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THIRTY-FIRST REPORT OF THE EXECUTIVE SECRETARY PURSUANT TO ARTICLE 41 OF THE PROVISIONAL RULES FOR CLAIMS PROCEDURE

GE.05-63707

Introduction

1. The present report identifies, pursuant to article 41 of the United Nations Compensation Commission's (the "Commission") Provisional Rules for Claims Procedure (S/AC.26/1992/10) (the "Rules"), recommended corrections in the various claims categories since the "Thirtieth report of the Executive Secretary pursuant to article 41 of the Provisional Rules for Claims Procedure" (S/AC.26/2005/11) (the "thirtieth article 41 report"). Chapter I of this report contains recommended corrections concerning claims in categories "A", "C" and "D". Chapter II provides information concerning requests by claimants for corrections to approved awards under article 41 of the Rules, including a report of the secretariat's review to determine whether or not these requests warrant action under article 41. Annexes I to III to this report contain tables showing the aggregate corrected awards, by country and by instalment, based on the recommendations contained herein. Annex IV contains tables showing the secretariat's review of requests for corrections to claims in categories "D", "E" and "F" undertaken since the thirtieth article 41 report and annex V contains a cumulative table of article 41 corrections to claim awards up to the fifty-sixth session of the Governing Council.

I. RECOMMENDED CORRECTIONS CONCERNING CLAIMS IN CATEGORIES "A", "C" AND "D"

A. Category "A" corrections

2. Recommendations for corrections to category "A" claims comprise the following kinds of corrections: duplicate claims and higher to lower amounts.

1. Duplicate claims

3. The Commission received information from the Government of Sri Lanka that three claims, which it had submitted in category "A", were duplicates of other claims awarded compensation in category "A". Following a review of these claims, the secretariat confirms that the claims are, in fact, duplicates and should not have been awarded compensation. In addition, the secretariat identified a list of other potential duplicate category "A" claims from Sri Lanka and provided the list to the Government seeking its views on the matter. The secretariat received confirmation from the Government of Sri Lanka that 220 of these category "A" claims are, in fact, duplicates and should not have been awarded compensation. In making this confirmation, the Government of Sri Lanka returned to the Compensation Fund the full amount of the awards issued for all 223 duplicate claims.

4. Accordingly, as set forth in table 1 below, it is recommended that the awards for these claims be corrected. Table 1 identifies the country concerned, the instalments to be adjusted, the number of claims affected, and the net effect of the adjustments.

Table 1. Category "A" corrections: duplicate claims

Country	Instalment	Number of claims affected	Amount of net effect (USD)
Sri Lanka	Second	12	(48,000.00)
	Third	8	(30,500.00)
	Fourth	72	(279,000.00)
	Fifth	86	(344,000.00)
	Sixth	45	(180,000.00)
Total		223	(881,500.00)

2. Higher to lower amounts

5. Decision 21 (S/AC.26/Dec.21 (1994)) of the Governing Council states that "any claimant who has selected a higher amount in category 'A' (US$4,000 or US$8,000) and has also filed a category 'B', 'C' or 'D' claim will be deemed to have selected the corresponding lower amount under category 'A'". As a result of further information received from the Government of Pakistan, two claims submitted by the Government of Pakistan have been identified as having been filed for a higher amount in category "A" by claimants who had also filed claims in another claim category. Therefore, the awards for these category "A" claims should be reduced to the amounts appropriate to the proper status of the claims. When notifying the Commission that these claims should have been awarded the lower amount, the Government of Pakistan returned to the Compensation Fund the excess amount previously awarded in respect of these claims.

6. Accordingly, as set forth in table 2 below, it is recommended that the awards for these claims be corrected. Table 2 identifies the country concerned, the instalments to be adjusted, the number of claims affected, and the net effect of the adjustments.

Table 2. Category "A" corrections: higher to lower amounts

Country	Instalment	Number of claims affected	Amount of net effect (USD)
Pakistan	Fifth	1	(1,500.00)
	Sixth	1	(1,500.00)
Total		2	(3,000.00)

3. Summary

7. In summary, the recommended corrections in category "A" concern 225 claims submitted by two Governments resulting in a net decrease in the total amount awarded of USD 884,500. The recommendations with respect to the second, third, fourth, fifth and sixth instalments of category "A" claims, by country and by instalment, are provided in tables 1 to 6 of annex I to this report.

B. Category "C" corrections

8. Recommendations for corrections to category "C" claims concern regular category "C" claims, the late-filed category "A" and category "C" claims and the category "C" Palestinian "late claims". They arise from confirmed duplicate claims, discrepancies between the electronic and paper claim formats, reinstatement of claims previously identified as duplicates and an error that occurred during the data entry of a currency code.

1. Duplicate claims

9. The Commission received information from the Government of Kuwait that a claim, which it had submitted in category "C", was potentially duplicative of another claim awarded compensation in category "C". Following a review of these claims, the secretariat confirms that the "C4-MV" component of the claim is, in fact, a duplicate and that the claimant should not have been awarded compensation in the amount of USD 27,681.66 for that loss. When notifying the Commission of this duplicate claim, the Government of Kuwait returned to the Compensation Fund the full amount of the award issued for the "C4-MV" component of the claim.

10. Accordingly, as set forth in table 3 below, it is recommended that the award be corrected. Table 3 identifies the country concerned, the instalment to be adjusted, the number of claims affected, and the net effect of the adjustment.

Table 3. Category "C" correction: duplicate claims

Country	Instalment	Number of claims affected	Amount of net effect USD
Kuwait	Seventh	1	(27,681.66)
Total		1	(27,681.66)

2. Discrepancies between the electronic and paper claim formats

11. The secretariat continued to review requests for corrections submitted by Governments within the final deadline of 31 December 2002 that was set by the Governing Council for category "C" claims in the regular claims programme. For these claims, the electronic information in the database was compared to the paper claim forms submitted by the claimants. This comparison and review determined that for 66 claims submitted by the Government of Egypt data had been entered into the database incorrectly.

