

COALITION PROVISIONAL AUTHORITY REGULATION NUMBER 8

DELEGATION OF AUTHORITY REGARDING AN IRAQ PROPERTY CLAIMS COMMISSION

Pursuant to my authority as Administrator of the Coalition Provisional Authority (CPA) and under the laws and usages of war, and consistent with relevant U.N. Security Council resolutions, including Resolutions 1483 and 1511 (2003),

Noting that large numbers of people from different ethnic and religious backgrounds in Iraq have been uprooted and forced to move from their properties to serve political objectives of the Ba'athist regime,

Recognizing that as a result of these Ba'athist policies, many individuals have conflicting claims to the same real property, resulting in instability and occasional violence,

Concluding that pending the establishment of a means of finally resolving property related claims by a future Iraqi government, certain of these claims may be amenable to voluntary reconciliation immediately, thereby avoiding further instability and violence,

I hereby promulgate the following:

Section 1 Delegation of Authority

The Governing Council is hereby authorized to establish the Iraq Property Claims Commission (IPCC) for the purpose of collecting and resolving real property claims and to promulgate procedures for promptly resolving such claims in a fair and judicious manner by promulgating a statute, the proposed provisions of which have been discussed between the Governing Council and the CPA and are set forth in Appendix A.

Section 2 Terms and Conditions

The authority delegated under Section 1 of this Regulation shall be subject to the following terms and conditions:

- a) The Governing Council shall ensure that all procedures established for the IPCC are consistent with orders, regulations, and memoranda promulgated by the CPA.
- b) Representatives of the CPA shall be given the opportunity to advise and assist in the claims resolution process.
- c) The CPA shall oversee the distribution of all funds for claims resolution provided by the Development Fund for Iraq or by Coalition or other donor States.

d) In the event of a conflict between any promulgation by the Governing Council and any promulgation of the CPA, the promulgation of the CPA shall prevail.

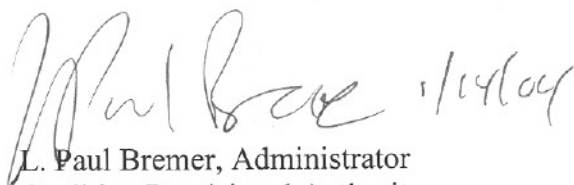
e) The Administrator reserves the authority to alter the Statute creating the Iraq Property Claims Commission or any procedures developed for the IPCC, or to otherwise intervene in the claims resolution process, if required in the interests of justice.

Section 3 Rescission

CPA Regulation Number 4, Establishment of the Iraqi Property Reconciliation Facility, (CPA/REG/25 June 2003/04) is hereby rescinded.

Section 4 Effective Date

This Regulation shall enter into force on the date of signature.

A handwritten signature in dark ink, appearing to read "L. Paul Bremer", followed by the date "1/14/04". The signature is written in a cursive, flowing style.

L. Paul Bremer, Administrator
Coalition Provisional Authority