 44,903  | 155,253   |
| E-01065                             | 4004173                         | Al Mushkat Trading Co. W.L.L.  | 83,745                                | 81,245   | 27,081  | 93,706  |
| E-01066                             | 4004174                         | Aluminium Industries Company W.L.L.  | 259,099                               | 256,349  | 141,261   | 488,792   |
| E-01067                             | 4004175                         | Abud Al Razzaq Al Qaddumi & Sons Co. for General Contracting and Trade                 | 100,834                               | 100,834  | 31,166  | 107,841   |
| E-01068                             | 4004176                         | Al Barh General Trading and Contracts  | 75,580                                | 73,030   | 45,443  | 157,242   |
| E-01069                             | 4004177                         | Al-Julaiah Trading & Contracting   | 884,497                               | 882,497  | 484,472   | 1,676,374   |
| E-01071                             | 4004179                         | Mubarak Al Azmi Ready Wear Co.   | 15,000                                | 15,000   | 3,000   | 10,381  |
| E-01074                             | 4004192                         | Union Al Jazira Co.  | 219,989                               | 217,989  | 120,707   | 417,650   |
| E-01076                             | 4004194                         | Hussin and Bahrami Contracting Co.   | 77,361                                | 76,261   | 39,985  | 138,210   |
| E-01077                             | 4004195                         | Al Asmar Food Co.  | 96,905                                | 96,160   | 17,263  | 59,655  |
| E-01078                             | 4004196                         | Naif Hamad Al Dabous & Sons Co. W.L.L.   | 2,056,154                             | 2,049,154  | 356,273   | 1,232,779   |
| E-01079                             | 4004197                         | Essa M. Baloushi Sons Company for Building Material & Wood                             | 117,647                               | 115,647  | 31,783  | 109,628   |
| E-01080                             | 4004198                         | Kuwaiti Afgani Co. for Cars Spare Parts.   | 183,072                               | 183,072  | 116,975   | 404,704   |
| E-01081                             | 4004199                         | Carpentry Art and Decoration Design Company Abdul Aziz Abdul Kader Al-Rashid & Partner | 94,140                                | 91,783   | 51,321  | 177,581   |
| E-01082                             | 4004200                         | Saada and Sherani Jewellery Company W.L.L.   | 262,136                               | 262,136  | 133,760   | 462,648   |
| E-01083                             | 4004201                         | Jassim Abdulwahab and Partner Co. W.L.L.   | 192,848                               | 192,848  | 143,341   | 795,726   |
| E-01084                             | 4004202                         | Al Attia & Al Khawajah Trading Company   | 80,054                                | 80,054   | 12,714  | 43,883  |
| E-01086                             | 4004181                         | Kuwait Wood Industries   | 880,064                               | 877,104  | 313,095   | 1,083,374   |
| E-01088                             | 4004183                         | Artistic Interior Design Center W.L.L.   | 59,877                                | 59,189   | 10,687  | 36,979  |
| E-01089                             | 4004184                         | Arab European Aluminium Company  | 128,735                               | 127,735  | 61,881  | 214,072   |
| E-01091                             | 4004186                         | Abdulrahman M. Al-Zamil and Saleh A. Al-Abdali Trading Co. – Partnership               | 98,669                                | 98,608   | 0   | 0   |
| E-01092                             | 4004187                         | Kuwait Maritime & Mercantile Co. K.S.C.  | 222,617                               | 220,817  | 86,475  | 299,122   |
| E-01093                             | 4004188                         | Reem Al Khaleeg Perfumes & Cosmetics Co. Ltd.  | 571,006                               | 568,476  | 355,590   | 1,229,778   |
| E-01094                             | 4004189                         | Al-Jadeer Trading Company W.L.L.   | 230,267                               | 228,767  | 139,784   | 483,682   |
| E-01095                             | 4004190                         | Kuwait Shipping Agencies Company K.S.C. (Closed)                                       | 270,969                               | 267,843  | 156,500   | 540,961   |
| E-01096                             | 4004203                         | Al Fayha General Contracting Co.   | 1,068,363                             | 952,951  | 665,107   | 2,300,718   |
| E-01097                             | 4004204                         | International Contracting Company – S.A.K.   | 612,425                               | 606,425  | 289,058   | 1,000,201   |
| E-01098                             | 4004205                         | Beyader Construction Company   | 735,526                               | 732,776  | 164,459   | 569,062   |
| E-01099                             | 4004206                         | Ratqa General Trading & Contracting Co. W.L.L.   | 622,647                               | 619,897  | 383,835   | 1,326,747   |

| <u>UNSEQ</u><br>claim No. <u>a/</u> | <u>UNCC claim</u><br>No. | <u>Claimant's name</u>                    | <u>Amount claimed</u><br>(KWD) | <u>Net amount</u><br><u>claimed (KWD)</u><br><u>b/</u> | <u>Amount</u><br><u>recommended</u><br>(KWD) | <u>Amount</u><br><u>recommended</u><br>(USD) |
|-------------------------------------|--------------------------|---|--------------------------------|--|--|--|
| E-01100                             | 4004207                  | Al Artica Trading Co.                     | 44,169                         | 43,819   | 13,708                                       | 47,421                                       |
| E-01101                             | 4004208                  | Salem & Bader Paints Company W.L.L.       | 205,225                        | 205,225  | 119,211                                      | 412,495                                      |
| E-01103                             | 4004210                  | Mzinco Co. for General Enterprises W.L.L. | 71,131                         | 71,131   | 50,478                                       | 174,626                                      |
| E-01104                             | 4004211                  | Al Ferdous Pharmacy Company               | 107,450                        | 106,831  | 14,460                                       | 49,970                                       |
| E-01105                             | 4004212                  | Kuwait Controls Company                   | 605,871                        | 605,871  | 235,742                                      | 814,530                                      |
| E-01106                             | 4004213                  | Al Mia & Nori Co. Import & Export         | 196,523                        | 195,723  | 172,661                                      | 596,784                                      |
| E-01107                             | 4004214                  | Al Bulooshi & Kafashaan Co. W.L.L.        | 277,675                        | 277,675  | 199,926                                      | 691,785                                      |
| E-01108                             | 4004215                  | National Computer Services Co.            | 1,781,393                      | 1,646,197  | 318,253                                      | 1,101,221                                    |
| E-01110                             | 4004217                  | Al Ahlia Plastic Co. W.L.L.               | 646,779                        | 542,007  | 167,733                                      | 580,391                                      |
| TOTAL                               |                          |   | 33,257,998                     | 32,498,010   | 16,395,265                                   | 56,709,793                                   |

a/ The UNSEQ number is the provisional claim number assigned to each claim by PAAC.

b/ The “Net amount claimed” is the original amount claimed less the amounts claimed for claim preparation costs and interest. As set forth in paragraphs 74 and 75 of the report, the Panel has made no recommendation with regard to these items.

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Jandoul Bakery and Sweets Co. W.L.L.  
UNCC claim number: 4004073  
UNSEQ number: E-00966

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of tangible property | 12,413                       | 9,930                               | Original loss of tangible property claim reclassified as loss of tangible property and loss of stock. Tangible property claim adjusted for failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of stock             | 24,360                       | 2,286                               | Claim adjusted for stock build-up and obsolescence. See paragraphs 35 and 37-39 of the report.  |
| Loss of profits           | 12,400                       | 9,300                               | Claim adjusted for evidentiary shortcomings. See paragraphs 47-50 of the report.  |
| TOTAL                     | 49,173                       | 21,516                              |   |



Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Rashed and Nader Textiles Company  
UNCC claim number: 4004074  
UNSEQ number: E-00967

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 225,136                      | 173,608                             | Original loss of tangible property claim reclassified as loss of stock. Stock claim adjusted for stock build-up and obsolescence. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 12,800                       | 4,489                               | Claim adjusted to reflect historical results, for evidentiary shortcomings and for windfall profits. See paragraphs 47-50 of the report.                                     |
| TOTAL                   | 237,936                      | 178,097                             |  |
| Claim preparation costs | 1,200                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |
| Interest                | 28,255                       | n.a.                                | Governing Council's determination pending. See paragraph 74 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al A'mara Construction Materials & Contracting Abdul Majeed Zalzalalah & Partner W.L.L.  
UNCC claim number: 4004075  
UNSEQ number: E-00968

| <u>Category of loss</u>    | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>  |
|----------------------------|------------------------------|---------------------------------|--|
| Loss of tangible property  | 7,479                        | 5,150                           | Original loss of tangible property claim reclassified as loss of tangible property and loss of stock. Tangible property claim adjusted for depreciation and failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of stock              | 162,344                      | 113,130                         | Claim adjusted for stock build-up, obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.   |
| Loss of profits            | 8,895                        | 2,507                           | Claim adjusted to reflect historical results. See paragraphs 47-50 of the report.  |
| Other loss not categorised | 12,600                       | 0                               | Insufficient evidence to substantiate claim. See paragraphs 69-70 of the Panel report.   |
| TOTAL                      | 191,318                      | 120,787                         |  |
| Claim preparation costs    | 2,625                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Mubarak Fahed Al Salem Al Sabah Bros. Co. W.L.L.  
UNCC claim number: 4004076  
UNSEQ number: E-00969

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|---------------------------------|---|
| Loss of tangible property | 2,310                        | 2,310                           | Original loss of tangible property claim reclassified as loss of tangible property, loss of stock and loss of vehicles. Recommend awarding tangible property claim in full. See paragraphs 35-36 of the report.                       |
| Loss of stock             | 68,500                       | 35,285                          | Stock claim adjusted for stock build-up and obsolescence. Goods in transit claim adjusted for obsolescence. See paragraphs 35 and 37-39 of the report.  |
| Loss of vehicles          | 13,300                       | 11,080                          | Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.  |
| Loss of profits           | 23,855                       | 15,838                          | Original loss of income-producing property claim reclassified as loss of profits. Claim adjusted to reflect historical results, to reduce indemnity period to 12 months and for windfall profits. See paragraphs 47-50 of the report. |
| TOTAL                     | 107,965                      | 64,513                          |   |
| Claim preparation costs   | 750                          | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al-Watyah Jewellers Co.  
UNCC claim number: 4004077  
UNSEQ number: E-00970

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|-------------------------|------------------------------|-------------------------------------|---|
| Loss of stock           | 126,870                      | 106,297                             | Original loss of tangible property claim reclassified as loss of stock. Stock claim adjusted for stock build-up. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 56,603                       | 50,697                              | Claim adjusted to reflect historical results. See paragraphs 47-50 of the report.   |
| TOTAL                   | 183,473                      | 156,994                             |   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Jassim M. Saleh & Sons Textile Co.  
UNCC claim number: 4004079  
UNSEQ number: E-00972

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 57,959                       | 52,695                              | Original loss of tangible property claim reclassified as loss of stock. Stock claim adjusted for evidentiary shortcomings and obsolescence. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 3,250                        | 2,342                               | Claim adjusted to reflect historical results, to restrict indemnity period to 12 months and for windfall profits. See paragraphs 47-50 of the report.                                  |
| TOTAL                   | 61,209                       | 55,037                              |  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Asea Brown Boveri Electrical Co.  
UNCC claim number: 4004080  
UNSEQ number: E-00973

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|-------------------------------------|--|
| Loss of tangible property | 119,021                      | 46,272                              | Original tangible and income-producing property claims reclassified as loss of tangible property and loss of vehicles. Tangible property claim adjusted for depreciation and evidentiary shortcomings. See paragraphs 35-36 of the report. |
| Loss of vehicles          | 26,764                       | 9,545                               | Claim adjusted for evidentiary shortcomings and to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.  |
| Loss of profits           | 197,117                      | 149,647                             | Claim adjusted to reflect historical results. See paragraphs 47-50 of the report.  |
| TOTAL                     | 342,902                      | 205,464                             |  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Greenline Co.  
UNCC claim number: 4004081  
UNSEQ number: E-00974

| <u>Category of loss</u>    | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>  |
|----------------------------|------------------------------|---------------------------------|--|
| Loss of tangible property  | 1,159,119                    | 1,021,420                       | Original tangible and real property claims reclassified as loss of tangible property, stock, cash and vehicles. Tangible property claim adjusted for maintenance, depreciation and evidentiary shortcomings. See paragraphs 35-36 of the report. |
| Loss of stock              | 709,910                      | 208,718                         | Claim adjusted for stock build-up, obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.   |
| Loss of cash               | 30,876                       | 30,876                          | Recommend awarding claim in full. See paragraph 35 and 40 of the report.   |
| Loss of vehicles           | 388,611                      | 258,711                         | Claim adjusted for evidentiary shortcomings and to reflect the M.V.V. Table values. Vehicle repairs claim adjusted for maintenance. See paragraphs 35 and 41 of the report.  |
| Loss of profits            | 105,947                      | 75,315                          | Claim adjusted to reflect historical results, to restrict indemnity period to 12 months and for windfall profits. See paragraphs 47-50 of the report.  |
| Bad debts                  | 269,156                      | 63,620                          | Claim adjusted for evidentiary shortcomings. See paragraphs 56-58 of the report.   |
| Other loss not categorised | 38,265                       | 15,960                          | Original contracts claim reclassified to other loss not categorised. Claim for cancellation penalties recommended in full. Insufficient evidence to substantiate remaining claim. See paragraph 72 of the report.                                |
| TOTAL                      | 2,701,884                    | 1,674,620                       |  |
| Claim preparation costs    | 2,500                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.   |

S/AC.26/2001/4  
page 32

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Naseebco Company - Ahmad Abdulmuhsen Al Sager & Khalid Abdulmuhsen Al Sager W.L.L.