12. As a result of the data entry errors, of the 66 claims referred to above, 44 had been erroneously identified as duplicate claims and one claim, for which the award had been nil, should have been identified as a duplicate. With respect to the remaining 21 claims, incorrect recommendations were made but their status remains unchanged. It is therefore recommended that these 66 claims be corrected as set forth below. It should be noted that, in most cases, several corrections are recommended for a single claim.

13. Of the total number of claims recommended for correction, it is recommended that 44 claims be reinstated, and that one claim be confirmed as a duplicate.

14. Five corrections relate to awards of compensation for departure losses ("C1-Money"). In all cases, the "C1-Money" losses that had been claimed in the paper claim files had not been entered in their corresponding electronic claims.

15. Six further corrections relate to awards of compensation for mental pain and anguish resulting from forced hiding ("C1-MPA"). In all cases, the number of forced hiding days that had been claimed in the paper claim files had been incorrectly entered in their corresponding electronic claims.

16. Thirteen further corrections relate to awards of compensation for personal property losses ("C4-CPHO"). In all 13 cases, the "C4" losses that had been claimed in the paper claim files had not been entered in their corresponding electronic claims.

17. Two further corrections relate to awards of compensation for motor vehicle losses ("C4-MV"). In both cases, the "C4-MV" losses that had been claimed in the paper claim files had not been entered in their corresponding electronic claims.

18. Twenty-three further corrections relate to awards of compensation for loss of income ("C6-Salary"). In all cases, the prior monthly salary data either had not been entered in the database or had been entered incorrectly.

19. Two further corrections relate to awards of compensation for individual business losses ("C8-Business"). In both cases, the losses claimed in the paper claim files had not been entered in the corresponding electronic claims.

20. In all of the above cases, the errors affected the outcome for the respective claimants and it is, therefore, recommended that the errors be corrected.

21. Summaries of the category "C" Panel's approved methodologies relevant to losses for which a correction is recommended are found in the "Report and recommendations of the Panel of Commissioners concerning the seventh instalment of individual claims for damages up to US$100,000 (category 'C' claims)" (S/AC.26/1999/11), as follows: (a) paragraphs 84 to 93 for "C1-Money" losses; (b) paragraphs 105 to 110 for "C1-MPA" losses; (c) paragraphs 178 to 199 for "C4-CPHO" personal property losses; (d) paragraphs 200 to 221 for "C4-MV" losses; (e) paragraphs 249 to 282 for "C6-Salary" losses; and (f) paragraphs 327 to 368 for "C8-Business" losses.

22. Accordingly, as set forth in table 4 below, it is recommended that 66 claims be corrected. Table 4 identifies the country concerned, the instalments to be adjusted, the number of claims affected, and the net effect of the adjustments.

Table 4. Category "C" corrections: discrepancies between electronic and paper claim formats

Country	Instalment	Number of claims affected	Amount of net effect (USD)
Egypt	Fourth	1	53,342.85
	Sixth	57	226,316.05
	Seventh	8	35,673.71
Total		66	315,332.61

3. Error in the data entry of a currency code

23. During the processing of category "C" Palestinian late claims, the secretariat discovered that, during the data entry of particular loss items, an erroneous currency code had been entered into the Commission's database (the code "KES" (Kenyan shilling) had been entered instead of the correct code "KWD" (Kuwaiti dinar)). A search was conducted in the Commission's database to determine whether other claims had been affected by a similar data entry error. It was determined that, as a result of the data entry errors, incorrect recommendations were made in respect of two late claims submitted by Palestine and one late claim submitted by Sri Lanka.

24. Accordingly, as set forth in table 5 below, it is recommended that the awards for three claims be corrected. Table 5 identifies the submitting entities concerned, the instalments to be adjusted, the number of claims affected, and the net effect of the adjustments.

Table 5. Category "C" corrections arising from a data entry error

Country or submitting entity	Instalment	Number of claims affected	Amount of net effect (USD)
Sri Lanka	Late-filed category "A" and category "C" claims	1	392.14
Palestine	Third Palestinian late claims	1	1,418.12
	Fourth Palestinian late claims	1	3,588.02
Total		3	5,398.28

4. Summary

25. In summary, the recommended corrections related to award amounts in category "C" concern 70 claims submitted by four submitting entities resulting in a net increase of the total amount awarded of USD 293,049.23. Of these, the total amount awarded for 69 claims was increased by USD 320,730.89 and the total amount awarded for one claim was decreased by USD 27,681.66. The recommendations with respect to the fourth, sixth and seventh instalments of regular category "C" claims, the late-filed category "A" and category "C" claims, and the third and fourth instalments of

category "C" Palestinian late claims, by country or submitting entity and by instalment, are provided in tables 1 to 7 of annex II to this report.

C. Category "D" corrections

26. The claims in this section for which corrections have been recommended have been broken down according to the claimant Governments that put forward the article 41 request for correction.

1. France

27. Following an inquiry from the Government of France, the secretariat reviewed a claim that was included in the "Report and recommendations made by the 'D2' Panel of Commissioners concerning part two of the eighth instalment of individual claims for damages above USD 100,000 (category 'D' claims)" (S/AC.26/2001/25) ("part two of the eighth instalment report"), which recommendations were approved by the Governing Council in decision 141 (S/AC.26/Dec.141 (2001)).

28. As a result of its review, the secretariat noted that a clerical error was made in the processing of the claim that warrants correction under article 41 of the Rules. Specifically, the secretariat, in valuing the claimant's D6 (loss of income) claim, incorrectly treated it as a duplicate of the claimant's C6 (salary loss) claim, resulting in an erroneous reduction of the amount of compensation awarded to the claimant. The secretariat's review of the documents provided in support of this claim indicated that the claimant's D6 claim was complementary to, and not a duplicate of, his C6 claim, and therefore the deduction initially performed by the secretariat was incorrect.

29. As a result of this clerical error, the Panel had recommended no compensation for the claimant's D6 losses. The secretariat reviewed the file and concluded that the correct amount of compensation recommended for the D6 losses should have been USD 13,022.85.

