



Nationalfonds der Republik Österreich
für Opfer des Nationalsozialismus

ALLGEMEINER ENTSCHÄDIGUNGSFONDS
FÜR OPFER DES NATIONALSOZIALISMUS
General Settlement Fund for Victims of National Socialism

**Media Information from the National Fund of the Republic of Austria and the
General Settlement Fund for Victims of National Socialism
(as of May 2008)**

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**ALLGEMEINER ENTSCHÄDIGUNGSFONDS
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General Settlement Fund for Victims of National Socialism

1. An overview of the National Fund and General Settlement Fund

The National Fund of the Republic of Austria for Victims of National Socialism was set up in 1995 (Federal Law Gazette No. 432/1995) in order to express Austria's moral responsibility towards the victims of the National Socialist regime. The National Fund makes lump sum recognition payments, so-called "gesture payments", to the surviving victims of National Socialism amounting to 5,087 Euros. Applications can be filed with the National Fund unlimitedly; the Fund's payments are financed by the annual budgetary means (approximately 30,000 payments totalling more than 153 million Euros between 1995 and 2008).

Further tasks of the National Fund are the further use of non-restitutable, so-called heirless "looted art", the support of needy Holocaust survivors, and the raising of awareness of the National Socialist era and its aftermath through the support of projects. In 2001, the National Fund was also entrusted with the so-called "compensation for tenancy rights". 150 million USD have been provided for these lump sum payments to surviving victims of National Socialism.

The National Fund is the first organization explicitly dedicated to recognition as well as to the active commemoration of the victims of the National Socialist regime in Austria, and represents a partner in the international dealing with the Holocaust. Programmes for research and education work on the Holocaust spanning many countries are implemented by the Task Force for International Cooperation on Holocaust Education, Remembrance and Research (ITF). The coordination office for Austria has settled at the National fund. Austria has been presiding over the ITF since 12 March 2008.

The General Settlement Fund for Victims of National Socialism was established on the basis of the Washington Compensation Agreement of 2001 and endowed with 210 million USD (Federal Law Gazette I No. 12/2001). The General Settlement Fund represents the recognition of the moral responsibility for the property losses suffered by those persecuted by the National Socialist regime in Austria by awarding ex gratia payments. These payments do not represent lump sums but are calculated based on the amount of the established property losses and are distributed in relation to the disposable total amount of 210 million USD (pro rata payments).

The filing period for monetary payments of the General Settlement Fund ended on 28 May 2003. Persons personally affected by the National Socialist property confiscation as well as their legal successors are entitled to file applications. In total, more than 20,000 applications, which are decided by an independent Claims Committee, reached the Fund.

Furthermore, an Arbitration Panel for In Rem Restitution is installed with the General Settlement Fund, which decides on applications for property restitution. Possible objects of restitution are real estate or movable property of Jewish communal organizations which had been seized from their owners during the National Socialist period and which on the cut-off date of the agreement, 17 January 2001, were publicly owned (The Federation, provinces and certain municipalities). The filing period for in rem restitution ended 31 December 2007.

The National Fund of the Republic of Austria and the General Settlement Fund are organisationally closely linked: the business operation of both funds is led by the General Secretary Mag. Hannah M. Lessing and is subject to the supervision of a board of trustees, chaired by the President of the National Council, Mag. Barbara Prammer. In May 2008, the activities of the National Fund and the General Settlement Fund were borne by 134 permanent and freelance employees, of which 22 subject specialists are allocated to the National Fund and 112 to the General Settlement Fund.



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2. National Fund of the Republic of Austria for Victims of National Socialism

2.1. Victim recognition / Gesture payments

The National Fund was set up in 1995 (Federal Law Gazette No. 432/1995) in order to express Austria's moral responsibility towards the victims of the National Socialist regime. The National Fund makes lump sum recognition payments, so-called "gesture payments", to the surviving victims of National Socialism amounting to 5,087 Euros (70,000 Schillings). There is no deadline for filing applications with the National Fund; the lump sum gesture payments are financed from the annual budgetary means. Persons personally affected by the National Socialist regime in Austria are entitled to file applications (this also applies to applications for payments for „compensation for tenancy rights“, read below). Between 1995 und 2008, gesture payments of around 153 million Euros have been made.

Status January 2008:

Applications received:	32.299
Payments:	29.966

2.2. Project Support

The Sponsorship of projects which support survivors of National Socialist persecution as well as serve to raise awareness of the crimes of the National Socialist regime form another field of activities of the National Fund. Since 1996, more than 600 commemorative, historical and supportive projects have been supported by the National Fund worldwide. Since March 2008, a database of all projects supported so far has been available on the National Fund website. The total amount raised by the National Fund for the development of projects since 1996 is 14, 932, 035 Euros (as of January 2008).

2.3. Restitution of Art

The National Fund is entrusted by law with the further use of publicly owned art objects that are ideal objects for restitution but to which no heirs could be established. The National Fund art database has been available since October 2006 under www.kunstrestitution.at. It is an information platform and forum for the identifying of heirs of formerly seized art objects, which are now in Austrian federal museums and collections. An English version of the art database can be found under www.artrestitution.at. The Art Database of the National Fund contains information on more than 8.900 objects (February 2008) and is updated continuously.

2.4. Compensation for Tenancy Rights

In 2001, the National Fund was entrusted with making payments for seized leases, household property, personal valuables and effects (amendment of the National Fund Law sec. 2 (b) Federal Law Gazette I 11/2001). In the Washington Agreement of 2001, 150 million USD were provided for the compensation for tenancy rights. This was paid out in lump sum payments of 7,000 USD (or 7,630 Euros) to more than 20,000 applicants. The remaining means will constitute the additional payments of 1,000 Euros to all applicants or their heirs.