UNCC claim number: 4004082

UNSEQ number: E-00975

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|-------------------------|------------------------------|-------------------------------------|---|
| Loss of stock           | 99,474                       | 45,116                              | Original loss of tangible property claim reclassified as loss of stock. Stock claim adjusted for evidentiary shortcomings. See paragraphs 35 and 37-39 of the report. |
| TOTAL                   | 99,474                       | 45,116                              |   |
| Claim preparation costs | 4,243                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |



Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Ansari & Bahasin Trading Company  
UNCC claim number: 4004083  
UNSEQ number: E-00976

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of tangible property | 829                          | 829                                 | Original loss of tangible property claim reclassified as loss of tangible property and loss of stock. Recommend awarding tangible property claim in full. See paragraphs 35-36 of the report. |
| Loss of stock             | 179,646                      | 143,717                             | Claim adjusted for obsolescence. See paragraphs 35 and 37-39 of the report.   |
| Loss of profits           | 21,204                       | 12,282                              | Claim adjusted to reflect historical results and for windfall profits. See paragraphs 47-50 of the report.  |
| TOTAL                     | 201,679                      | 156,828                             |   |
| Claim preparation costs   | 2,500                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Bukhari Bookshop Company  
UNCC claim number: 4004085  
UNSEQ number: E-00978

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of tangible property | 9,643                        | 4,696                               | Original loss of tangible property claim reclassified as loss of tangible property and loss of stock. Tangible property claim adjusted for depreciation and evidentiary shortcomings. See paragraphs 35-36 of the report. |
| Loss of stock             | 115,751                      | 91,597                              | Claim adjusted for stock build-up and obsolescence. See paragraphs 35 and 37-39 of the report.  |
| Loss of profits           | 66,907                       | 45,844                              | Claim adjusted to reflect historical results and for evidentiary shortcomings. See paragraphs 47-50 of the report.  |
| TOTAL                     | 192,301                      | 142,137                             |   |
| Claim preparation costs   | 2,000                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Muslim & Audai Company W.L.L.

UNCC claim number: 4004086

UNSEQ number: E-00979

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|-------------------------------------|--|
| Loss of tangible property | 47,921                       | 47,921                              | Recommend awarding claim in full. See paragraphs 35-36 of the report.      |
| TOTAL                     | 47,921                       | 47,921                              |  |
|                           |                              |                                     |  |
| Claim preparation costs   | 1,200                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report. |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Saba Jewellers Co.  
UNCC claim number: 4004807  
UNSEQ number: E-00980

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|-------------------------------------|--|
| Loss of tangible property | 12,014                       | 9,362                               | Original loss of tangible property claim reclassified as loss of tangible property, loss of stock and loss of cash. Tangible property claim adjusted for depreciation and failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of stock             | 31,337                       | 21,216                              | Claim adjusted for evidentiary shortcomings and historical obsolescence. See paragraphs 35 and 37-39 of the report.  |
| Loss of cash              | 2,646                        | 2,646                               | Recommend awarding claim in full. See paragraphs 35 and 40 of the report.  |
| Loss of profits           | 14,625                       | 8,775                               | Claim adjusted to reflect historical results, to restrict the indemnity period to 12 months and for evidentiary shortcomings. See paragraphs 47-50 of the report.  |
| TOTAL                     | 60,622                       | 41,999                              |  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: International Timber Co. W.L.L.  
UNCC claim number: 4004088  
UNSEQ number: E-00981

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 170,435                      | 119,092                             | Original loss of tangible property claim reclassified as loss of stock. Stock claim adjusted for stock build-up and obsolescence. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 12,276                       | 2,832                               | Claim adjusted to reflect historical results and for windfall profits. See paragraphs 47-50 of the report.   |
| TOTAL                   | 182,711                      | 121,924                             |  |
| Claim preparation costs | 2,000                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Silver Watch for Electronic Requisites  
UNCC claim number: 4004148  
UNSEQ number: E-00985

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of tangible property | 20,121                       | 20,121                              | Original loss of tangible property claim reclassified as loss of tangible property and loss of stock. Recommend awarding tangible property claim in full. See paragraphs 35-36 of the report. |
| Loss of stock             | 182,425                      | 36,020                              | Claim adjusted for stock build-up and obsolescence. See paragraphs 35 and 37-39 of the report.  |
| Loss of profits           | 6,133                        | 1,949                               | Claim adjusted to reflect historical results and for evidentiary shortcomings and windfall profits. See paragraphs 47-50 of the report.   |
| TOTAL                     | 208,679                      | 58,090                              |   |
| Claim preparation costs   | 500                          | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Kuwait Collection Company  
UNCC claim number: 4004150  
UNSEQ number: E-00987

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>                     |
|-------------------------|------------------------------|-------------------------------------|-------------------------------------|
| Loss of profits         | 115,932                      | 0                                   | See paragraphs 47-52 of the report. |
| TOTAL                   | 115,932                      | 0                                   |                                     |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Nasser Abdulaziz Al-Rumaih General Trading Company W.L.L.

UNCC claim number: 4004151

UNSEQ number: E-00988

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of tangible property | 2,800                        | 2,240                               | Original loss of tangible property claim reclassified as loss of tangible property and loss of stock. Tangible property claim adjusted for failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of stock             | 369,613                      | 283,987                             | Stock claim adjusted for obsolescence and evidentiary shortcomings. Goods in transit claim adjusted for obsolescence. See paragraphs 35 and 37-39 of the report.  |
| TOTAL                     | 372,413                      | 286,227                             |   |
| Claim preparation costs   | 1,500                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |



Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Attafani Trad. & Cont. Mechanical & Electrical Company  
UNCC claim number: 4004153  
UNSEQ number: E-00990

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|---------------------------------|---|
| Loss of tangible property | 4,362                        | 3,774                           | Original loss of tangible property claim reclassified as loss of tangible property, loss of stock and loss of vehicles. Tangible property claim adjusted for failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of stock             | 58,277                       | 37,544                          | Claim adjusted for obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.  |
| Loss of vehicles          | 2,800                        | 2,736                           | Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.  |
| Loss of profits           | 12,600                       | 5,449                           | Claim adjusted to reflect historical results, for evidentiary shortcomings and for windfall profits. See paragraphs 47-50 of the report.  |
| TOTAL                     | 78,039                       | 49,503                          |   |
| Claim preparation costs   | 1,800                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al-Massab Trading Co.  
UNCC claim number: 4004154  
UNSEQ number: E-00991

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|-------------------------|------------------------------|-------------------------------------|---|
| Loss of vehicles        | 32,000                       | 17,448                              | Original tangible property claim reclassified as loss of vehicles. Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report. |
| Loss of profits         | 21,000                       | 0                                   | Insufficient evidence to substantiate claim. See paragraphs 47-50 of the report.  |
| TOTAL                   | 53,000                       | 17,448                              |   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Ahmad & Mahmood Al-Taher Co. – Mahmood Mohamed Taher Abdullah & Partners Limited Partnership Co. Kuwait  
UNCC claim number: 404155  
UNSEQ number: E-00992

| <u>Category of loss</u>    | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|----------------------------|------------------------------|-------------------------------------|--|
| Loss of profits            | 331,138                      | 107,619                             | Claim adjusted to reflect historical results and for windfall profits. See paragraphs 47-50 of the report. |
| Other loss not categorised | 5,720                        | 0                                   | Insufficient evidence to substantiate claim. See paragraph 72 of the report.                               |
| TOTAL                      | 336,858                      | 107,619                             |  |
| Claim preparation costs    | 1,150                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.                                 |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Moubarak and Bayaah Trading Company  
UNCC claim number: 4004156  
UNSEQ number: E-00993

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 71,382                       | 27,524                              | Original loss of tangible property claim reclassified as loss of stock. Stock claim adjusted for obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 7,980                        | 7,980                               | Recommend awarding claim in full. See paragraphs 47-50 of the report.  |
| TOTAL                   | 79,362                       | 35,504                              |  |
| Claim preparation costs | 1,000                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |
| Interest                | 9,425                        | n.a.                                | Governing Council's determination pending. See paragraph 74 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Bahman International Travel Company W.L.L.  
UNCC claim number: 4004157  
UNSEQ number: E-00994

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|---------------------------------|--|
| Loss of tangible property | 26,453                       | 19,105                          | Original loss of tangible property claim reclassified as loss of tangible property and loss due to restart of business. Tangible property claim adjusted for depreciation and failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of profits           | 23,800                       | 0                               | Original payment or relief to others claim reclassified as loss of profits. Profits claim adjusted to reflect historical results. See paragraphs 47-50 of the report.  |
| Bad debts                 | 45,000                       | 0                               | Insufficient evidence to substantiate claim. See paragraphs 56-58 of the report.   |
| Restart costs             | 93,210                       | 87,010                          | Claim adjusted for evidentiary shortcomings and maintenance. See paragraph 60 of the report.   |
| TOTAL                     | 188,463                      | 106,115                         |  |
| Claim preparation costs   | 3,734                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Negma Transport Company  
UNCC claim number: 4004158  
UNSEQ number: E-00995

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of vehicles        | 37,000                       | 22,302                              | Original loss of tangible property claim reclassified as loss of vehicles. Vehicles claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report. |
| TOTAL                   | 37,000                       | 22,302                              |  |
| Claim preparation costs | 900                          | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Rashed Shipping Agencies Co. W.L.L.  
UNCC claim number: 4004116  
UNSEQ number: E-00996

| <u>Category of loss</u>    | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>  |
|----------------------------|------------------------------|---------------------------------|--|
| Loss of tangible property  | 5,991                        | 5,991                           | Original loss of tangible property claim reclassified as loss of tangible property and loss of vehicles. Recommend awarding tangible property claim in full. See paragraphs 35-36 of the report. |
| Loss of vehicles           | 10,600                       | 9,530                           | Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.   |
| Loss of profits            | 150,403                      | 68,440                          | Claim adjusted to reflect historical results and to restrict indemnity period to 10 months. See paragraphs 47-50 of the report.  |
| Bad debts                  | 38,192                       | 24,278                          | Claim adjusted for evidentiary shortcomings. See paragraphs 56-58 of the report.   |
| Other loss not categorised | 7,701                        | 6,772                           | Claim adjusted for evidentiary shortcomings. See paragraph 72 of the report.   |
| TOTAL                      | 212,887                      | 115,011                         |  |
| Claim preparation costs    | 1,000                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.   |
| Interest                   | 15,388                       | n.a.                            | Governing Council's determination pending. See paragraph 74 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Awadey Electrical Lights Co. W.L.L.  
UNCC claim number: 4004118  
UNSEQ number: E-00998

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|-------------------------|------------------------------|-------------------------------------|---|
| Loss of stock           | 220,586                      | 176,469                             | Original loss of tangible property claim reclassified as loss of stock. Stock claim adjusted for obsolescence. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 163,095                      | 143,572                             | Claim adjusted to reflect historical results and to restrict indemnity period to 12 months. See paragraphs 47-50 of the report.                           |
| TOTAL                   | 383,681                      | 320,041                             |   |



Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Shammary Watches & Jewellery Co.  
UNCC claim number: 4004119  
UNSEQ number: E-00999

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|---------------------------------|---|
| Loss of tangible property | 13,913                       | 11,130                          | Original loss of tangible property claim reclassified as loss of tangible property and loss of stock. Tangible property claim adjusted for failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of stock             | 596,980                      | 596,980                         | Recommend awarding claim in full. See paragraphs 35 and 37-39 of the report.  |
| TOTAL                     | 610,893                      | 608,110                         |   |
| Claim preparation costs   | 2,500                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Moh'd Al-Fadaghi Trading and General Contracting Company  
UNCC claim number: 4004120  
UNSEQ number: E-01000