2. Jordan

30. Following an inquiry from the Government of Jordan, the secretariat reviewed a claim that was included in part two of the eighth instalment report.

31. As a result of its review, the secretariat noted that a clerical error was made in the processing of the claim that warrants correction under article 41 of the Rules. Specifically, the secretariat failed to present to the Panel the particular facts of the claim, as evidenced by the documents in the claim file. The secretariat's review of the documents provided in support of this claim indicated that the claimant's D6 (loss of income) claim was a duplicate of his C6 (salary loss) claim, and that a deduction of the claim amount awarded to the claimant for his C6 claim should have been performed by the secretariat when reviewing the D6 claim. Due to a clerical error, this deduction was never made.

32. As a result of this clerical error, the Panel had recommended USD 39,578.00 for the claimant's D6 losses. The secretariat reviewed the file and concluded that the correct amount of compensation recommended for the D6 losses should have been USD 14,266.58.

33. Following another inquiry from the Government of Jordan, the secretariat reviewed a claim that was included in the "Report and recommendations made by the 'D2' Panel of Commissioners concerning part one of the eighteenth instalment of individual claims for damages above USD 100,000 (category 'D' claims)" (S/AC.26/2003/18), which recommendations were approved by the Governing Council in decision 199 (S/AC.26/Dec.199 (2003)).

34. As a result of its review, the secretariat noted that a clerical error was made in the processing of the claim that warrants correction under article 41 of the Rules. Specifically, at the time of the initial review, the Panel had recommended compensation in the amount of USD 7,785.47 for the real property component of the claimant's claim for D8/D9 (individual business) losses. However, subsequent to the Panel's initial finding, the claim was transferred from the sixteenth instalment of category "D" claims to part one of the eighteenth instalment. During the process of being transferred, the secretariat entered an incorrect amount in the database resulting in a nil award for this component of the D8/D9 claim.

35. As a result of this clerical error, the Panel had recommended compensation in the amount of USD 164,541.12 for the claimant's D8/D9 losses. The secretariat reviewed the file and concluded that the correct amount of compensation recommended for the D8/D9 losses should have been USD 172,326.59.

3. Kuwait

36. Following an inquiry from the Government of Kuwait, the secretariat reviewed a claim that was included in the "Report and recommendations made by the 'D2' Panel of Commissioners concerning the tenth instalment of individual claims for damages above USD 100,000 (category 'D' claims)" (S/AC.26/2002/1), which recommendations were approved by the Governing Council in decision 146 (S/AC.26/Dec.146 (2002)).

37. As a result of its review, the secretariat noted that a clerical error was made in the processing of the claim that warrants correction under article 41 of the Rules. Specifically, the secretariat, in valuing the tangible property component of the claimant's claim for D8/D9 (individual business) losses, entered an incorrect amount in the valuation worksheet for the claim.

38. As a result of this clerical error, the Panel had recommended USD 46,910.00 for the claimant's D8/D9 losses. The secretariat reviewed the file and concluded that the evidence provided by the claimant in support of this claim item indicated that the correct value of the claimant's losses was USD 46,930.76. Accordingly, the claimant should have been awarded compensation in this amount.

39. Following another inquiry from the Government of Kuwait and as a result of information provided by the secretariat, the "D1" Panel of Commissioners reviewed a claim that was included in the "Report and recommendations made by the 'D1' Panel of Commissioners concerning the eleventh instalment of individual claims for damages above USD 100,000 (category 'D' claims)" (S/AC.26/2002/2), which recommendations were approved by the Governing Council in decision 147 (S/AC.26/Dec.147 (2002)).

40. As a result of its review, the Panel concluded that a clerical error was made in the processing of the claim that warrants correction under article 41 of the Rules. Specifically, the secretariat, in valuing the claimant's claim for D4 (motor vehicle) losses, entered an incorrect amount in the valuation worksheet for the claim.

41. As a result of this clerical error, the Panel had recommended USD 3,561.00 for the claimant's D4 losses. The secretariat reviewed the file and concluded that the correct amount of compensation recommended for the D4 losses should have been USD 13,494.80.

42. Following a further inquiry from the Government of Kuwait, the "D1" Panel of Commissioners reviewed a claim that was included in the "Report and recommendations made by the 'D1' Panel of Commissioners concerning the thirteenth instalment of individual claims for damages above USD 100,000 (category 'D' claims)" (S/AC.26/2002/20), which recommendations were approved by the Governing Council in decision 165 (S/AC.26/Dec.165 (2002)).

43. The claim was filed by a claimant who allegedly sustained losses in respect of four real properties that he jointly owned with his business partner. The claimant and his partner filed separate identical D7 (real property) claims in terms of losses sustained and amounts claimed. The D7 claims were for estimated repairs as well as anticipated rental income from commercial property units that were under construction at the time of Iraq's invasion and occupation of Kuwait. Both claimants acknowledged their respective 50 per cent interests in the four properties and each claimant claimed only for his 50 per cent share of the asserted losses. They submitted similar documents in support of their alleged losses. The claim filed by the claimant's partner was reviewed by the Panel and included in the "Report and recommendations made by the 'D1' Panel of Commissioners concerning part two of the fourth instalment of individual claims for damages above USD 100,000 (category 'D' claims)" (S/AC.26/2000/11).

44. Upon its review of the request for correction, the secretariat concluded that technical errors may have been made in the processing of the claim and presented the request to the Panel for its consideration at its March 2005 meeting. The Panel concluded that clerical and computational errors were made in the processing of the thirteenth instalment claim that warrant correction under article 41 of the Rules. Specifically, the secretariat, when valuing the thirteenth instalment claim, had applied an incorrect depreciation rate to the evidence provided in support of the claim for one of the four properties and an incorrect assessment score to the evidence provided in support of two of the properties. In addition, the secretariat had failed to identify the previous decision of the Panel

concerning the identical claim for the four properties in the related D7 claim submitted by the claimant's partner in respect of which the correct methodology had been applied.

