

Decree No.30 of 2011

On the establishment of a National Fund for the Compensation of Victims

We, Hamad Bin Isa Al Khalifa, King of Bahrain

Having examined the Constitution,

And the Civil and Commercial Procedures Law promulgated by Decree No.12 of 1971 and its amendments,

And the Decree No.18 of 1973 on Public Gatherings, Meetings, and Demonstrations, amended by Law No.32 of 2006,

And the Penal Code promulgated by Law Decree No.15 of 1976, and its amendments,

And the Public Security Forces (PSF) Law promulgated by Law Decree No.3 of 1982 and its amendments,

And the Civil Code promulgated by Law Decree No.19 of 2011,

And the Criminal Procedure Law promulgated by Decree No.46 of 2002 and amended by Law No.41 of 2005,

And Law No.56 of 2006 approving Bahrain's joining of the International Covenant on Civil and Political Rights,

And the decision of the UN General Assembly No.147/60 issued on 16/12/2005,

And upon the presentation of the Prime Minister,

And after the Cabinet's approval,

We decided the following:

Article 1:

The National Fund for the Compensation of Victims shall be established; it enjoys an independent personality and specializes in paying compensations for beneficiaries cited by Article 3 of this decree, and will be referred to as (The Fund).

The Fund is subjected to the Minister of Human Rights and Social Development, or any other minister named by a decree and referred to as (The Minister).

Article 2

The Fund aims at providing compensations to entitled victims; its provisions comply with the basic and prescriptive principles related to the rights to remedies and reparation for victims of gross violations of international human rights law and serious violations of international humanitarian law, indicted by the UN General Assembly Decision No.147/60 on December 16, 2005.

Article 3

The following categories of victims are allowed to resort to the Fund to claim compensations for the violent events that occurred in February and March 2011 in Bahrain or other similar events that occurred after this date:

- 1) Any person inflicted with material, moral or physical damages caused by officers from the Public Security Forces (PSF) or governmental employees.
- 2) Any member of the Public Security Forces (PSF) or any governmental employee inflicted with material, moral or physical damages caused by any person during his duty or due to the accomplishment of his tasks.
- 3) Any other person inflicted with material, moral or physical damages because of these events or due to his interference in helping victims in their crises or to prevent them from being hurt.

The categories of beneficiaries cited above include victims, their relatives until the fourth degree, or people supporting them. All other categories are excluded and cannot resort to the Fund for compensations.

The payment of compensations conditions the issuance of a final criminal verdict from court convicting the party responsible of the act.

Article 4

Stipulations cited in this law don't affect the rights of victims to compensations in compliance with the public rules acknowledged in effective laws

Article 5

The Fund enjoys an independent budget, and its resources comprise of the following:

- 1) Financial credits dedicated to the Fund within the public budget
- 2) Money sums collected by the Fund from referring to parties responsible of the damage
- 3) Donations, grants received by the Fund and approved by the Minister
- 4) Investment revenues of the Fund's money

Article 7

The Fund must report its contributions in paying compensations to the party that caused the damage.

Article 8

Without prejudice of Article 1 of this law, a decree defines the work mechanisms of the Fund and nominates the party that assumes the management of its affairs, the roof of compensations according to each case, and the measures and restraints for the claiming/payment of compensations.

Article 9

The Prime Minister and ministers- each in his specialization- shall implement this law. It is effective from the second day of its publication at the Official Gazette

King of Bahrain

Hamad Bin Isa Al Khalifa

Prime Minister

Khalifa Bin Salman Al khalifa

Issued in the Riffa Palace

Date: 22 Shawal 1432 H (20 September 2011)