



INTERNATIONAL
OIL POLLUTION
COMPENSATION
FUND 1971

EXECUTIVE COMMITTEE
57th session
Agenda item 3

71FUND/EXC.57/6/1
27 January 1998

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INCIDENTS INVOLVING THE 1971 FUND

SEA EMPRESS

Note by the United Kingdom Delegation

1 **Introduction**

1.1 In papers 71FUND/EXC.48/2/1, 71FUND/EXC.49/9/1, 71FUND/EXC.52/7/1, 71FUND/EXC.54/3/1 and 71FUND/EXC.55/7/1, the United Kingdom delegation presented an analysis of likely total compensation payments following the *Sea Empress* incident. This paper provides a further update of the projected total eligible compensation claims expected by the United Kingdom Government.

1.2 At the 55th meeting of the Executive Committee, it was decided that, due to the information presented on the level of total claims, the further information given with regard to the CRISTAL contract and the clarification by the United Kingdom delegation of the meaning of its undertaking to 'stand last in the queue', the payments should be increased to 100% of the assessed damage. The United Kingdom Government welcomed that decision.

1.3 Delegations may like to note that the United Kingdom Government has formally given notice of our claim to CRISTAL. This notification has been accepted as proper written notice as required under Clause VIII of the CRISTAL contract.

1.4 The following updated information on the possible maximum of total claims is provided for the information of the Executive Committee.

Likely Claims (£ million)	Low	High
Clean-up operations	22	23
Preventive measures (salvage)	0	4
Fishing industry	8	11
Tourism industry	2	3
Other (interest, fees for claimants' advisers)	0.5	1
TOTAL	32.5	42

2 Conclusion

The United Kingdom remains of the view that the total amounts of claims following the *Sea Empress* will not exceed the limit of liability for the shipowner and the 1971 Fund.