45. As a result of these clerical and computational errors, in its initial review of the claim, the Panel had recommended compensation in the amount of USD 304,971.17 for the claimant's D7 losses. The Panel requested that the secretariat revalue the claim and concluded that, in the light of the above and in the light of the revised valuation, the correct amount of compensation recommended for the claimant's D7 claim for the four properties should have been USD 1,261,914.32.

46. Following a further inquiry from the Government of Kuwait, the secretariat reviewed a claim that was included in the "Report and recommendations made by the 'D2' Panel of Commissioners concerning part one of the sixteenth instalment of individual claims for damages above USD 100,000 (category 'D' claims)" (S/AC.26/2003/9), which recommendations were approved by the Governing Council in decision 188 (S/AC.26/Dec.188 (2003)).

47. As a result of its review, the secretariat noted that a clerical error was made in the processing of the claim that warrants correction under article 41 of the Rules. Specifically, the secretariat, in valuing the claimant's claim for D4 (personal property) losses, entered an incorrect amount in the valuation worksheet for the claim.

48. As a result of this clerical error, the Panel had recommended USD 111,800.14 for the claimant's D4 losses. The secretariat reviewed the file and concluded that the evidence provided by the claimant in support of this claim item indicated that the correct value of the claimant's losses was USD 112,241.62. Accordingly, the claimant should have been awarded compensation in this amount.

49. Following a further inquiry from the Government of Kuwait and as a result of information provided by the secretariat, the "D1" Panel of Commissioners reviewed a claim that was included in the "Report and recommendations made by the 'D1' Panel of Commissioners concerning part one of the seventeenth instalment of individual claims for damages above USD 100,000 (category 'D' claims)" (S/AC.26/2003/17), which recommendations were approved by the Governing Council in decision 198 (S/AC.26/Dec.198 (2003)).

50. As a result of its review, the Panel concluded that a clerical error was made in the processing of the claim that warrants correction under article 41 of the Rules. Specifically, the secretariat had failed to bring to the attention of the Panel the relevant documents that showed the claimant's ownership of the property that was the subject of her claim for D7 (real property) losses. On the basis of the evidence provided by the claimant, the loss is compensable under the category "D" methodology for D7 losses.

51. As a result of this clerical error, the Panel had recommended a nil award for the claimant's D7 losses. The Panel reviewed the file and concluded that the correct amount of compensation recommended for the D7 losses should have been USD 46,388.41.

4. Summary

52. Accordingly, as set forth in table 6 below, it is recommended that the awards for these claims be corrected. Table 6 identifies the countries concerned, the instalments to be adjusted, the number of claims affected, and the net effect of the adjustments.

Table 6. Category "D" corrections

Country	Instalment	Number of claims affected	Amount of net effect (USD)
France	Eighth, part two	1	13,022.85
Jordan	Eighth, part two	1	(25,311.42)
	Eighteenth, part one	1	7,785.47
Kuwait	Tenth	1	20.76
	Eleventh	1	9,933.80
	Thirteenth	1	956,943.15
	Sixteenth, part one	1	441.48
	Seventeenth, part one	1	46,388.41
Total		8	1,009,224.50

53. In summary, the recommended corrections in category "D" concern eight claims submitted by three Governments resulting in a net increase of the total amount awarded of USD 1,009,224.50. Of these, the total amount awarded for seven claims was increased by USD 1,034,535.92 and the total amount awarded to one claim was decreased by USD 25,311.42. The recommendations with respect to part two of the eighth, the tenth, the eleventh, the thirteenth, part one of the sixteenth, part one of seventeenth and part one of the eighteenth instalments of "D" claims, by country and by instalment, are provided in tables 1 to 8 of annex III to this report.

II. REQUESTS BY CLAIMANTS FOR ARTICLE 41 CORRECTIONS

54. During the period under review, the secretariat continued its review of requests from Governments and international organizations for corrections to claims in categories "D" "E" and "F", submitted under article 41 of the Rules. The requests and the Executive Secretary's conclusions with respect to those requests are outlined below.

A. Category "D" claims

55. During the period under review, the secretariat reviewed a total of 290 requests from 11 Governments for corrections to claims in category "D". The requests and their submitting entities are set forth in table 1 of annex IV to this report. Having carefully reviewed all aspects of the requests, the Executive Secretary has concluded that no correction of the relevant Governing Council decisions is necessary and that no action pursuant to article 41 of the Rules is warranted with regard to the claims in question.

B. Category "E" claims

56. During the period under review, the secretariat reviewed a total of 226 requests from three Governments for corrections to claims in category "E". The requests and the submitting entities are set forth in table 2 of annex IV to this report. Having carefully reviewed all aspects of the requests, the Executive Secretary has concluded that no correction of the relevant Governing Council decisions is necessary and that no action pursuant to article 41 of the Rules is warranted with regard to the claims in question.

C. Category "F" claims

57. During the period under review, the secretariat reviewed one request from one Government for corrections to two claims in category "F". The request and the submitting entity are set forth in table 3 of annex IV to this report. Having carefully reviewed all aspects of the request, the Executive Secretary has concluded that no correction of the relevant Governing Council decisions is necessary and that no action pursuant to article 41 of the Rules is warranted with regard to the claims in question.

D. Pending requests for correction

58. In addition, during the period under review, the secretariat received two requests for article 41 corrections with respect to claims in category "D" from the Government of Sudan and UNDP New York. The secretariat's review of the specific claims in question remains ongoing. Details concerning these requests, and the Executive Secretary's recommendations to the Governing Council with respect thereto will be contained in upcoming article 41 reports to the Governing Council.

