Second International Workshop
on the Indemnification of Nuclear Damage

Bratislava, Slovak Republic
18-20 May 2005

PROGRAMME
Wednesday 18 May

8.30 Registration

9.30 Opening Session. Welcome Addresses.

- Mr. Karol Janko, Vice-Chairman of the Slovak Nuclear Regulatory Authority
- Dr. Gail Marcus, Deputy Director General of the OECD/NEA
- Representative of Slovenske Elektrarne
- Ms. Elena Májeková, Chairwoman of Slovak Nuclear Insurance Pool
- Mr. Martin Pospíšil, Co-Moderator
- Mr. Patrick Reyners, Co-Moderator
- Administrative announcements

10.40 Presentation on the INEX Programme [Mr. Brian Ahier, Radiation Protection and Radioactive Waste Management – OECD/NEA]

11.00 Coffee break

11.20 Presentation on Nuclear Emergency Management in the Slovak Republic [Mr. Eduard Metke, Director of Division of Emergency Preparedness, Informatic and Personnel Training – NRA; Mr. Vladimir Sladek, Division of Emergency Preparedness, Informatic and Personnel Training – NRA]

SCENARIO ONE – INSTALLATION ACCIDENT

11.45 Explanation of Scenario One and methodology [Ms. Fiona Wagstaff – OECD/NEA Secretariat]

12.00 Dissemination of Information and Emergency Response

- How information is diffused;
- Preventive measures: iodine, sheltering, evacuation;
- Restrictions on marketing of foodstuffs etc.

13.00 Lunch break

14.30 Actions of the Nuclear Insurer and Claims Management

- Mobilisation of nuclear insurer;
- Existence, Form, Content of Emergency Payments;
- Inventories of damage/Estimates of damage;
- Procedure governing claims, time limitations, priority system etc.;
- Claims handling costs;
- Out-of-court settlement of claims.

16.00 Coffee break

16.20 Compensation of claims

- Competent court, applicable law;
- Types of damage subject to compensation;
  (1) Death and personal injury
  (2) Agricultural and Industrial Produce subject to (a) actual contamination and (b) rumour damage
  (3) Tourism and service industries
  (4) Environmental damage
  (5) Losses incurred from cancellation of transport services
- Specific questions relating to “persons in movement” i.e. nationals of Accident State temporarily located abroad, nationals of Affected States temporarily located in the Accident State.

18.00 Adjourn

18.15 Cocktail
Thursday 19 May

SCENARIO ONE (cont’d)

9.30 Presentation on Gaps in the Nuclear Insurance Regime [Mr. Sebastiaan Reitsma, Manager – Swiss Nuclear Insurance Pool]

10.00 Questions addressed to specific Affected States (pursuant to Title III of the questionnaire)

- Romania: address the possibility of difficulties being encountered in organising compensation for victims in your State due to differences between the RVC and the VC;
- JP States: examination of questions listed under Title III (3);
- State E (PC states not party to JP): address the question of whether your State will provide compensation for damage occurring in a VC state and how it would be organized.

11.00 Coffee break

11.20 State F (i.e. Non Contracting States): address the issue of how claims would be made in your country

12.15 Conclusions on Scenario One by Co-Moderators

12.30 Lunch break

SCENARIO TWO – TRANSPORT ACCIDENT

14.00 Presentation on the content and operation of the Joint Protocol relating to the Application of the Vienna Convention and the Paris Convention [Mr. Vladimir Boulanenkov – formerly of IAEA Office of Legal Affairs] followed by questions/discussion

14.30 Explanation of Scenario Two and methodology [Ms. Julia Schwartz, Head of Legal Affairs – OECD/NEA]

14.45 Dissemination of information
15.30 Coffee break

15.45 Actions of the Nuclear Insurer and Claims Procedure

- Mobilisation of nuclear insurer;
- Existence, Form, Content of Emergency Payments;
- Inventories of damage/Estimates of damage;
- Procedure governing claims, time limitations, priority system etc.;
- Claims handling costs.

17.00 Adjourn

17.30 Departure of bus from Holiday Inn for excursion

**Friday 20 May**

9.30 Presentation on National Insurance Pools: Cross-Border Claims Handling Co-operation [Mr. Petr Záruba, Manager – Slovak Nuclear Insurance Pool]

10.00 Compensation of claims/Claims management

Joint Protocol-related Questions

- Presentation by German Delegation on interpretation of Joint Protocol in transport cases such as the scenario being used here, particular consequences in terms of determination of competent court and applicable law;
- Response by Hungary as Accident State, followed by general tour de table amongst other delegations.

11.15 Coffee break

11.30 Types of damage subject to compensation

(1) Death and personal injury;
(2) Agricultural and Industrial Produce subject to (a) actual contamination and (b) rumour damage;
(3) Tourism and service industries;
(4) Environmental damage;
(5) Losses incurred from cancellation of transport services.

- Specific questions relating to “persons in movement” i.e. nationals of Accident State temporarily located abroad, nationals of Affected States temporarily located in the Accident State.

13.00 Lunch break

14.00 Questions addressed to specific Affected States (pursuant to Title III of the questionnaire):

- JP States: examination of questions listed under Title III (3);
- Germany/Slovenia/Switzerland: examination of questions listed under Title III (4) concerning early mobilisation of funds;
- France: address the question of whether the French State will provide compensation for damage occurring in a VC state and how it would be organised;
- Austria i.e. Non-Contracting State: address issue of how claims would be made in your country.

15.30 Conclusions from Scenario 2 by Co-Moderators

15.45 General conclusions on Workshop [Mr. Håkan Rustand, Former Chairman of Paris Convention revision exercise]

16.00 Adjourn