

SCHEDULE 1

PROVISIONS OF THE CHEMICAL WEAPONS ACT 1996 AS EXCEPTED, ADAPTED AND MODIFIED AND EXTENDED TO THE TERRITORIES LISTED IN SCHEDULE 3

Chemical Weapons

Compensation for destruction

8.—(1) This section applies if a person claims that—

- (a) an object has been destroyed under section 6 or 7,
- (b) he had an interest which was materially affected by the destruction and he sustained loss as a result, and
- (c) no copy of a notice was served on him under the section concerned (whether or not one was served on any other person).

(2) If the person concerned makes an application under this section to the supreme court of the Territory, and the court finds that his claim is justified, the court may order the Governor to pay to the applicant such amount (if any) by way of compensation as the court considers just.

(3) If the court believes that the object would have been destroyed even if a copy of a notice had been served on the applicant under the section concerned the court must not order compensation to be paid under this section.