Annex I

RECOMMENDED CORRECTIONS CONCERNING CATEGORY "A" CLAIMS

1. Based on the recommended corrections reported in paragraphs 2 to 7 of this report, supra, the category "A" claims aggregate corrected awards by instalment, per country, are as follows:

Table 1. Second instalment category "A" claims corrections

Country	Previous total award (USD)	Corrected total award (USD)	Amount of net effect (USD)
Sri Lanka	77,198,500.00	77,150,500.00	(48,000.00)

Table 2. Third instalment category "A" claims corrections

Country	Previous total award (USD)	Corrected total award (USD)	Amount of net effect (USD)
Sri Lanka	52,358,500.00	52,328,000.00	(30,500.00)

Table 3. Fourth instalment category "A" claims corrections

Country	Previous total award (USD)	Corrected total award (USD)	Amount of net effect (USD)
Sri Lanka	69,769,500.00	69,490,500.00	(279,000.00)

Table 4. Fifth instalment category "A" claims corrections

Country	Previous total award (USD)	Corrected total award (USD)	Amount of net effect (USD)
Pakistan	23,062,500.00	23,061,000.00	(1,500.00)
Sri Lanka	69,710,500.00	69,366,500.00	(344,000.00)

Table 5. Sixth instalment category "A" claims corrections

Country	Previous total award (USD)	Corrected total award (USD)	Amount of net effect (USD)
Pakistan	46,421,500.00	46,420,000.00	(1,500.00)
Sri Lanka	35,579,000.00	35,399,000.00	(180,000.00)

2. Based on the above corrections, the revised category "A" claim total recommended awards by instalment are as follows:

Table 6. Recommended corrected total awards for category “A” claims

Instalment	Previous total award (USD)	Corrected total award (USD)	Amount of net effect (USD)
Second	642,028,500.00	641,980,500.00	(48,000.00)
Third	532,061,500.00	532,031,000.00	(30,500.00)
Fourth	732,708,500.00	732,429,500.00	(279,000.00)
Fifth	773,104,000.00	772,758,500.00	(345,500.00)
Sixth	316,929,000.00	316,747,500.00	(181,500.00)

Annex II

RECOMMENDED CORRECTIONS CONCERNING CATEGORY "C" CLAIMS

1. Based on the recommended corrections reported in paragraphs 8 to 25 of this report, supra, the aggregate corrected awards for category "C" claims by instalment, per country or submitting entity, are as follows:

Table 1. Fourth instalment category "C" claims corrections

Country	Previous total award (USD)	Corrected total award (USD)	Amount of net effect (USD)
Egypt	124,975,193.71	125,028,536.56	53,342.85

Table 2. Sixth instalment category "C" claims corrections

Country	Previous total award (USD)	Corrected total award (USD)	Amount of net effect (USD)
Egypt	99,768,068.30	99,994,384.35	226,316.05

Table 3. Seventh instalment category "C" claims corrections

Country	Previous total award (USD)	Corrected total award (USD)	Amount of net effect (USD)
Egypt	231,668,132.72	231,703,806.43	35,673.71
Kuwait	789,216,458.99	789,188,777.33	(27,681.66)

Table 4. Late-filed category "A" and category "C" claims instalment corrections

Country	Previous total award (USD)	Corrected total award (USD)	Amount of net effect (USD)
Sri Lanka	232,217.03	232,609.17	392.14

Table 5. Third instalment category "C" Palestinian late claims corrections

Submitting entity	Previous total award (USD)	Corrected total award (USD)	Amount of net effect (USD)
Palestine	28,967,507.74	28,968,925.86	1,418.12

Table 6. Fourth instalment category "C" Palestinian late claims corrections

Submitting entity	Previous total award (USD)	Corrected total award (USD)	Amount of net effect (USD)
Palestine	70,091,413.17	70,095,001.19	3,588.02

2. Based on the above corrections, the revised category "C" claims total recommended awards by instalment are as follows:

Table 7. Recommended corrected total awards for category "C" claims

Instalment	Previous total award (USD)	Corrected total award (USD)	Amount of net effect (USD)
Fourth	654,954,029.26	655,007,372.11	53,342.85
Sixth	770,615,370.94	770,841,686.99	226,316.05
Seventh	1,936,396,182.03	1,936,404,174.08	7,992.05
Late-filed category "A" and category "C" claims	7,752,162.04	7,752,554.18	392.14
Third Palestinian late claims	28,967,507.74	28,968,925.86	1,418.12
Fourth Palestinian late claims	70,091,413.17	70,095,001.19	3,588.02

Annex III

RECOMMENDED CORRECTIONS CONCERNING CATEGORY "D" CLAIMS

1. Based on the recommended corrections reported in paragraphs 26 to 53 of this report, supra, the aggregate corrected awards for category "D" claims by instalment, per country, are as follows:

Table 1. Part two of the eighth instalment category "D" claims corrections

Country	Previous total award (USD)	Corrected total award (USD)	Amount of net effect (USD)
France	0.00	13,022.85	13,022.85
Jordan	399,302.00	373,990.58	(25,311.42)

Table 2. Tenth instalment category "D" claims corrections

Country	Previous total award (USD)	Corrected total award (USD)	Amount of net effect (USD)
Kuwait	281,561,472.15	281,561,492.91	20.76

Table 3. Eleventh instalment category "D" claims corrections

Country	Previous total award (USD)	Corrected total award (USD)	Amount of net effect (USD)
Kuwait	119,003,582.54	119,013,516.34	9,933.80

Table 4. Thirteenth instalment category "D" claims corrections

Country	Previous total award (USD)	Corrected total award (USD)	Amount of net effect (USD)
Kuwait	135,846,426.69	136,803,369.84	956,943.15

Table 5. Part one of the sixteenth instalment category "D" claims corrections

Country	Previous total award (USD)	Corrected total award (USD)	Amount of net effect (USD)
Kuwait	66,142,701.19	66,143,142.67	441.48

Table 6. Part one of the seventeenth instalment category "D" claims corrections

Country	Previous total award (USD)	Corrected total award (USD)	Amount of net effect (USD)
Kuwait	93,829,178.17	93,875,566.58	46,388.41

Table 7. Part one of the eighteenth instalment category "D" claims corrections

Country	Previous total award (USD)	Corrected total award (USD)	Amount of net effect (USD)
Jordan	11,001,626.36	11,009,411.83	7,785.47