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 439,688                      | 0                                   | Original loss of tangible property reclassified as loss of stock. Insufficient evidence to substantiate claim. See paragraph 38 of the report. |
| Loss of profits         | 29,570                       | 5,447                               | Claim adjusted to reflect historical results and for evidentiary shortcomings. See paragraphs 47-50 of the report.                             |
| TOTAL                   | 469,258                      | 5,447                               |  |
| Claim preparation costs | 1,000                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |
| Interest                | 55,724                       | n.a.                                | Governing Council's determination pending. See paragraph 74 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Abdul Mohsen Salem Al-Abdul Razzak & Co.  
UNCC claim number: 4004121  
UNSEQ number: E-01001

| <u>Category of loss</u>    | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>  |
|----------------------------|------------------------------|---------------------------------|--|
| Loss of stock              | 626,020                      | 338,890                         | Original loss of tangible property reclassified as loss of stock and loss of vehicles. Stock claim adjusted for stock build-up and obsolescence. Goods in transit claim adjusted for evidentiary shortcomings and obsolescence. See paragraphs 35 and 37-39 of the report. |
| Loss of vehicles           | 5,850                        | 5,850                           | Recommend awarding claim in full. See paragraphs 35 and 41 of the report.  |
| Loss of profits            | 263,213                      | 171,564                         | Claim adjusted to reflect historical results and for windfall profits. See paragraphs 47-50 of the report.   |
| Other loss not categorised | 2,542                        | 2,542                           | Recommend awarding claim in full. See paragraph 72 of the report.  |
| TOTAL                      | 897,625                      | 518,846                         |  |
| Claim preparation costs    | 4,065                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Mailam & Shaalan Co. W.L.L.  
UNCC claim number: 4004122  
UNSEQ number: E-01002

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|-------------------------|------------------------------|-------------------------------------|---|
| Loss of stock           | 21,493                       | 17,984                              | Original loss of tangible property claim reclassified as loss of stock and loss of vehicles. Stock claim and goods in transit claims adjusted for obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report. |
| Loss of vehicles        | 8,015                        | 5,516                               | Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.  |
| Loss of profits         | 21,525                       | 8,941                               | Claim adjusted to reflect historical results and for windfall profits. See paragraphs 47-50 of the report.  |
| TOTAL                   | 51,033                       | 32,441                              |   |
| Claim preparation costs | 1,500                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Kuwait & Muscat Trading Co. W.L.L.  
UNCC claim number: 4004123  
UNSEQ number: E-01003

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|---------------------------------|---|
| Loss of tangible property | 267                          | 267                             | Original loss of tangible property claim reclassified as loss of tangible property, loss of stock and loss of cash. Recommend awarding tangible property claim in full. See paragraphs 35-36 of the report. |
| Loss of stock             | 63,215                       | 34,777                          | Claim adjusted for stock build-up, obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.  |
| Loss of cash              | 5,479                        | 5,479                           | Recommend awarding claim in full. See paragraphs 35 and 40 of the report.   |
| Loss of profits           | 17,865                       | 8,535                           | Claim adjusted to reflect historical results. See paragraphs 47-50 of the report.   |
| Bad debts                 | 8,134                        | 5,773                           | Claim adjusted for evidentiary shortcomings. See paragraphs 56-58 of the report.  |
| TOTAL                     | 94,960                       | 54,831                          |   |
| Claim preparation costs   | 2,000                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al-Qimmah Al-Baidha Sanitary Co. W.L.L.  
UNCC claim number: 4004125  
UNSEQ number: E-01005

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|-------------------------|------------------------------|-------------------------------------|---|
| Loss of stock           | 389,820                      | 287,838                             | Original tangible property claim reclassified as loss of stock and loss of cash. Stock claim adjusted for stock build-up, obsolescence. Goods in transit claim adjusted for evidentiary shortcomings and obsolescence. See paragraphs 35 and 37-39 of the report. |
| Loss of cash            | 7,622                        | 0                                   | Insufficient evidence to substantiate claim. See paragraphs 35 and 40 of the report.  |
| Loss of profits         | 33,572                       | 33,446                              | Claim adjusted to reflect historical results. See paragraphs 47-50 of the report.   |
| TOTAL                   | 431,014                      | 321,284                             |   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al-Taif General Trading & Cont. Co.  
UNCC claim number: 4004126  
UNSEQ number: E-01006

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|-------------------------------------|--|
| Loss of tangible property | 12,493                       | 5,313                               | Original loss of tangible property claim reclassified as loss of tangible property, loss of stock and loss of cash. Tangible property claim adjusted for depreciation and failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of stock             | 82,794                       | 72,916                              | Stock and goods in transit claims adjusted for obsolescence. See paragraphs 35 and 37-39 of the report.  |
| Loss of cash              | 3,735                        | 0                                   | Insufficient evidence to substantiate claim. See paragraphs 35 and 40 of the report.   |
| TOTAL                     | 99,022                       | 78,229                              |  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Brazilia Gen. Trd. & Cont. Co. W.L.L.  
UNCC claim number: 4004127  
UNSEQ number: E-01007

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|-------------------------|------------------------------|-------------------------------------|---|
| Loss of stock           | 606,163                      | 127,559                             | Original loss of tangible property claim reclassified as loss stock. Stock claim adjusted for stock build-up and obsolescence. Goods in transit claim adjusted for obsolescence. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 12,551                       | 2,447                               | Claim adjusted to reflect historical results and for windfall profits. See paragraphs 47-50 of the report.  |
| TOTAL                   | 618,714                      | 130,006                             |   |



Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Tai for Trading & Contracting Company Faisal Saleh Shebeb & Partners T.B.  
UNCC claim number: 4004128  
UNSEQ number: E-01008

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 237,917                      | 125,753                             | Original loss of tangible property claim reclassified as loss of stock. Stock claim adjusted for stock build-up and obsolescence. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 32,374                       | 9,541                               | Claim adjusted to reflect historical results, for windfall profits and evidentiary shortcomings. See paragraphs 47-50 of the report.   |
| TOTAL                   | 270,291                      | 135,294                             |  |
| Claim preparation costs | 2,000                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Ghanim and Darras Automotive and Equipments Co. W.L.L.

UNCC claim number: 4004129

UNSEQ number: E-01009

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|-------------------------|------------------------------|-------------------------------------|---|
| Loss of stock           | 121,179                      | 91,367                              | Original loss of tangible property claim reclassified as loss of stock and loss of vehicles. Stock claim adjusted for evidentiary shortcomings and obsolescence. See paragraphs 35 and 37-39 of the report. |
| Loss of vehicles        | 6,900                        | 5,765                               | Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.  |
| TOTAL                   | 128,079                      | 97,132                              |   |
| Claim preparation costs | 1,000                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |
| Interest                | 23,214                       | n.a.                                | Governing Council's determination pending. See paragraph 74 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Industrial Construction & Trading Co.  
UNCC claim number: 4004130  
UNSEQ number: E-01010

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of profits         | 143,339                      | 13,372                              | Original loss of contracts claim reclassified as loss of profits. Profits claim adjusted to reflect historical results and for windfall profits. See paragraphs 47-50 of the report. |
| TOTAL                   | 143,339                      | 13,372                              |  |
| Claim preparation costs | 2,000                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Lalwa Al-Behar for Clothing Trading Co. Yousif Jamal Mohammed & Sons  
UNCC claim number: 4004131  
UNSEQ number: E-01011

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|-------------------------------------|--|
| Loss of tangible property | 12,370                       | 10,385                              | Original loss of tangible property claim reclassified as loss of tangible property and loss of stock. Tangible property claim adjusted for depreciation. See paragraphs 35-36 of the report. |
| Loss of stock             | 34,782                       | 27,826                              | Claim adjusted for obsolescence. See paragraphs 35 and 37-39 of the report.  |
| Loss of profits           | 9,166                        | 5,376                               | Claim adjusted to reflect historical results and to restrict indemnity period to seven months. See paragraphs 47-50 of the report.   |
| TOTAL                     | 56,318                       | 43,587                              |  |
| Claim preparation costs   | 3,171                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Messila Travel Co. W.L.L.  
UNCC claim number: 4004132  
UNSEQ number: E-01012

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|---------------------------------|---|
| Loss of tangible property | 12,719                       | 5,624                           | Original loss of tangible property claim reclassified as loss of tangible property and loss of cash. Tangible property claim adjusted for depreciation. See paragraphs 35-36 of the report. |
| Loss of cash              | 5,750                        | 5,750                           | Recommend awarding claim in full. See paragraphs 35 and 40 of the report.   |
| Loss of profits           | 55,282                       | 0                               | Original payment or relief to others claim reclassified to loss of profits. Profits claim adjusted to reflect historical results. See paragraphs 47-50 of the report.                       |
| Restart costs             | 1,002                        | 1,002                           | Recommend awarding claim in full. See paragraphs 60-67 of the report  |
| TOTAL                     | 74,753                       | 12,376                          |   |
| Claim preparation costs   | 7,930                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Dar Al Hadaf Press Co. Ahmed Abdul Aziz Al Jar Allah & Co. W.L.L., Kuwait

UNCC claim number: 4004133

UNSEQ number: E-01013

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|-------------------------|------------------------------|-------------------------------------|---|
| Loss of real property   | 44,800                       | 35,840                              | Claim adjusted for maintenance. See paragraphs 31-32 of the report.               |
| Loss of profits         | 92,832                       | 71,004                              | Claim adjusted to reflect historical results. See paragraphs 47-50 of the report. |
| TOTAL                   | 137,632                      | 106,844                             |   |
| Claim preparation costs | 3,000                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.        |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Food Supply Company - Emad Abdul Rahman Farhan Al-Fareih  
UNCC claim number: 4004134  
UNSEQ number: E-01015

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|---------------------------------|---|
| Loss of tangible property | 39,221                       | 31,827                          | Claim adjusted for evidentiary shortcomings and depreciation. See paragraphs 35-36 of the report.                               |
| Loss of profits           | 29,509                       | 2,011                           | Claim adjusted to reflect historical results and to restrict indemnity period to 12 months. See paragraphs 47-50 of the report. |
| Restart costs             | 9,252                        | 6,014                           | Claim adjusted for evidentiary shortcomings. See paragraphs 60-67 of the report   |
| TOTAL                     | 77,982                       | 39,852                          |   |
| Claim preparation costs   | 1,125                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.  |
| Interest                  | 2,730                        | n.a.                            | Governing Council's determination pending. See paragraph 74 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Sanam Company for Photography & Gifts and Artistic Production  
UNCC claim number: 4004135  
UNSEQ number: E-01016

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of tangible property | 81,840                       | 46,010                              | Original loss of tangible property claim reclassified as loss of tangible property and loss of vehicles. Tangible property claim adjusted for evidentiary shortcomings and failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of vehicles          | 2,000                        | 2,000                               | Recommend awarding claim in full. See paragraphs 35 and 41 of the report.   |
| Loss of profits           | 1,167                        | 875                                 | Claim adjusted for windfall profits. See paragraphs 47-50 of the report.  |
| TOTAL                     | 85,007                       | 48,885                              |   |



Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Gulf Cleaning and Contracting Co.  
UNCC claim number: 4004136  
UNSEQ number: E-01017

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|---------------------------------|--|
| Loss of tangible property | 7,248                        | 5,936                           | Original loss of tangible property claim reclassified as loss of tangible property and loss of stock. Tangible property claim adjusted for depreciation. See paragraphs 35-36 of the report. |
| Loss of stock             | 53,236                       | 31,519                          | Claim adjusted for stock build-up and obsolescence. See paragraphs 35 and 37-39 of the report.   |
| TOTAL                     | 60,484                       | 37,455                          |  |
| Claim preparation costs   | 500                          | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.   |
| Interest                  | 10,963                       | n.a.                            | Governing Council's determination pending. See paragraph 74 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al-Nawras Furnishing and Office Equipments Company  
UNCC claim number: 4004138  
UNSEQ number: E-01019

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 29,330                       | 9,045                               | Original loss of tangible property claim reclassified as loss of stock. Stock claim adjusted for stock build-up, obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.   |
| Loss of profits         | 24,736                       | 7,357                               | Original loss of income-producing property claim reclassified as loss of profits. Profits claim adjusted to reflect historical results, to restrict indemnity period to seven months and for evidentiary shortcomings. See paragraphs 47-50 of the report. |
| TOTAL                   | 54,066                       | 16,402                              |  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al-Amal Trading and Contracting Company - Omer Shamlan Al-Hassawi & Partner  
UNCC claim number: 4004139  
UNSEQ number: E-01020

