



Regulations for the processing of cases of war injuries and war damages in the municipalities.

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Pursuant to section 6, second paragraph, of the Act of 17 July 1953 no. 2 on compensation for war damage to property and interest, regulations are laid down for the processing of cases of war damage and war damage compensation in the municipalities.

§ 1. *The municipalities' obligations with regard to war damage and war damage compensation*

The municipality is obliged, in accordance with further provisions determined by the municipal council, to ensure that war damage to real estate or movables within the municipality can be reported, registered, investigated and assessed as soon as possible. Exceptions are ships over 100 br.reg.tons which belong to the Norwegian War Insurance for ships, and goods under transport which belong to the Norwegian Oil Insurance Pool. Property belonging to the state is also excluded, unless otherwise decided. The municipality shall, when relevant, contribute to the rules on reporting war injuries becoming known to the inhabitants of the municipality, and provide guidance on how war injuries are to be reported and information on the compensation rules that apply.

The municipalities must comply with the orders and carry out the assignments they receive from the War Damages Agency.

§ 2. *Damage report*

Anyone who wants to apply for compensation for war damage to property must send a report to the municipality where he was resident when the damage occurred. If the damage has affected property or business activities in another municipality, he also sends a notification to this.

The notification is given on a form determined by the War Damages Agency. The municipality shall, as far as possible, ensure that the notification is completed satisfactorily. If you do not have a form, another written message can be accepted.

The message is submitted in 3 copies. If the damage has occurred in another municipality, a message is sent to it; the same is done if the injured party now lives in another municipality. At the same time, notification is given of what the municipality of residence does with the report.

§ 3. Deadline for claim notification

Damage notification must be sent to the municipality without undue delay, generally within 1 month after the damage has occurred. The municipality can accept notification that comes within 3 months after the damage occurred if it finds it reasonable according to the circumstances.

If a message arrives later than 3 months after the damage has occurred, the municipality sends it to the War Damages Agency with a statement whether it should be accepted, because the injured party has been prevented from sending a message earlier, or other special reasons justify it.

§ 4. Processing of received claims

1. All claims must be entered under a serial number in a claim journal which is kept in accordance with regulations issued by the War Injuries Ordinance. (Form 2). The number is entered on all copies of the damage report, and later correspondence about this damage.
2. The municipality decides whether it accepts the message. The municipality shall reject the notification:
 - a. When it comes after the deadline and is not accepted according to § 3 first paragraph, or is not recommended accepted according to § 3 second paragraph.
 - b. If the notification does not substantially comply with the regulations in form 1 and the tribunal cannot have it rectified.
 - c. If the injured party has intentionally or with gross negligence provided incorrect or misleading information. The notification shall not be rejected if damaged assets are pledged or encumbered by similar law.
 - d. If the municipality finds it clear that there is no war damage, that the damage is less than NOK. 10,000, or that compensation for other reasons can not be given.
3. When the municipality rejects a damage report, it shall notify the notifier of the reason, and that he may within one month appeal the rejection for the War Damage Ship. (Form 3).
4. If the municipality does not reject the report, it sends the report to the War Damages Agency, which will arrange for an investigation and assessment.

If the report concerns damage to small ships, ie vessels over 4 and less than 100 gross tonnage, the report is sent to the district or city court, which will arrange for an investigation and assessment.

If the municipality has information to provide beyond what is stated in the report that may be of significance, these are sent along.

§ 5. Archiving of damage report

When the municipality has sent a damage report, possibly with additional information, to the War Damage Ship, the remaining damage report is archived in a reassuring manner for possible use if the sender should be lost.

§ 6. Unreported war injuries

If the municipality is aware that significant war damage has not been reported, and it assumes that it is due to the right person not having had the opportunity to report, the municipality itself can report the damage.

§ 7. War damage to money, securities and valuables

If the municipality is notified that money, securities such as shares, bonds, etc. or valuables such as gold, precious stones, works of art have been lost in the event of war, it should, as far as possible, seek to secure evidence. It should encourage the notifier to make the loss as probable as possible, by giving an account of his possession of the objects, by testimony, etc.

§ 8. Violation of connection with the War Damages Order

If the connection with the War Damages Ship is broken for a longer period of time, the municipality itself shall ensure that reported war damages are investigated and assessed. It then appoints knowledgeable appraisers itself and ensures that the appraisal directives issued by the War Damages Ordinance are followed as far as possible.