2. Based on the above corrections, the revised category “D” claim total recommended awards by instalment are as follows:

Table 8. Recommended corrected total awards for category “D” claims

Instalment	Previous total award (USD)	Corrected total award (USD)	Amount of net effect (USD)
Eighth, part two	32,843,165.17	32,830,876.60	(12,288.57)
Tenth	281,561,472.15	281,561,492.91	20.76
Eleventh	172,377,669.19	172,387,602.99	9,933.80
Thirteenth	150,100,482.74	151,057,425.89	956,943.15
Sixteenth, part one	81,331,513.17	81,331,954.65	441.48
Seventeenth, part one	111,894,432.92	111,940,821.33	46,388.41
Eighteenth, part one	83,823,300.71	83,831,086.18	7,785.47

Annex IV

REQUESTS BY CLAIMANTS FOR ARTICLE 41 CORRECTIONS
IN CATEGORIES "D", "E" AND "F"

1. As reported in paragraph 55 of this report, supra, the secretariat has continued its review of requests from Governments for corrections to claims in category "D" submitted under article 41 of the Rules. The requests reviewed by country, date of request and instalment are as follows:

Table 1. Category "D" requests for correction reviewed

Country	Date of request	Number of claims	Instalment	Governing Council decision
Canada	29 May 2002	1	Second, part two	59
Egypt	10 September 2002	1	Twelfth, part one	155
Egypt	27 December 2004	1	Nineteenth, part two	221
Egypt	28 February 2005	1	Eighteenth, part three	228
India	19 May 2003	1	Fifteenth, part one	175
India	5 November 2003	1	Fifteenth, part one	175
India	12 January 2004	1	Twelfth, part two	181
India	14 January 2004	1	Twelfth, part two	181
India	2 March 2004	1	Fifteenth, part one	175
India	2 September 2004	1	Fourth, part one	81
Italy	12 March 2001	1	Seventh	111
Italy	31 October 2002	1	Seventh	111
Jordan	13 June 2002	2	Eighth, part one	125
Jordan	13 June 2002	1	Eighth, part two	141
Jordan	3 October 2002	1	Sixteenth, part two	214
Jordan	5 May 2003	1	Twelfth, part two	181
Jordan	8 June 2003	1	Twelfth, part two	181
Jordan	21 August 2003	1	Sixteenth, part one	188
Jordan	9 March 2004	1	Seventeenth, part one	198
Jordan	18 May 2004	1	Seventeenth, part two	215
Jordan	13 September 2004	1	Sixteenth, part two	214
Jordan	27 September 2004	1	Eighteenth, part two	220
Jordan	28 September 2004	1	Nineteenth, part two	221
Jordan	10 October 2004	1	Seventeenth, part two	215
Jordan	1 December 2004	1	Eighteenth, part two	220
Jordan	28 December 2004	1	Eighteenth, part two	220
Jordan	19 January 2005	1	Eleventh	147
Jordan	27 January 2005	1	Nineteenth, part three	229

Country	Date of request	Number of claims	Instalment	Governing Council decision
Jordan	1 February 2005	1	Eighteenth, part three	228
Kuwait	8 June 2002	1	Tenth	146
Kuwait	14 December 2002	1	Third	68
Kuwait	27 January 2003	1	Tenth	146
Kuwait	27 January 2003	1	Twelfth, part one	155
Kuwait	27 January 2003	1	Thirteenth	165
Kuwait	4 June 2003	1	Twelfth, part two	181
Kuwait	29 December 2003	3	Fourth, part one	81
Kuwait	29 December 2003	1	Sixth	110
Kuwait	29 December 2003	1	Eighth, part two	141
Kuwait	29 December 2003	2	Eleventh	147
Kuwait	29 December 2003	5	Twelfth, part two	181
Kuwait	29 December 2003	2	Thirteenth	165
Kuwait	29 December 2003	2	Fourteenth, part one	166
Kuwait	29 December 2003	1	Fourteenth, part two	186
Kuwait	29 December 2003	8	Fifteenth, part one	175
Kuwait	29 December 2003	7	Fifteenth, part two	187
Kuwait	29 December 2003	6	Sixteenth, part one	188
Kuwait	29 December 2003	3	Seventeenth, part one	198
Kuwait	29 December 2003	1	Eighteenth, part one	199
Kuwait	31 December 2003	1	Fifteenth, part one	175
Kuwait	17 March 2004	14	Seventeenth, part one	198
Kuwait	17 March 2004	11	Eighteenth, part one	199
Kuwait	17 March 2004	26	Nineteenth, part one	208
Kuwait	23 June 2004	18	Sixteenth, part two	214
Kuwait	23 June 2004	24	Seventeenth, part two	215
Kuwait	23 June 2004	15	Nineteenth, part one	208
Kuwait	11 September 2004	1	Twelfth, part one	155
Kuwait	11 September 2004	4	Sixteenth, part two	214
Kuwait	11 September 2004	3	Seventeenth, part two	215
Kuwait	4 January 2005	1	Sixteenth, part two	214
Kuwait	4 January 2005	28	Eighteenth, part two	220
Kuwait	4 January 2005	1	Nineteenth, part one	208
Kuwait	4 January 2005	43	Nineteenth, part two	221
Pakistan	19 September 2002	1	Eighth, part two	141
Pakistan	22 October 2002	1	Eighth, part one	125
Syrian Arab Republic	29 December 2003	1	Twelfth, part two	181

Country	Date of request	Number of claims	Instalment	Governing Council decision
Syrian Arab Republic	29 December 2003	1	Fourteenth, part two	186
United Kingdom	19 January 2005	1	Eighteenth, part three	228
United States	30 December 2003	1	Fifth	97
United States	20 January 2004	1	Fourth, part one	81
Yemen	30 June 2004	1	Nineteenth, part one	208
Yemen	2 February 2005	14	Nineteenth, part two	221
Total		290		

2. As reported in paragraph 56 of this report, supra, the secretariat has continued its review of requests from Governments for corrections to claims in category "E" submitted under article 41 of the Rules. The requests reviewed by country, date of request and instalment are as follows:

Table 2. Category "E" requests for correction reviewed

Country	Date of request	Number of claims	Subcategory	Instalment	Governing Council decision
Jordan	2 August 2004	1	E4	Special overlapping claims report	173
Kuwait	29 December 2003	3	E4	First	63
Kuwait	29 December 2003	6	E4	Second	77
Kuwait	29 December 2003	10	E4	Fourth	78
Kuwait	29 December 2003	6	E4	Fifth	92
Kuwait	29 December 2003	9	E4	Sixth	93
Kuwait	29 December 2003	17	E4	Seventh	94
Kuwait	29 December 2003	8	E4	Eighth	107
Kuwait	29 December 2003	3	E4	Ninth	129
Kuwait	29 December 2003	3	E4	Tenth	108
Kuwait	29 December 2003	4	E4	Eleventh	130
Kuwait	29 December 2003	7	E4	Twelfth	118
Kuwait	29 December 2003	16	E4	Fourteenth	138
Kuwait	29 December 2003	4	E4	Seventeenth	162
Kuwait	29 December 2003	7	E4	Nineteenth	149
Kuwait	29 December 2003	4	E4	Twenty-first	184
Kuwait	29 December 2003	2	E4	Twenty-second	169
Kuwait	29 December 2003	2	E4	Twenty-fourth	170
Kuwait	29 December 2003	28	E4	Twenty-fifth	203
Kuwait	29 December 2003	19	E4	Twenty-sixth	204

Country	Date of request	Number of claims	Subcategory	Instalment	Governing Council decision
Kuwait	30 December 2003	5	E4	Second	77
Kuwait	30 December 2003	2	E4	Fourth	78
Kuwait	30 December 2003	3	E4	Sixth	93
Kuwait	30 December 2003	2	E4	Seventh	94
Kuwait	30 December 2003	1	E4	Eighth	107
Kuwait	30 December 2003	1	E4	Ninth	129
Kuwait	30 December 2003	1	E4	Tenth	108
Kuwait	30 December 2003	2	E4	Twelfth	118
Kuwait	30 December 2003	3	E4	Fourteenth	138
Kuwait	30 December 2003	1	E4	Seventeenth	162
Kuwait	30 December 2003	2	E4	Twenty-first	184
Kuwait	30 December 2003	7	E4	Twenty-second	169
Kuwait	30 December 2003	1	E4	Twenty-fourth	170
Kuwait	19 February 2004	1	E4	First	63
Kuwait	19 February 2004	1	E4	Fifth	92
Kuwait	14 March 2004	15	E4	Twenty-fifth	203
Kuwait	14 March 2004	18	E4	Twenty-sixth	204
Poland	4 June 2004	1	E2	Fourth	87
Total		226			

3. As reported in paragraph 57 of this report, supra, the secretariat has continued its review of requests from Governments for corrections to claims in category "F" submitted under article 41 of the Rules. The requests reviewed by country, date of request and instalment are as follows:

Table 3. Category "F" requests for correction reviewed

Country	Date of request	Number of claims	Subcategory	Instalment	Governing Council decision
Kuwait	11 June 2005	2	F4	Fourth, part one	234
Total		2			

Annex V

ARTICLE 41 CORRECTIONS TO CLAIMS AWARDS (UP TO THE FIFTY-SIXTH SESSION OF THE GOVERNING COUNCIL)

Report	Category A		Category B		Category C		Category D		Category E		Category F		Total	
	Net correction for category (USD)	Number of claims corrected	Net correction for category (USD)	Number of claims corrected	Net correction for category (USD)	Number of claims corrected	Net corr ection for category (USD)	Number of claims corrected	Net correction for category (USD)	Number of claims corrected	Net correction for category (USD	Number of claims corrected	Net corrections for categories A, B, C, D, E and F (USD)	Number of claims corrected in categories A, B, C, D,E and F
A(6) panel report	(6,439,500.00)	2,575	-	-	-	-	-	-	-	-	-	-	(6,439,500.00)	2,575
B(2.2) panel report	-	-	(12,500.00)	3 [a]	-	-	-	-	-	-	-	-	(12,500.00)	3 [a]
B(3) panel report	-	-	110,000.00	10 [b]	-	-	-	-	-	-	-	-	110,000.00	10 [b]
C(4) panel report	-	-	-	-	(1,922.00)	49	-	-	-	-	-	-	(1,922.00)	49
C(5) panel report	-	-	-	-	(77,190.00)	6	-	-	-	-	-	-	(77,190.00)	6
C(6) panel report	-	-	-	-	72,685.00	15	-	-	-	-	-	-	72,685.00	15
D(5) panel report	-	-	-	-	-	-	(2,646.81)	7	-	-	-	-	(2,646.81)	7
D(7) panel report	-	-	-	-	-	-	(38,836.21)	13	-	-	-	-	(38,836.21)	13

Report	Category A		Category B		Category C		Category D		Category E		Category F		Total	
	Net correction for category (USD)	Number of claims corrected	Net correction for category (USD)	Number of claims corrected	Net correction for category (USD)	Number of claims corrected	Net corr ection for category (USD)	Number of claims corrected	Net correction for category (USD)	Number of claims corrected	Net correction for category (USD	Number of claims corrected	Net corrections for categories A, B, C, D, E and F (USD)	Number of claims corrected in categories A, B, C, D,E and F
D1 (9.1) panel report	-	-	-	-	-	-	103,532.16	4	-	-	-	-	103,532.16	4
Special D panel report	-	-	-	-	-	-	(13,283,441.51)	426	-	-	-	-	(13,283,441.51)	426
E3(10) panel report	-	-	-	-	-	-	-	-	325,850.00	1	-	-	325,850.00	1
E4(3) panel report	-	-	-	-	-	-	-	-	536,513.00	3	-	-	536,513.00	3
Article 41(1) report	(5,500.00)	10	-	-	-	-	-	-	-	-	-	-	(5,500.00)	10
Article 41(2) report	(49,000.00)	16	-	-	-	-	-	-	-	-	-	-	(49,000.00)	16
Article 41(3) report	1,500.00	4	-	-	-	-	-	-	-	-	-	-	1,500.00	4
Article 41(4) report	(83,000.00)	19	-	-	-	-	-	-	-	-	-	-	(83,000.00)	19
Article 41(5) report	(18,500.00)	5	-	-	-	-	-	-	-	-	-	-	(18,500.00)	5