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|-------------------------------------|--|
| Loss of tangible property | 60,762                       | 48,610                              | Original loss of tangible property claim reclassified as loss of tangible property and loss of stock. Tangible property claim adjusted for evidentiary shortcomings and maintenance. See paragraphs 35-36 of the report. |
| Loss of stock             | 26,156                       | 9,051                               | Claim adjusted for stock build-up, obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.   |
| Loss of profits           | 118,148                      | 33,151                              | Claim adjusted to reflect historical results, to restrict indemnity period to seven months and for evidentiary shortcomings. See paragraphs 47-50 of the report.   |
| TOTAL                     | 205,066                      | 90,812                              |  |
| Claim preparation costs   | 1,241                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Hajy Mohamad Dehdary Co. & Sons  
UNCC claim number: 4004140  
UNSEQ number: E-01021

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 408,415                      | 206,716                             | Original loss of tangible property claim reclassified as loss of stock. Stock claim adjusted for stock build-up and obsolescence. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 48,015                       | 24,524                              | Claim adjusted to reflect historical results and to restrict indemnity period to seven months. See paragraphs 47-50 of the report.   |
| TOTAL                   | 456,430                      | 231,240                             |  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Sohar Food Trading Co. W.L.L.  
UNCC claim number: 4004141  
UNSEQ number: E-01022

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|---------------------------------|---|
| Loss of tangible property | 4,165                        | 3,119                           | Original loss of tangible property claim reclassified as loss of tangible property, loss of stock and loss of vehicles. Tangible property claim adjusted for depreciation and evidentiary shortcomings. See paragraphs 35-36 of the report. |
| Loss of stock             | 61,887                       | 32,182                          | Claim adjusted for obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.  |
| Loss of vehicles          | 11,900                       | 11,383                          | Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.  |
| TOTAL                     | 77,952                       | 46,684                          |   |
| Claim preparation costs   | 532                          | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.  |
| Interest                  | 14,129                       | n.a.                            | Governing Council's determination pending. See paragraph 74 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al-Sayafee Trading and Marine Services Co.  
UNCC claim number: 4004142  
UNSEQ number: E-01023

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 289,253                      | 98,069                              | Original loss of tangible property claim reclassified as loss of stock. Stock claim adjusted for stock build-up, obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 34,902                       | 15,706                              | Claim adjusted for windfall profits and evidentiary shortcomings. See paragraphs 47-50 of the report.  |
| TOTAL                   | 324,155                      | 113,775                             |  |
| Claim preparation costs | 1,500                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Abdulghafoor & Mostafa Readymade Garments & Shoes Co. W.L.L.  
UNCC claim number: 4004143  
UNSEQ number: E-01024

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|---------------------------------|--|
| Loss of stock           | 72,440                       | 46,278                          | Original loss of tangible property claim reclassified as loss of stock. Stock claim adjusted for stock build-up and obsolescence. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 25,752                       | 8,261                           | Claim adjusted to reflect historical results and to restrict indemnity period to seven months. See paragraphs 47-50 of the report.   |
| TOTAL                   | 98,192                       | 54,539                          |  |
| Claim preparation costs | 1,000                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Burgan Kuwait Company for Used Cars  
UNCC claim number: 4004144  
UNSEQ number: E-01025

| <u>Category of loss</u>    | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|----------------------------|------------------------------|-------------------------------------|--|
| Loss of stock              | 228,149                      | 113,147                             | Original loss of tangible property claim reclassified as loss of stock. Stock and goods in transit claims adjusted for evidentiary shortcomings and obsolescence. See paragraphs 35 and 37-39 of the report. |
| Other loss not categorised | 10,500                       | 0                                   | Insufficient evidence to substantiate claim. See paragraph 71 of the report.   |
| TOTAL                      | 238,649                      | 113,147                             |  |
| Claim preparation costs    | 1,300                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |



Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Sagar Jewellers Co.  
UNCC claim number: 4004145  
UNSEQ number: E-01026

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of tangible property | 1,623                        | 1,623                               | Original loss of tangible property claim reclassified as loss of tangible property and loss of stock and bad debts. Recommend awarding tangible property claim in full. See paragraphs 35-36 of the report. |
| Loss of stock             | 60,750                       | 9,724                               | Claim adjusted for stock build-up and obsolescence. See paragraphs 35 and 37-39 of the report.  |
| Loss of profits           | 31,275                       | 11,261                              | Claim adjusted to reflect historical results, to restrict indemnity period to 12 months, for windfall profits and evidentiary shortcomings. See paragraphs 47-50 of the report.                             |
| Bad debts                 | 952                          | 0                                   | Insufficient evidence to substantiate claim. See paragraphs 56-58 of the report.  |
| TOTAL                     | 94,600                       | 22,608                              |   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Sa'ada Taxi Company  
UNCC claim number: 4004090  
UNSEQ number: E-01027

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|-------------------------------------|--|
| Loss of tangible property | 14,628                       | 11,702                              | Original loss of tangible property claim reclassified as loss of tangible property, loss of cash and loss of vehicles. Tangible property claim adjusted for failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of cash              | 7,842                        | 7,842                               | Recommend awarding claim in full. See paragraphs 35 and 40 of the report.  |
| Loss of vehicles          | 20,321                       | 18,096                              | Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.   |
| Loss of profits           | 34,507                       | 17,444                              | Claim adjusted to reflect historical results. See paragraphs 47-50 of the report.  |
| TOTAL                     | 77,298                       | 55,084                              |  |
| Claim preparation costs   | 776                          | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al-Awdi & Partners for Cons. Mater. & Cont. & Building Co.  
UNCC claim number: 4004091  
UNSEQ number: E-01028

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|---------------------------------|---|
| Loss of tangible property | 21,659                       | 21,659                          | Original loss of tangible property claim reclassified as loss of tangible property, loss of stock and loss of vehicles. Recommend awarding tangible property claim in full. See paragraphs 35-36 of the report. |
| Loss of stock             | 240,000                      | 182,343                         | Claim adjusted for stock build-up and obsolescence. See paragraphs 35 and 37-39 of the report.  |
| Loss of vehicles          | 13,600                       | 4,158                           | Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.  |
| Loss of profits           | 11,613                       | 8,826                           | Claim adjusted to reflect historical results. See paragraphs 47-50 of the report.   |
| TOTAL                     | 286,872                      | 216,986                         |   |

S/AC.26/2001/4  
page 76

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Kuwait and Oman General Trading Co. W.L.L.  
UNCC claim number: 4004092  
UNSEQ number: E-01029

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of tangible property | 19,110                       | 15,288                              | Original loss of tangible property claim reclassified as loss of tangible property, loss of stock, loss of cash and loss of vehicles. Tangible property claim adjusted for failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of stock             | 277,142                      | 112,388                             | Claim adjusted for stock build-up, obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.  |
| Loss of cash              | 975                          | 975                                 | Recommend awarding claim in full. See paragraphs 35 and 40 of the report.   |
| Loss of vehicles          | 2,700                        | 2,700                               | Recommend awarding claim in full. See paragraphs 35 and 41 of the report.   |
| Loss of profits           | 9,220                        | 3,766                               | Claim adjusted to reflect historical results. See paragraphs 47-50 of the report.   |
| TOTAL                     | 309,147                      | 135,117                             |   |
| Claim preparation costs   | 778                          | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: National Piling Company W.L.L.  
UNCC claim number: 4004093  
UNSEQ number: E-01030

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|---------------------------------|--|
| Loss of tangible property | 427,711                      | 300,170                         | Original loss of tangible property claim reclassified as loss of tangible property, loss of stock and loss of vehicles. Tangible property claim adjusted for depreciation and failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of stock             | 252,500                      | 98,372                          | Claim adjusted for stock build-up and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.   |
| Loss of vehicles          | 10,406                       | 7,523                           | Claim adjusted for evidentiary shortcomings and to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.  |
| Loss of profits           | 27,503                       | 27,468                          | Claim adjusted for arithmetical error. See paragraphs 47-50 of the report.   |
| TOTAL                     | 718,120                      | 433,533                         |  |
| Claim preparation costs   | 6,300                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al-Deek Al-Roumi Restaurant Company  
UNCC claim number: 4004094  
UNSEQ number: E-01031

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of real property     | 9,260                        | 7,408                               | Original restart costs claim reclassified as loss of real property and loss of tangible property. Real property claim adjusted for maintenance. See paragraphs 31-32 of the report.             |
| Loss of tangible property | 15,740                       | 12,592                              | Claim adjusted for maintenance. See paragraphs 35-36 of the report.   |
| Loss of stock             | 4,803                        | 2,654                               | Original tangible property claim reclassified as loss of stock and loss of cash. Stock claim adjusted for obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report. |
| Loss of cash              | 2,129                        | 2,129                               | Recommend awarding claim in full. See paragraphs 35 and 40 of the report.   |
| Loss of profits           | 179,280                      | 134,460                             | Claim adjusted for windfall profits. See paragraphs 47-50 of the report.  |
| TOTAL                     | 211,212                      | 159,243                             |   |
| Claim preparation costs   | 1,000                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |
| Interest                  | 25,093                       | n.a.                                | Governing Council's determination pending. See paragraph 74 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Firoz Shoes Company  
UNCC claim number: 4004096  
UNSEQ number: E-01033

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>   |
|-------------------------|------------------------------|---------------------------------|---|
| Loss of stock           | 197,553                      | 149,162                         | Original loss of tangible property claim reclassified as loss of stock and loss of cash. Stock claim adjusted for evidentiary shortcomings and obsolescence. See paragraphs 35 and 37-39 of the report. |
| Loss of cash            | 500                          | 500                             | Recommend awarding claim in full. See paragraphs 35 and 40 of the report.   |
| Loss of profits         | 17,262                       | 16,491                          | Claim adjusted to reflect historical results. See paragraphs 47-50 of the report.   |
| TOTAL                   | 215,315                      | 166,153                         |   |
| Claim preparation costs | 1,000                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.  |
| Interest                | 25,568                       | n.a.                            | Governing Council's determination pending. See paragraph 74 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Mohammad Al-Dosary & Sons Co.  
UNCC claim number: 4004098  
UNSEQ number: E-01035

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 32,746                       | 25,036                              | Original loss of tangible property claim reclassified as loss of stock. Stock claim adjusted for stock build-up and obsolescence. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 10,871                       | 10,647                              | Claim adjusted to reflect historical results. See paragraphs 47-50 of the report.  |
| TOTAL                   | 43,617                       | 35,683                              |  |



Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Kuwaiti-Bahraini Exchange Co. W.L.L.  
UNCC claim number: 4004099  
UNSEQ number: E-01036

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|-------------------------|------------------------------|-------------------------------------|---|
| Loss of vehicles        | 1,500                        | 1,500                               | Original loss of tangible property claim reclassified as loss of vehicles. Recommend awarding vehicles claim in full. See paragraphs 35 and 41 of the report. |
| Loss of profits         | 53,762                       | 40,321                              | Claim adjusted for windfall profits. See paragraphs 47-50 of the report.  |
| TOTAL                   | 55,262                       | 41,821                              |   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Aziz Optician Co.(Salman & Makhany)  
UNCC claim number: 4004100  
UNSEQ number: E-01037

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|-------------------------------------|--|
| Loss of tangible property | 9,969                        | 1,819                               | Original tangible property claim reclassified as loss of tangible property and loss of stock. Tangible property claim adjusted for depreciation. See paragraphs 35-36 of the report. |
| Loss of stock             | 18,475                       | 14,780                              | Claim adjusted for obsolescence. See paragraphs 35 and 37-39 of the report.  |
| Loss of profits           | 13,683                       | 5,600                               | Claim adjusted to reflect historical results, for evidentiary shortcomings and windfall profits. See paragraphs 47-50 of the report.   |
| TOTAL                     | 42,127                       | 22,199                              |  |
| Claim preparation costs   | 700                          | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Oman Exchange Co. W.L.L.  
UNCC claim number: 4004101  
UNSEQ number: E-01038

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of tangible property | 20,502                       | 16,402                              | Claim adjusted for failure to repair/replace. See paragraphs 35-36 of the report.                                       |
| Loss of profits           | 36,264                       | 22,665                              | Claim adjusted to restrict indemnity period to ten months and for windfall profits. See paragraphs 47-50 of the report. |
| TOTAL                     | 56,766                       | 39,067                              |   |
| Claim preparation costs   | 3,574                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Tanseek Trading & Cont. Co. W.L.L.  
UNCC claim number: 4004102  
UNSEQ number: E-01039

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|-------------------------------------|--|
| Loss of tangible property | 6,779                        | 5,423                               | Original tangible property claim reclassified as loss of tangible property, loss of stock and loss of vehicles. Tangible property claim adjusted for evidentiary shortcomings. See paragraphs 35-36 of the report. |
| Loss of stock             | 81,811                       | 73,630                              | Claim adjusted for obsolescence. See paragraphs 35 and 37-39 of the report.  |
| Loss of vehicles          | 2,534                        | 2,534                               | Recommend awarding vehicles claim in full. See paragraphs 35 and 41 of the report.   |
| Loss of profits           | 171,979                      | 17,608                              | Original loss of contracts claim reclassified to loss of profits. Claim adjusted to reflect historical results for a ten month indemnity period. See paragraphs 47-50 of the report.                               |
| TOTAL                     | 263,103                      | 99,195                              |  |
| Claim preparation costs   | 2,450                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Warba Medical Supplies Co.  
UNCC claim number: 4004103  
UNSEQ number: E-01040

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 130,839                      | 74,497                              | Original loss of tangible property claim reclassified as loss of stock. Stock claim adjusted for obsolescence and for evidentiary shortcomings. Insufficient evidence to substantiate claim for goods in transit. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 70,004                       | 70,004                              | Recommend awarding profits claim in full. See paragraphs 47-50 of the report.  |
| TOTAL                   | 200,843                      | 144,501                             |  |
| Claim preparation costs | 1,500                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Jawad Trading & Contracting Co.  
UNCC claim number: 4004104  
UNSEQ number: E-01041

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of tangible property | 28,063                       | 22,450                              | Original loss of tangible property claim reclassified as loss of tangible property, loss of stock and loss of vehicles. Tangible property claim adjusted for failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of stock             | 1,078                        | 467                                 | Claim adjusted for stock build-up, obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.  |
| Loss of vehicles          | 2,981                        | 2,581                               | Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.  |
| Loss of profits           | 49,610                       | 33,370                              | Claim adjusted to reflect historical results and for windfall profits. See paragraphs 47-50 of the report.  |
| TOTAL                     | 81,732                       | 58,868                              |   |
| Claim preparation costs   | 450                          | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Middle East Group for Trading and Contracting Abdal Latif Abdulla Al Mehri & Partner Co. W.L.L.  
UNCC claim number: 4004105  
UNSEQ number: E-01042

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of real property   | 62,757                       | 42,675                              | Claim adjusted for maintenance. See paragraphs 31-32 of the report.  |
| Loss of stock           | 326,124                      | 195,708                             | Original loss of tangible property claim reclassified as loss of stock. Stock claim adjusted for stock build-up, obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 5,708                        | 4,281                               | Claim adjusted for windfall profits. See paragraphs 47-50 of the report.   |
| TOTAL                   | 394,589                      | 242,664                             |  |
| Claim preparation costs | 1,500                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Minefah General Trading & Cont. Co. Nouri & Faisal Abdel Aziz Al-Nouri  
UNCC claim number: 4004106  
UNSEQ number: E-01043

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of real property   | 15,841                       | 12,673                              | Claim adjusted for maintenance. See paragraphs 31-32 of the report.  |
| Loss of stock           | 198,027                      | 126,273                             | Original loss of tangible property claim reclassified as loss of stock. Stock claim adjusted for stock build-up, obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 23,272                       | 4,192                               | Claim adjusted to reflect historical results and for windfall profits. See paragraphs 47-50 of the report.   |
| TOTAL                   | 237,140                      | 143,138                             |  |
| Claim preparation costs | 7,300                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |



Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al- Najar & Al-Jallad Bicycles & Toys  
UNCC claim number: 4004107  
UNSEQ number: E-01044

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 410,164                      | 151,398                             | Original loss of tangible property claim reclassified as loss of stock. Stock claim adjusted for stock build-up, obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 7,596                        | 3,172                               | Claim adjusted to reflect historical results, for windfall profits and evidentiary shortcomings. See paragraphs 47-50 of the report.   |
| TOTAL                   | 417,760                      | 154,570                             |  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Topaz Shoes Company  
UNCC claim number: 4004108  
UNSEQ number: E-01045

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of tangible property | 673                          | 538                                 | Original restart costs claim partially reclassified to loss of tangible property. Tangible property claim adjusted for maintenance. See paragraphs 35-36 of the report.                       |
| Loss of profits           | 41,831                       | 14,935                              | Original payment or relief to others claim reclassified as loss of profit. Claim adjusted to reflect historical results and for evidentiary shortcomings. See paragraphs 47-50 of the report. |
| Restart costs             | 1,239                        | 1,239                               | Recommend awarding restart costs claim in full. See paragraphs 60-67 of the report  |
| TOTAL                     | 43,743                       | 16,712                              |   |
| Claim preparation costs   | 1,981                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |
| Interest                  | 3,588                        | n.a.                                | Governing Council's determination pending. See paragraph 74 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Exhibitions International Co.  
UNCC claim number: 4004109  
UNSEQ number: E-01046

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|-------------------------------------|--|
| Loss of tangible property | 39,516                       | 39,516                              | Recommend awarding tangible property claim in full. See paragraphs 35-36 of the report.                            |
| Loss of profits           | 184,141                      | 57,511                              | Claim adjusted to reflect historical results and for evidentiary shortcomings. See paragraphs 47-50 of the report. |
| TOTAL                     | 223,657                      | 97,027                              |  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Mechanical Equipment Co.  
UNCC claim number: 4004110  
UNSEQ number: E-01047

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of real property     | 2,600                        | 2,080                               | Claim adjusted for maintenance. See paragraphs 31-32 of the report.   |
| Loss of tangible property | 4,496                        | 3,305                               | Original tangible property claim reclassified as loss of tangible property, loss of stock and loss of vehicles. Tangible property claim adjusted for evidentiary shortcomings and depreciation. See paragraphs 35-36 of the report. |
| Loss of stock             | 28,878                       | 8,619                               | Claim adjusted for stock build-up, obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.  |
| Loss of vehicles          | 800                          | 800                                 | Recommend awarding claim in full. See paragraphs 35 and 41 of the report.   |
| Loss of profits           | 14,927                       | 8,442                               | Claim adjusted to reflect historical results and for windfall profits. See paragraphs 47-50 of the report.  |
| TOTAL                     | 51,701                       | 23,246                              |   |
| Claim preparation costs   | 1,000                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Jabriah Co. for Consultation & Development W.L.L.

UNCC claim number: 4004112

UNSEQ number: E-01049

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|-------------------------------------|--|
| Loss of tangible property | 5,358                        | 5,358                               | Recommend awarding claim in full. See paragraphs 35-36 of the report.  |
| Loss of profits           | 50,490                       | 20,994                              | Claim adjusted to reflect historical results and for evidentiary shortcomings. See paragraphs 47-50 of the report. |
| TOTAL                     | 55,848                       | 26,352                              |  |
| Claim preparation costs   | 1,500                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Faleh Al-Hajri & Sons for General Trading Contracting Co.  
UNCC claim number: 4004114  
UNSEQ number: E-01051

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 213,199                      | 134,195                             | Original loss of tangible property claim reclassified as loss of stock. Stock claim adjusted for stock build-up, obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 25,870                       | 19,075                              | Claim adjusted to reflect historical results and for windfall profits. See paragraphs 47-50 of the report.   |
| TOTAL                   | 239,069                      | 153,270                             |  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Bader Al-Sumait and Bros. for General Trading & Contracting Co. W.L.L.  
UNCC claim number: 4004115  
UNSEQ number: E-01052

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|---------------------------------|--|
| Loss of real property     | 140,648                      | 112,518                         | Claim adjusted for maintenance. See paragraphs 31-32 of the report.  |
| Loss of tangible property | 18,274                       | 0                               | Original tangible property claim reclassified as loss of tangible property and loss of stock. Insufficient evidence to substantiate claim for loss of tangible property. See paragraphs 35-36 of the report. |
| Loss of stock             | 2,546                        | 1,489                           | Claim adjusted for obsolescence and for evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.   |
| Loss of profits           | 173,893                      | 105,698                         | Claim adjusted to reflect historical results and to restrict indemnity period to 12 months. See paragraphs 47-50 of the report.  |
| TOTAL                     | 335,361                      | 219,705                         |  |
| Claim preparation costs   | 4,439                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Fayez Al-Sahaej Partners Company for Trading and Contracting  
UNCC claim number: 4004161  
UNSEQ number: E-01053

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of contract          | 2,096                        | 2,096                               | Recommend awarding claim in full. See paragraph 28 of the report.                 |
| Loss of tangible property | 33,138                       | 26,510                              | Claim adjusted for failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of profits           | 9,594                        | 7,195                               | Claim adjusted for evidentiary shortcomings. See paragraphs 47-50 of the report.  |
| TOTAL                     | 44,828                       | 35,801                              |   |
| Claim preparation costs   | 1,500                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.        |



Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Arfaj Engineering Company W.L.L.  
UNCC claim number: 4004162  
UNSEQ number: E-01054

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|---------------------------------|--|
| Loss of stock           | 40,900                       | 0                               | Original loss of tangible property claim reclassified as loss of stock. Insufficient evidence to substantiate claim for goods in transit. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 104,890                      | 66,786                          | Claim adjusted to reflect historical results, to restrict indemnity period to 12 months and for windfall profits. See paragraphs 47-50 of the report.                                |
| TOTAL                   | 145,790                      | 66,786                          |  |
| Claim preparation costs | 2,300                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.   |
| Interest                | 14,751                       | n.a.                            | Governing Council's determination pending. See paragraph 74 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Kindah Fashion Corner Co. "Top Fashion" Presently  
UNCC claim number: 4004163  
UNSEQ number: E-01055

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|-------------------------------------|--|
| Loss of tangible property | 26,315                       | 17,762                              | Original tangible property claim reclassified as loss of tangible property and loss of stock. Tangible property claim adjusted for depreciation and failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of stock             | 70,153                       | 25,600                              | Claim adjusted for stock build-up and obsolescence. See paragraphs 35 and 37-39 of the report.   |
| Loss of profits           | 29,937                       | 21,138                              | Claim adjusted to reflect historical results and to restrict indemnity period to 12 months. See paragraphs 47-50 of the report.  |
| TOTAL                     | 126,405                      | 64,500                              |  |
| Claim preparation costs   | 500                          | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Bobiyan Auto Spare Parts Co./P.C.  
UNCC claim number: 4004164  
UNSEQ number: E-01056

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|---------------------------------|---|
| Loss of tangible property | 22,105                       | 22,105                          | Original tangible property claim reclassified as loss of tangible property and loss of stock. Recommend awarding tangible property claim in full. See paragraphs 35-36 of the report. |
| Loss of stock             | 61,115                       | 52,642                          | Claim adjusted for stock build-up and obsolescence. See paragraphs 35 and 37-39 of the report.  |
| Loss of profits           | 51,888                       | 23,081                          | Claim adjusted to reflect historical results. See paragraphs 47-50 of the report.   |
| TOTAL                     | 135,108                      | 97,828                          |   |
| Claim preparation costs   | 2,000                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.  |

S/AC.26/2001/4  
page 100

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Dalma General Trading and Contracting Company W.L.L.  
UNCC claim number: 4004165  
UNSEQ number: E-01057

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|-------------------------------------|--|
| Loss of tangible property | 132,382                      | 76,452                              | Original tangible property claim reclassified as loss of tangible property and loss of vehicles. Tangible property claim adjusted for maintenance, failure to repair/replace and evidentiary shortcomings. See paragraphs 35-36 of the report. |
| Loss of vehicles          | 49,424                       | 26,407                              | Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.   |
| Loss of profits           | 82,270                       | 59,879                              | Claim adjusted to reflect historical results and for evidentiary shortcomings. See paragraphs 47-50 of the report.   |
| TOTAL                     | 264,076                      | 162,738                             |  |
| Claim preparation costs   | 2,000                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Anwal Gold and Precious Metals Company Bader Al Rashood and Partners W.L.L.