Report	Category A		Category B		Category C		Category D		Category E		Category F		Total	
	Net correction for category (USD)	Number of claims corrected	Net correction for category (USD)	Number of claims corrected	Net correction for category (USD)	Number of claims corrected	Net corr ection for category (USD)	Number of claims corrected	Net correction for category (USD)	Number of claims corrected	Net correction for category (USD	Number of claims corrected	Net corrections for categories A, B, C, D, E and F (USD)	Number of claims corrected in categories A, B, C, D,E and F
Article 41(6) report	15,867,500.00	10,757	-	-	-	-	-	-	-	-	-	-	15,867,500.00	10,757
Article 41(7) report	(6,975,500.00)	3,385	-	-	-	-	-	-	-	-	-	-	(6,975,500.00)	3,385
Article 41(8) report	(7,806,000.00)	4,385	-	-	70,613,604.05	23,282	-	-	-	-	-	-	62,807,604.05	27,667
Article 41(9) report	(4,136,500.00)	1,062	-	-	5,278,142.15	1,730	-	-	-	-	-	-	1,141,642.15	2,792
Article 41(10) report	(1,446,000.00)	364	-	-	3,168,018.90	467	-	-	-	-	-	-	1,722,018.90	831
Article 41(11) report	(1,358,500.00)	370	-	-	-	-	-	-	-	-	-	-	(1,358,500.00)	370
Article 41(12) report	(112,000.00)	26	-	-	613,498.37	40	-	-	-	-	-	-	501,498.37	66
Article 41(13) report	(55,500.00)	40	-	-	(102,863.22)	27	-	-	-	-	-	-	(158,363.22)	67

Report	Category A		Category B		Category C		Category D		Category E		Category F		Total	
	Net correction for category (USD)	Number of claims corrected	Net correction for category (USD)	Number of claims corrected	Net correction for category (USD)	Number of claims corrected	Net corr ection for category (USD)	Number of claims corrected	Net correction for category (USD)	Number of claims corrected	Net correction for category (USD	Number of claims corrected	Net corrections for categories A, B, C, D, E and F (USD)	Number of claims corrected in categories A, B, C, D,E and F
Article 41(14) report	(8,000.00)	31	-	-	5,580,355.48	625	103,532.16	4	-	-	-	-	5,675,887.64	660
Article 41(15) report	(10,500.00)	19	-	-	-	-	(57.66)	6	(7,264.37)	1	-	-	(17,822.03)	26
Article 41(16) report	142,000.00	73	-	-	453,162.71	54	-	-	-	-	-	-	595,162.71	127
Article 41(17) report	707,500.00	446	-	-	77,461.07	6	-	-	-	-	-	-	784,961.07	452
Article 41(18) report	119,500.00	77	-	-	-	-	-	-	(43,413)	1	-	-	76,087	78
Article 41(19) report	154,000.00	55	-	-	46,976.14	6	400,986.95	6	-	-	-	-	601,963.09	67
Article 41(20) report	3,739,500.00	1,896	-	-	53,342.85	1	-	-	-	-	-	-	3,792,842.85	1,897

Report	Category A		Category B		Category C		Category D		Category E		Category F		Total	
	Net correction for category (USD)	Number of claims corrected	Net correction for category (USD)	Number of claims corrected	Net correction for category (USD)	Number of claims corrected	Net corr ection for category (USD)	Number of claims corrected	Net correction for category (USD)	Number of claims corrected	Net correction for category (USD	Number of claims corrected	Net corrections for categories A, B, C, D, E and F (USD)	Number of claims corrected in categories A, B, C, D,E and F
Article 41(21) report	1,157,500	688	-	-	-	-	-	-	-	-	-	-	1,157,500.00	688
Article 41(22) report	4,419,000.00	2,730	-	-	-	-	-	-	-	-	-	-	4,419,000.00	2,730
Article 41(23) report	44,500.00	20	-	-	161,331.14	15	12,411.60	1	(48,653.00)	7	-	-	169,589.74	43
Article 41(24) report	(3,911,000)	981	-	-	78,646.76	12	93,543.56	3	-	-	-	-	(3,738,809.68)	996
Article 41(25) report	(11,958,000)	3,002	-	-	1,033,956.47	617	(9,788)	1	-	-	-	-	(10,933,831.53)	3620
Article 41(26) report	(176,500)	47	-	-	(4,625.19)	1	(35,854.67)	1	-	-	-	-	(216,979.86)	49
Article 41(27) report	(21,500)	19	-	-	(4,435.28)	32	-	-	-	-	-	-	(25,935.28)	51

Report	Category A		Category B		Category C		Category D		Category E		Category F		Total	
	Net correction for category (USD)	Number of claims corrected	Net correction for category (USD)	Number of claims corrected	Net correction for category (USD)	Number of claims corrected	Net corr ection for category (USD)	Number of claims corrected	Net correction for category (USD)	Number of claims corrected	Net correction for category (USD	Number of claims corrected	Net corrections for categories A, B, C, D, E and F (USD)	Number of claims corrected in categories A, B, C, D,E and F
Article 41(28) report	(17,000)	10	-	-	(643,080.71)	40	132,837.45	7	-	-	-	-	(527,243.26)	57
Article 41(29) report	(384,500)	104	-	-	2,431,846.73	342	65,197.89	8	-	-	-	-	2,112,544.62	454
Article 41(30) report	(106,000)	56	-	-	(135,259.01)	22	2,293,477.06	6	1,227,025	1	(2,552,000)	2	727,243.05	87
Total	(18,726,000)	33,272	97,500.00	13	88,693,652.41	27,389	(10,165,106.03)	493	1,990,057.63	14	(2,552,000)	2	59,338,104.01	61,183

[a] Number of consolidated claim submissions, as conveyed in the panel report.

[b] Number of consolidated claim submissions, as conveyed in the panel report.