UNCC claim number: 4004166

UNSEQ number: E-01058

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|---------------------------------|---|
| Loss of tangible property | 333                          | 333                             | Original loss of tangible property claim reclassified as loss of tangible property, loss of stock and loss of cash. Recommend awarding tangible property claim in full. See paragraphs 35-36 of the report. |
| Loss of stock             | 63,310                       | 20,922                          | Claim adjusted for stock build-up and evidentiary shortcomings. Insufficient evidence to substantiate claim for goods in transit. See paragraphs 35 and 37-39 of the report.                                |
| Loss of cash              | 2,289                        | 0                               | Insufficient evidence to substantiate claim. See paragraphs 35 and 40 of the report.  |
| TOTAL                     | 65,932                       | 21,255                          |   |
| Claim preparation costs   | 600                          | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.  |

S/AC.26/2001/4  
page 102

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Raed Security Co.  
UNCC claim number: 4004167  
UNSEQ number: E-01059

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|-------------------------------------|--|
| Loss of tangible property | 13,726                       | 13,726                              | Original tangible property claim reclassified as loss of tangible property and loss of vehicles. Recommend awarding tangible property claim in full. See paragraphs 35-36 of the report. |
| Loss of vehicles          | 8,000                        | 7,950                               | Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.   |
| Loss of profits           | 35,451                       | 26,588                              | Claim adjusted for windfall profits. See paragraphs 47-50 of the report.   |
| TOTAL                     | 57,177                       | 48,264                              |  |
| Claim preparation costs   | 7,330                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Golden Treasures Company W.L.L.  
UNCC claim number: 4004168  
UNSEQ number: E-01060

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 317,656                      | 175,505                             | Original tangible property claim reclassified as loss of stock. Stock claim adjusted for obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 98,376                       | 98,376                              | Recommend awarding claim in full. See paragraphs 47-50 of the report.  |
| TOTAL                   | 416,032                      | 273,881                             |  |
| Claim preparation costs | 1,200                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al-Safare Central Market Co.  
UNCC claim number: 4004169  
UNSEQ number: E-01061

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 88,317                       | 44,635                              | Original tangible property claim reclassified to loss of stock. Stock claim adjusted for obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report. |
| TOTAL                   | 88,317                       | 44,635                              |  |



Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Fajr-Al Khaleeg Building Contracts Co.  
UNCC claim number: 4004170  
UNSEQ number: E-01062

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|-------------------------------------|--|
| Loss of tangible property | 6,850                        | 5,403                               | Original tangible property claim reclassified as loss of tangible property, loss of stock and loss of cash. Tangible property claim adjusted for failure to repair/replace and depreciation. See paragraphs 35-36 of the report. |
| Loss of stock             | 3,500                        | 0                                   | Insufficient evidence to substantiate claim. See paragraphs 35 and 37-39 of the report.  |
| Loss of cash              | 1,850                        | 0                                   | Insufficient evidence to substantiate claim. See paragraphs 35 and 40 of the report.   |
| Loss of profits           | 3,320                        | 0                                   | Insufficient evidence to substantiate claim. See paragraphs 47-50 of the report.   |
| TOTAL                     | 15,520                       | 5,403                               |  |
| Claim preparation costs   | 550                          | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |

S/AC.26/2001/4  
page 106

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Fatat Club  
UNCC claim number: 4004171  
UNSEQ number: E-01063

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of tangible property | 29,659                       | 27,224                              | Original tangible property claim reclassified as loss of tangible property and loss of vehicles. Tangible property claim adjusted for depreciation. See paragraphs 35-36 of the report. |
| Loss of vehicles          | 8,193                        | 6,015                               | Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.  |
| Loss of profits           | 12,699                       | 12,699                              | Recommend awarding profits claim in full. See paragraphs 47-50 of the report.   |
| TOTAL                     | 50,551                       | 45,938                              |   |
| Claim preparation costs   | 650                          | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Abdul Aziz Abdulla & Sons Co.  
UNCC claim number: 4004172  
UNSEQ number: E-01064

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of tangible property | 48,793                       | 33,827                              | Claim adjusted for depreciation. See paragraphs 35-36 of the report.  |
| Loss of profits           | 67,677                       | 11,076                              | Claim adjusted to reflect historical results, to restrict period of loss to 12 months and for evidentiary shortcomings. See paragraphs 47-50 of the report. |
| TOTAL                     | 116,470                      | 44,903                              |   |
| Claim preparation costs   | 1,000                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Muskhat Trading Co. W.L.L.  
UNCC claim number: 4004173  
UNSEQ number: E-01065

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of tangible property | 1,518                        | 1,214                               | Original tangible property claim reclassified as loss of tangible property, loss of stock and loss of vehicles. Tangible property claim adjusted for failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of stock             | 77,782                       | 25,422                              | Claim adjusted for obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.  |
| Loss of vehicles          | 445                          | 445                                 | Recommend awarding claim in full. See paragraphs 35 and 41 of the report.   |
| Loss of profits           | 1,500                        | 0                                   | Original contracts claim reclassified to loss of profits. Claim adjusted to reflect historical results. See paragraphs 47-50 of the report.   |
| TOTAL                     | 81,245                       | 27,081                              |   |
| Claim preparation costs   | 2,500                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Aluminium Industries Company W.L.L.  
UNCC claim number: 4004174  
UNSEQ number: E-01066

| <u>Category of loss</u>    | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>   |
|----------------------------|------------------------------|---------------------------------|---|
| Loss of real property      | 13,309                       | 10,647                          | Claim adjusted for maintenance. See paragraphs 31-32 of the report.   |
| Loss of tangible property  | 36,836                       | 30,579                          | Original tangible property claim reclassified as loss of real property, loss of tangible property, loss of stock, loss of vehicles and other loss not categorised. Tangible property claim adjusted for depreciation and maintenance. See paragraphs 35-36 of the report. |
| Loss of stock              | 133,888                      | 97,075                          | Claim adjusted for obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.  |
| Loss of vehicles           | 2,990                        | 2,960                           | Claim adjusted for evidentiary shortcomings. See paragraphs 35 and 41 of the report.  |
| Loss of profits            | 62,816                       | 0                               | Claim adjusted to reflect historical results. See paragraphs 47-50 of the report.   |
| Other loss not categorised | 6,510                        | 0                               | Insufficient evidence to substantiate claim. See paragraph 72 of the report.  |
| TOTAL                      | 256,349                      | 141,261                         |   |
| Claim preparation costs    | 2,750                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Abud Al Razzaq Al Qaddumi & Sons Co. for General Contracting and Trade  
UNCC claim number: 4004175  
UNSEQ number: E-01067

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of tangible property | 24,779                       | 17,754                              | Original tangible property claim reclassified as loss of tangible property and loss of stock. Claim adjusted for evidentiary shortcomings and depreciation. See paragraphs 35-36 of the report. |
| Loss of stock             | 59,610                       | 13,412                              | Claim adjusted for obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.  |
| Loss of profits           | 16,445                       | 0                                   | Insufficient evidence to substantiate claim. See paragraphs 47-50 of the report.  |
| TOTAL                     | 100,834                      | 31,166                              |   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Barh General Trading and Contracts  
UNCC claim number: 4004176  
UNSEQ number: E-01068

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|---------------------------------|--|
| Loss of tangible property | 5,730                        | 5,505                           | Original tangible property claim reclassified as loss of tangible property, loss of stock and loss of vehicles. Tangible property claim adjusted for depreciation. See paragraphs 35-36 of the report. |
| Loss of stock             | 65,350                       | 39,538                          | Claim adjusted for stock build-up and obsolescence. See paragraphs 35 and 37-39 of the report.   |
| Loss of vehicles          | 1,950                        | 400                             | Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.   |
| TOTAL                     | 73,030                       | 45,443                          |  |
| Claim preparation costs   | 2,550                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.   |

S/AC.26/2001/4  
page 112

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al-Julaiah Trading & Contracting  
UNCC claim number: 4004177  
UNSEQ number: E-01069

| <u>Category of loss</u>    | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|----------------------------|------------------------------|-------------------------------------|---|
| Loss of tangible property  | 19,678                       | 19,678                              | Original tangible property claim reclassified as loss of tangible property and loss of stock. Recommend awarding tangible property claim in full. See paragraphs 35-36 of the report. |
| Loss of stock              | 98,978                       | 0                                   | Insufficient evidence to substantiate claim. See paragraphs 35 and 37-39 of the report.   |
| Loss of profits            | 113,367                      | 61,897                              | Claim adjusted to reflect historical results. See paragraphs 47-50 of the report.   |
| Restart costs              | 439,400                      | 202,897                             | Original other loss not categorised claim reclassified to restart costs and other loss not categorised. See paragraphs 60-66 of the report.   |
| Other loss not categorised | 211,074                      | 200,000                             | For letters of credit claim see paragraph 72 of the report. Recommend awarding claim for cancelled currency in full.  |
| TOTAL                      | 882,497                      | 484,472                             |   |
| Claim preparation costs    | 2,000                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |



Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Mubarak Al Azmi Ready Wear Co.  
UNCC claim number: 4004179  
UNSEQ number: E-01071

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 15,000                       | 3,000                               | Original tangible property claim reclassified to loss of stock. Stock claim adjusted for obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report. |
| TOTAL                   | 15,000                       | 3,000                               |  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Union Al Jazira Co.  
UNCC claim number: 4004192  
UNSEQ number: E-01074

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|-------------------------------------|--|
| Loss of tangible property | 3,513                        | 2,016                               | Original tangible property claim reclassified as loss of tangible property and loss of stock. Tangible property claim adjusted for depreciation and failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of stock             | 200,376                      | 116,742                             | Claim for stock build-up and obsolescence. See paragraphs 35 and 37-39 of the report.  |
| Loss of profits           | 14,100                       | 1,949                               | Claim adjusted to reflect historical results, for evidentiary shortcomings and windfall profits. See paragraphs 47-50 of the report.   |
| TOTAL                     | 217,989                      | 120,707                             |  |
| Claim preparation costs   | 2,000                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Hussin and Bahrami Contracting Co.  
UNCC claim number: 4004194  
UNSEQ number: E-01076

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|---------------------------------|---|
| Loss of tangible property | 54,833                       | 25,229                          | Original tangible property reclassified as loss of tangible property and loss of cash. Tangible property claim adjusted for evidentiary shortcomings, failure to repair/replace and depreciation. See paragraphs 35-36 of the report. |
| Loss of cash              | 137                          | 137                             | Recommend awarding claim in full. See paragraphs 35 and 40 of the report.   |
| Loss of profits           | 20,016                       | 13,344                          | Claim adjusted to restrict indemnity period to 12 months. See paragraphs 47-50 of the report.   |
| Bad debts                 | 1,000                        | 1,000                           | Recommend awarding claim in full. See paragraphs 56-58 of the report.   |
| Restart costs             | 275                          | 275                             | Recommend awarding claim in full. See paragraphs 60-67 of the report  |
| TOTAL                     | 76,261                       | 39,985                          |   |
| Claim preparation costs   | 1,100                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Asmar Food Co.  
UNCC claim number: 4004195  
UNSEQ number: E-01077

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 80,200                       | 10,081                              | Original tangible property reclassified as loss of stock. Stock claim adjusted for stock build-up, obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 15,960                       | 7,182                               | Claim adjusted for evidentiary shortcomings. See paragraphs 47-50 of the report.   |
| TOTAL                   | 96,160                       | 17,263                              |  |
| Claim preparation costs | 745                          | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Naif Hamad Al Dabous & Sons Co. W.L.L.  
UNCC claim number: 4004196  
UNSEQ number: E-01078

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|---------------------------------|---|
| Loss of contract          | 389,140                      | 97,285                          | Original contracts claim reclassified to loss of contracts and loss of profits. Contracts claim adjusted for evidentiary shortcomings. See paragraph 28 of the report.  |
| Loss of real property     | 53,994                       | 43,195                          | Claim adjusted for failure to repair/replace. See paragraphs 31-32 of the report.   |
| Loss of tangible property | 114,704                      | 91,763                          | Original tangible property and vehicles claims reclassified as loss of tangible property, loss of stock and loss of vehicles. Tangible property claim adjusted for failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of stock             | 110,934                      | 64,897                          | Claim adjusted for obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.  |
| Loss of vehicles          | 83,250                       | 59,133                          | Claim adjusted for evidentiary shortcomings and to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.   |
| Loss of profits           | 1,297,132                    | 0                               | Claim adjusted to reflect historical results. See paragraphs 47-50 of the report.   |
| TOTAL                     | 2,049,154                    | 356,273                         |   |
|                           |                              |                                 |   |
| Claim preparation costs   | 7,000                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Essa M. Baloushi Sons Company for Building Material & Wood  
UNCC claim number: 4004197  
UNSEQ number: E-01079

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|-------------------------|------------------------------|-------------------------------------|---|
| Loss of stock           | 65,680                       | 0                                   | Original loss of tangible property claim reclassified as loss of stock. Insufficient evidence to substantiate stock claim. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 49,967                       | 31,783                              | Claim adjusted to reflect historical results, to restrict indemnity period to 12 months and for evidentiary shortcomings. See paragraphs 47-50 of the report.         |
| TOTAL                   | 115,647                      | 31,783                              |   |
| Claim preparation costs | 2,000                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Kuwaiti Afgani Co. for Cars Spare Parts  
UNCC claim number: 4004198  
UNSEQ number: E-01080

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 168,789                      | 110,776                             | Original loss of tangible property claim reclassified as loss of stock. Stock claim adjusted for evidentiary shortcomings and obsolescence. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 14,283                       | 6,199                               | Claim adjusted to reflect historical results and for evidentiary shortcomings. See paragraphs 47-50 of the report.   |
| TOTAL                   | 183,072                      | 116,975                             |  |

S/AC.26/2001/4  
page 120

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Carpentry Art and Decoration Design Company Abdul Aziz Abdul Kader Al-Rashid & Partner  
UNCC claim number: 4004199  
UNSEQ number: E-01081

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of real property     | 6,550                        | 5,240                               | Claim adjusted for maintenance. See paragraphs 31-32 of the report.   |
| Loss of tangible property | 44,505                       | 37,247                              | Claim adjusted for depreciation. See paragraphs 35-36 of the report.  |
| Loss of stock             | 25,000                       | 0                                   | Insufficient evidence to substantiate claim. See paragraphs 35 and 37-39 of the report.   |
| Loss of vehicles          | 5,913                        | 4,160                               | Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.  |
| Loss of profits           | 9,815                        | 4,674                               | Claim adjusted to reflect historical results and to restrict indemnity period to seven months.<br>See paragraphs 47-50 of the report. |
| TOTAL                     | 91,783                       | 51,321                              |   |
| Claim preparation costs   | 2,357                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |



Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Saada and Sherani Jewellery Company W.L.L.

UNCC claim number: 4004200

UNSEQ number: E-01082

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 224,444                      | 116,440                             | Original loss of tangible property claim reclassified as loss of stock. Stock claim adjusted for stock build-up and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 37,692                       | 17,320                              | Claim adjusted to reflect historical results and for windfall profits. See paragraphs 47-50 of the report.   |
| TOTAL                   | 262,136                      | 133,760                             |  |

S/AC.26/2001/4  
page 122

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Jassim Abdulwahab and Partner Co. W.L.L.  
UNCC claim number: 4004201  
UNSEQ number: E-01083

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|-------------------------|------------------------------|-------------------------------------|---|
| Loss of stock           | 114,078                      | 66,735                              | Original loss of tangible property claim reclassified as loss of stock and loss of vehicles. Stock claim adjusted for obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report. |
| Loss of vehicles        | 5,250                        | 3,086                               | Claim adjusted for evidentiary shortcomings and to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.   |
| Loss of profits         | 73,520                       | 73,520                              | Recommend awarding profits claim in full. See paragraphs 47-50 of the report.   |
| TOTAL                   | 192,848                      | 143,341                             |   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Attia & Al Khawajah Trading Company  
UNCC claim number: 4004202  
UNSEQ number: E-01084

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|-------------------------|------------------------------|-------------------------------------|---|
| Loss of stock           | 51,718                       | 0                                   | Original tangible property claim reclassified as loss of stock. Insufficient evidence to substantiate claim. See paragraphs 35 and 37-39 of the report. |
| Loss of profits         | 28,336                       | 12,714                              | Claim adjusted to reflect historical results and for evidentiary shortcomings. See paragraphs 47-50 of the report.                                      |
| TOTAL                   | 80,054                       | 12,714                              |   |

S/AC.26/2001/4  
page 124

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Kuwait Wood Industries  
UNCC claim number: 4004181  
UNSEQ number: E-01086

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of tangible property | 10,253                       | 6,320                               | Original tangible property claim reclassified as loss of tangible property, loss of stock and loss of vehicles. Tangible property claim adjusted for depreciation, failure to repair/replace and maintenance. See paragraphs 35-36 of the report. |
| Loss of stock             | 851,028                      | 305,982                             | Claim adjusted for evidentiary shortcomings and obsolescence. See paragraphs 35 and 37-39 of the report.  |
| Loss of vehicles          | 793                          | 793                                 | Recommend awarding vehicles claim in full. See paragraphs 35 and 41 of the report.  |
| Loss of profits           | 15,030                       | 0                                   | Claim adjusted to reflect historical results. See paragraphs 47-50 of the report.   |
| TOTAL                     | 877,104                      | 313,095                             |   |
| Claim preparation costs   | 2,960                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Artistic Interior Design Center W.L.L.

UNCC claim number: 4004183

UNSEQ number: E-01088

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 59,189                       | 10,687                              | Original loss of tangible property claim reclassified as loss of stock. Stock claim adjusted for obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report. |
| TOTAL                   | 59,189                       | 10,687                              |  |
| Claim preparation costs | 688                          | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.   |

S/AC.26/2001/4  
page 126

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Arab European Aluminium Company  
UNCC claim number: 4004184  
UNSEQ number: E-01089

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of real property     | 3,006                        | 2,405                               | Claim adjusted for maintenance. See paragraphs 31-32 of the report.   |
| Loss of tangible property | 7,852                        | 6,282                               | Original tangible property claim reclassified as loss of tangible property, loss of stock and loss of cash. Tangible property claim adjusted for failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of stock             | 69,732                       | 48,706                              | Claim adjusted for obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.  |
| Loss of cash              | 1,221                        | 0                                   | Insufficient evidence to substantiate claim. See paragraphs 35 and 40 of the report.  |
| Loss of profits           | 45,924                       | 4,488                               | Claim adjusted to reflect historical results, for windfall profits and evidentiary shortcomings. See paragraphs 47-50 of the report.  |
| TOTAL                     | 127,735                      | 61,881                              |   |
| Claim preparation costs   | 1,000                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Abdulrahman M. Al-Zamil and Saleh A. Al-Abdali Trading Co. - Partnership  
UNCC claim number: 4004186  
UNSEQ number: E-01091

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|-------------------------|------------------------------|-------------------------------------|---|
| Loss of profits         | 98,608                       | 0                                   | Claim adjusted to reflect historical results. See paragraphs 47-50 of the report. |
| TOTAL                   | 98,608                       | 0                                   |   |
|                         |                              |                                     |   |
| Claim preparation costs | 61                           | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.        |

S/AC.26/2001/4  
page 128

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Kuwait Maritime & Mercantile Co. K.S.C.  
UNCC claim number: 4004187  
UNSEQ number: E-01092

| <u>Category of loss</u>    | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>  |
|----------------------------|------------------------------|---------------------------------|--|
| Loss of real property      | 20,492                       | 16,394                          | Original tangible property claim reclassified as loss of real property, loss of tangible property, loss of stock, loss of cash and loss of vehicles. Real property claim adjusted for maintenance. See paragraphs 31-32 of the report. |
| Loss of tangible property  | 13,709                       | 13,709                          | Recommend awarding tangible property claim in full. See paragraphs 35-36 of the report.  |
| Loss of stock              | 34,032                       | 26,922                          | Claim adjusted for evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.  |
| Loss of cash               | 2,711                        | 2,711                           | Recommend awarding cash claim in full. See paragraphs 35 and 40 of the report.   |
| Loss of vehicles           | 2,534                        | 2,339                           | Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.   |
| Loss of profits            | 125,477                      | 11,401                          | Claim adjusted to reflect historical results, for evidentiary shortcomings and for windfall profits. See paragraphs 47-50 of the report.   |
| Restart costs              | 15,293                       | 12,999                          | Claim adjusted for evidentiary shortcomings. See paragraphs 60-67 of the report  |
| Other loss not categorised | 6,569                        | 0                               | Original other losses not categorised reclassified as loss of profits, restart costs and other losses not categorised. See paragraph 72 of the report.   |
| TOTAL                      | 220,817                      | 86,475                          |  |
| Claim preparation costs    | 1,800                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.   |



Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Reem Al Khaleeg Perfumes & Cosmetics Co. Ltd.  
UNCC claim number: 4004188  
UNSEQ number: E-01093

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|---------------------------------|---|
| Loss of tangible property | 5,028                        | 5,028                           | Original tangible property claim reclassified as loss of tangible property, loss of stock, loss of cash and loss of vehicles. Recommend awarding tangible property claim in full. See paragraphs 35-36 of the report. |
| Loss of stock             | 442,537                      | 286,784                         | Claim adjusted for stock build-up and obsolescence. See paragraphs 35 and 37-39 of the report.  |
| Loss of cash              | 4,120                        | 0                               | Insufficient evidence to substantiate claim. See paragraphs 35 and 40 of the report.  |
| Loss of vehicles          | 7,542                        | 5,512                           | Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.  |
| Loss of profits           | 109,249                      | 58,266                          | Claim adjusted to reflect historical results, to restrict indemnity period to 12 months and for evidentiary shortcomings. See paragraphs 47-50 of the report.   |
| TOTAL                     | 568,476                      | 355,590                         |   |
| Claim preparation costs   | 2,530                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.  |

S/AC.26/2001/4  
page 130

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al-Jadeer Trading Company W.L.L.  
UNCC claim number: 4004189  
UNSEQ number: E-01094

| <u>Category of loss</u>    | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|----------------------------|------------------------------|-------------------------------------|---|
| Loss of real property      | 62,818                       | 50,254                              | Original tangible property claim reclassified as loss of real property, loss of tangible property, loss of vehicles and other loss not categorised. Real property claim adjusted for failure to repair/replace. See paragraphs 31-32 of the report. |
| Loss of tangible property  | 96,493                       | 74,978                              | Claim adjusted for evidentiary shortcomings and failure to repair/replace. See paragraphs 35-36 of the report.  |
| Loss of vehicles           | 12,696                       | 3,277                               | Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.  |
| Other loss not categorised | 56,760                       | 11,275                              | Claim adjusted for evidentiary shortcomings. See paragraph 72 of the report.  |
| TOTAL                      | 228,767                      | 139,784                             |   |
| Claim preparation costs    | 1,500                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Kuwait Shipping Agencies Company K.S.C. (Closed)

UNCC claim number: 4004190

UNSEQ number: E-01095

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|-------------------------|------------------------------|-------------------------------------|---|
| Loss of profits         | 158,597                      | 156,500                             | Claim adjusted to reflect historical results. See paragraphs 47-50 of the report. |
| Bad debts               | 105,956                      | 0                                   | Insufficient evidence to substantiate claim. See paragraphs 56-58 of the report.  |
| Restart costs           | 3,290                        | 0                                   | Insufficient evidence to substantiate claim. See paragraphs 60-67 of the report   |
| TOTAL                   | 267,843                      | 156,500                             |   |
| Claim preparation costs | 3,126                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.        |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Fayha General Contracting Co.  
UNCC claim number: 4004203  
UNSEQ number: E-01096

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of tangible property | 379,753                      | 271,995                             | Original tangible property claim reclassified as loss of tangible property, loss of stock and loss of vehicles. Tangible property claim adjusted for depreciation and evidentiary shortcomings. See paragraphs 35-36 of the report. |
| Loss of stock             | 17,581                       | 15,823                              | Claim adjusted for obsolescence. See paragraphs 35 and 37-39 of the report.   |
| Loss of vehicles          | 299,257                      | 185,019                             | Claim adjusted for evidentiary shortcomings and to reflect M.V.V. Table values. For non-M.V.V. Table vehicles claim adjusted for depreciation and evidentiary shortcomings. See paragraphs 35 and 41 of the report.                 |
| Loss of profits           | 256,360                      | 192,270                             | Claim adjusted for windfall profits. See paragraphs 47-50 of the report.  |
| TOTAL                     | 952,951                      | 665,107                             |   |
| Claim preparation costs   | 2,250                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |
| Interest                  | 113,162                      | n.a.                                | Governing Council's determination pending. See paragraph 74 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: International Contracting Company - S.A.K.  
UNCC claim number: 4004204  
UNSEQ number: E-01097

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|---------------------------------|--|
| Loss of tangible property | 396,775                      | 180,275                         | Original tangible property claim reclassified as loss of tangible property, loss of stock and loss of vehicles. Tangible property claim adjusted for depreciation and failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of stock             | 116,548                      | 89,159                          | Claim adjusted for obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.   |
| Loss of vehicles          | 24,110                       | 19,624                          | Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.   |
| Loss of profits           | 68,992                       | 0                               | Original loss of contracts claim reclassified as loss of profit. See paragraphs 47-50 and 53 of the report.  |
| TOTAL                     | 606,425                      | 289,058                         |  |
| Claim preparation costs   | 6,000                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Beyader Construction Company  
UNCC claim number: 4004205  
UNSEQ number: E-01098

| <u>Category of loss</u>     | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|-----------------------------|------------------------------|-------------------------------------|---|
| Loss of real property       | 65,904                       | 9,654                               | Claim adjusted for maintenance and evidentiary shortcomings. See paragraphs 31-32 of the report.  |
| Loss of tangible property   | 19,645                       | 19,645                              | Original loss of tangible property claim reclassified as loss of tangible property, loss of stock and loss of vehicles. Recommend awarding tangible property claim in full. See paragraphs 35-36 of the report. |
| Loss of stock               | 93,145                       | 71,255                              | Claim adjusted for obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.  |
| Loss of vehicles            | 67,322                       | 63,905                              | Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.  |
| Payment or relief to others | 10,837                       | 0                                   | Insufficient evidence to substantiate claim. See paragraph 44 of the report.  |
| Loss of profits             | 475,923                      | 0                                   | Original loss of contracts claim reclassified as loss of profits. Claim adjusted to reflect historical results. See paragraphs 47-50 of the report.   |
| TOTAL                       | 732,776                      | 164,459                             |   |
| Claim preparation costs     | 2,750                        | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Ratqa General Trading & Contracting Co. W.L.L.  
UNCC claim number: 4004206  
UNSEQ number: E-01099

| <u>Category of loss</u>     | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>  |
|-----------------------------|------------------------------|---------------------------------|--|
| Loss of real property       | 81,940                       | 6,582                           | Claim adjusted for maintenance and evidentiary shortcomings. See paragraphs 31-32 of the report.   |
| Loss of tangible property   | 210,271                      | 206,487                         | Original tangible property claim reclassified as loss of tangible property, loss of stock and loss of vehicles. Tangible property claim adjusted for evidentiary shortcomings. See paragraphs 35-36 of the report. |
| Loss of stock               | 8,880                        | 6,793                           | Claim adjusted for obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.   |
| Loss of vehicles            | 45,650                       | 35,805                          | Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.   |
| Payment or relief to others | 9,206                        | 0                               | Insufficient evidence to substantiate claim. See paragraph 44 of the report.   |
| Loss of profits             | 263,950                      | 128,168                         | Original contracts claim reclassified as loss of profits. Claim adjusted to reflect historical results and to restrict indemnity period to 12 months. See paragraphs 47-50 of the report.                          |
| TOTAL                       | 619,897                      | 383,835                         |  |
| Claim preparation costs     | 2,750                        | n.a.                            | Governing Council's determination pending. See paragraphs 75 of the report.  |

S/AC.26/2001/4  
page 136

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Artica Trading Co.  
UNCC claim number: 4004207  
UNSEQ number: E-01100

| <u>Category of loss</u>    | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|----------------------------|------------------------------|-------------------------------------|---|
| Loss of stock              | 15,874                       | 12,699                              | Original tangible property claim reclassified as loss of stock. Stock claim adjusted for obsolescence. See paragraphs 35 and 37-39 of the report.             |
| Loss of profits            | 2,945                        | 1,009                               | Claim adjusted to reflect historical results, to restrict indemnity period to 12 months and for evidentiary shortcomings. See paragraphs 47-50 of the report. |
| Other loss not categorised | 25,000                       | 0                                   | Insufficient evidence to substantiate claim. See paragraph 72 of the report.  |
| TOTAL                      | 43,819                       | 13,708                              |   |
| Claim preparation costs    | 350                          | n.a.                                | Governing Council's determination pending. See paragraph 75 of the report.  |



Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Salem & Bader Paints Company W.L.L.  
UNCC claim number: 4004208  
UNSEQ number: E-01101

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 205,225                      | 119,211                             | Original tangible property claim reclassified as loss of stock. Stock claim adjusted for obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report. |
| TOTAL                   | 205,225                      | 119,211                             |  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Mzinco Co. for General Enterprises W.L.L.  
UNCC claim number: 4004210  
UNSEQ number: E-01103

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|-------------------------------------|--|
| Loss of tangible property | 13,158                       | 7,511                               | Original tangible property claim reclassified as loss of tangible property and loss of stock. Tangible property claim adjusted for depreciation. See paragraphs 35-36 of the report. |
| Loss of stock             | 40,215                       | 32,172                              | Claim adjusted for obsolescence. See paragraphs 35 and 37-39 of the report.  |
| Loss of profits           | 17,758                       | 10,795                              | Claim adjusted to reflect historical results, to restrict indemnity period to ten months and for evidentiary shortcomings. See paragraphs 47-50 of the report.                       |
| TOTAL                     | 71,131                       | 50,478                              |  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Ferdous Pharmacy Company  
UNCC claim number: 4004211  
UNSEQ number: E-01104

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|---------------------------------|--|
| Loss of tangible property | 15,923                       | 8,576                           | Original tangible property claim reclassified as loss of tangible property and loss of stock. Tangible property claim adjusted for depreciation, and evidentiary shortcomings. See paragraphs 35-36 of the report. |
| Loss of stock             | 77,832                       | 0                               | Insufficient evidence to substantiate claim. See paragraphs 35 and 37-39 of the report.  |
| Loss of profits           | 13,076                       | 5,884                           | Claim adjusted for evidentiary shortcomings. See paragraphs 47-50 of the report.   |
| TOTAL                     | 106,831                      | 14,460                          |  |
| Claim preparation costs   | 619                          | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Kuwait Controls Company  
UNCC claim number: 4004212  
UNSEQ number: E-01105

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|-------------------------------------|---|
| Loss of contract          | 93,922                       | 33,534                              | Claim adjusted for evidentiary shortcomings. See paragraph 28 of the report.  |
| Loss of tangible property | 58,855                       | 47,084                              | Original tangible property claim reclassified as loss of tangible property, loss of stock and loss of vehicles. Tangible property claim adjusted for failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of stock             | 11,443                       | 8,513                               | Claim adjusted for stock build-up and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.  |
| Loss of vehicles          | 15,500                       | 10,000                              | Claim adjusted to reflect M.V.V. Table value. See paragraphs 35 and 41 of the report.   |
| Loss of profits           | 423,465                      | 136,611                             | Claim adjusted to reflect historical results and for windfall profits. See paragraphs 47-50 of the report.  |
| Bad debts                 | 2,686                        | 0                                   | Insufficient evidence to substantiate claim. See paragraphs 56-58 of the report.  |
| TOTAL                     | 605,871                      | 235,742                             |   |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Mia & Nori Co. Import & Export  
UNCC claim number: 4004213  
UNSEQ number: E-01106

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|---------------------------------|---|
| Loss of tangible property | 32,836                       | 32,836                          | Original tangible property claim reclassified as loss of tangible property, loss of stock and loss of cash. Recommend awarding tangible property claim in full. See paragraphs 35-36 of the report. |
| Loss of stock             | 98,187                       | 76,250                          | Claim adjusted for stock build-up and obsolescence. See paragraphs 35 and 37-39 of the report.  |
| Loss of cash              | 3,333                        | 3,333                           | Recommend awarding cash claim in full. See paragraphs 35 and 40 of the report.  |
| Loss of profits           | 61,367                       | 60,242                          | Claim adjusted to reflect historical results and to restrict indemnity period to 12 months. See paragraphs 47-50 of the report.   |
| TOTAL                     | 195,723                      | 172,661                         |   |
| Claim preparation costs   | 800                          | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Bulooshi & Kafashaan Co. W.L.L.  
UNCC claim number: 4004214  
UNSEQ number: E-01107

| <u>Category of loss</u> | <u>Amount asserted (KWD)</u> | <u>Amount recommended<br/>(KWD)</u> | <u>Comments</u>  |
|-------------------------|------------------------------|-------------------------------------|--|
| Loss of stock           | 277,675                      | 199,926                             | Original tangible property claim reclassified as loss of stock. Stock claim adjusted for obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report. |
| TOTAL                   | 277,675                      | 199,926                             |  |

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: National Computer Services Co.  
UNCC claim number: 4004215  
UNSEQ number: E-01108

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>  |
|---------------------------|------------------------------|---------------------------------|--|
| Loss of tangible property | 157,586                      | 91,525                          | Original tangible property claim reclassified as loss of tangible property, loss of stock and loss of vehicles. Tangible property claim adjusted for depreciation and failure to repair/replace. See paragraphs 35-36 of the report. |
| Loss of stock             | 1,279,942                    | 223,684                         | Stock claim adjusted for stock build-up and evidentiary shortcomings. Goods in transit claim adjusted for evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.   |
| Loss of vehicles          | 6,550                        | 3,044                           | Claim adjusted to reflect M.V.V. Table values and for evidentiary shortcomings. See paragraphs 35 and 41 of the report.  |
| Loss of profits           | 170,000                      | 0                               | Claim adjusted to reflect historical results. See paragraphs 47-50 of the report.  |
| Bad debts                 | 32,119                       | 0                               | Insufficient evidence to substantiate claim. See paragraphs 56-58 of the report.   |
| TOTAL                     | 1,646,197                    | 318,253                         |  |
| Claim preparation costs   | 3,500                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.   |
| Interest                  | 131,696                      | n.a.                            | Governing Council's determination pending. See paragraph 74 of the report.   |

S/AC.26/2001/4  
page 144

Annex II  
Recommended awards for twelfth instalment of "E4" claims  
Reported by claimant name and category of loss

Claimant's name: Al Ahlia Plastic Co. W.L.L.  
UNCC claim number: 4004217  
UNSEQ number: E-01110

| <u>Category of loss</u>   | <u>Amount asserted (KWD)</u> | <u>Amount recommended (KWD)</u> | <u>Comments</u>   |
|---------------------------|------------------------------|---------------------------------|---|
| Loss of real property     | 18,815                       | 8,418                           | Claim adjusted for depreciation and maintenance and failure to repair/replace. See paragraphs 31-32 of the report.  |
| Loss of tangible property | 212,079                      | 77,381                          | Original tangible property claim reclassified as loss of tangible property, loss of stock and loss of vehicles. Tangible property claim adjusted for depreciation and evidentiary shortcomings. See paragraphs 35-36 of the report. |
| Loss of stock             | 188,826                      | 66,294                          | Claim adjusted for obsolescence and evidentiary shortcomings. See paragraphs 35 and 37-39 of the report.  |
| Loss of vehicles          | 21,500                       | 15,640                          | Claim adjusted to reflect M.V.V. Table values. See paragraphs 35 and 41 of the report.  |
| Bad debts                 | 100,787                      | 0                               | Insufficient evidence to substantiate claim. See paragraphs 56-58 of the report.  |
| TOTAL                     | 542,007                      | 167,733                         |   |
| Claim preparation costs   | 2,000                        | n.a.                            | Governing Council's determination pending. See paragraph 75 of the report.  |
| Interest                  | 102,772                      | n.a.                            | Governing Council's determination pending. See paragraph 74 of the report.  |



Annex III

Claims deferred to a later instalment of “E4” claims pursuant to paragraphs 19-21  
Reported by UNSEQ and UNCC claim number and claimant name

| <u>UNSEQ claim</u><br><u>No. a/</u> | <u>UNCC claim</u><br><u>No.</u> | <u>Claimant's Name</u>  |
|-------------------------------------|---------------------------------|---|
| E-00971                             | 4004078                         | Al Sayouf Import, Export and Commission Agent Company W.L.L.      |
| E-00982                             | 4004089                         | Shaya & Shariff Inc./Abdulla Abdulatif Al Shaya & Partners W.L.L. |
| E-00983                             | 4004146                         | Abbas Ghuloom and Surinder Sahni Spare Parts Co. W.L.L.           |
| E-00984                             | 4004147                         | Al Salmi Co. Electrical & Electronic Appliances                   |
| E-00986                             | 4004149                         | Atlas Jewellery Co.   |
| E-00989                             | 4004152                         | Taimaa Construction Materials & Building Contracting Co.          |
| E-00997                             | 4004117                         | Kuwaitna Trading Co. W.L.L.                                       |
| E-01004                             | 4004124                         | Arab Center for Commerce & Real Estate W.L.L.                     |
| E-01032                             | 4004095                         | Al Arbash Jewellery Company W.L.L.                                |
| E-01034                             | 4004097                         | Arab Countries Trading & General Contracting Co. W.L.L.           |
| E-01050                             | 4004113                         | Al-Nimo Gen. Trading & Cont. Co.                                  |
| E-01070                             | 4004178                         | Mushrif Trading & Contracting Co. W.L.L.                          |
| E-01072                             | 4004180                         | Saif Al Kuwait General Trading and Contracting Co. W.L.L.         |
| E-01073                             | 4004191                         | Al Toegry & Al Mefleh for General Trading & Con. Co.              |
| E-01075                             | 4004193                         | Doukmak Woollen Co.   |
| E-01090                             | 4004185                         | Al Ahlam Super Market Co. W.L.L.                                  |
| E-01102                             | 4004209                         | Ataqadom Sanitary Ware Exh. Limited Liability Company             |
| E-01109                             | 4004216                         | Mechanical and Industrial Services Co.                            |
| E-01111                             | 4004218                         | Al Raheel Trading & Contracting & Transportation Co.              |

a/ The UNSEQ number is the provisional claim number assigned to each claim by PAAC.

-----