Status February 2008:

Applications received by the deadline 30 June 2004:	23.287
Payments:	20.297
Additional payments:	18.368

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General Settlement Fund for Victims of National Socialism

3. General Settlement Fund for Victims of National Socialism

The General Settlement Fund (Federal Law Gazette 12/2001) was established on the basis of the Washington Compensation Agreement of 2001 and endowed with 210 million USD. The General Settlement Fund represents Austria's recognition of its moral responsibility for the property losses suffered by those persecuted by the National Socialist regime in Austria by awarding individual ex gratia payments.

3.1. Monetary Payments of the General Settlement Fund (General Settlement Fund Law/GSF-L Sec. 1 Part 1)

The independent Claims Committee decides on individual monetary payments for compensation claims in several categories of property. The deadline for filing applications was 28 May 2003. The prioritized payments (advance payments) began in December 2005.

Application processing as of 5 May 2008:

Applications received (deadline 28 May 2003)	20.641	100%
Decided by the Claims Committee	18.349	89%
Advance payments transferred¹	10.504	51%
Research completed	20.559	99%
Processing completed	19.634	95%

By April 2008 approximately 89 million USD had been assigned for payment to more than 10.000 applicants. The entire amount of 210 million USD is available exclusively for monetary payments as defined in the General Settlement Fund Law. Administrative costs are financed from the interest.

Persons personally affected by National Socialist persecution in Austria as well as their legal successors were entitled to file applications. The compensation payments are calculated on the basis of the individually established losses and are paid out pro rata in relation to the available total amount of 210 million USD. A final calculation of this "compensation ratio" would require the assessment of all applications (and of about 200.000 individual claims!). However, in consideration of the age of many applicants, in December 2005 the GSF-L was amended. This amendment allows for an advance proportional payment to those applicants whose property losses have already been established by the GSF.

¹ The difference between the amount of decided cases and of transferred payments on the one hand results from deadlines starting with the service of the decision and whose expiry has to be awaited before the transfer of payment. On the other hand, a payment is not made if all claims have been rejected. If the granted amount remains beneath 500 USD it is paid out only after the decision of all applications. In cases where in the meantime applicants have died the heirs are searched for.

3.2. Applicant Statistics

Age: Around 85 % of the applicants had been born by the year 1945. Approximately 15 % of the applicants were born after World War II.

Origins: Most applicants reside in the USA (approximately 6,800), followed by Austria (approximately 4,000), Israel (approximately 3,200) and the UK (approximately 2,100). Then Australia (approximately 1,200), Canada (approximately 550), Argentina (approximately 530), France (approximately 400), Germany (approximately 350) and Switzerland (approximately 230).

3.3. *In Rem* Restitution of Public Property (GSF-L Sec. 1 Part 2)

The independent Arbitration Panel for *In Rem* Restitution can recommend the restitution of publicly owned formerly confiscated real estate (and movable property of Jewish communal organizations). Assets of the Republic of Austria, the provinces (with the exception of Tirol) and the municipalities Bad Ischl, Eisenstadt, Grieskirchen, Kittsee, Mattersburg, Oberwart, Purkersdorf, Rechnitz, Stockerau, Vöcklabruck and Wiener Neudorf can all qualify for *in rem* restitution, according to the GSF-Law (as of April 2008).

Application processing as of May 2008:

Total number of applications	2.123
Concluded substantive applications ¹	220
Of them recommendations	32
Substantive applications in process	211
Concluded formal applications ²	377

The deadline for applications for *in rem* restitution was 31 December 2007. Until January 2008 all decided substantive applications concerned property owned by the Republic of Austria or by the City of Vienna. As a rule, the applications concerned real estate, only two applications concerned movable property, which formerly had been owned by organizations (decisions 68/2006 and 411/2007).

3.4. Further payments pursuant to the Washington Agreement 2001

- Additional social payments as defined in the GSF-L amounting to approximately 112 million USD (GSF-L Sec. 3 and 4)
- Payments to the Hakoah sport center amounting to 8 million USD

¹ Substantive applications satisfy the requirement of public property on the cutoff date of 17 January 2001 and are decided after detailed establishment of facts and a legal examination during a session of the Arbitration Panel.

² As a rule, the requirement „property which was publicly owned on the cutoff date of 17 January 2001“ is not fulfilled or the property asset is not specified.

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General Settlement Fund for Victims of National Socialism
Schiedsinstanz für Naturalrestitution

4. Case Statistics of the Arbitration Panel for *In rem* restitution

The applications submitted to the Arbitration Panel that are mentioned in this table include all individual applications of applicants. In some cases, several individual applications may refer to the same property (real estate, Jewish communal property).

4.1. Table

As of April 2008

Applications received	2123
of these substantive applications ¹	431
Substantive applications in process	211
Concluded substantive applications – recommendations ²	32
Concluded subst. applications – rejections ³	72
Concluded subst. applications – dismissals ⁴	116
Formal applications in process ⁵	408
Formal applications under instruction to improve ⁶	778
Concluded formal applications	377
Withdrawn applications	54
Applications without power of attorney	75
Reopenings in process	0

¹ On preliminary review, these individual applications meet the application requirements, especially those relating to publicly-owned property as at 17 January 2001. These applications require a comprehensive historical and legal (=substantive) examination.

² There are nine recommendations or partial recommendations relating to 32 applicants (individual applications)

³ There are 22 rejections or partial rejections relating to 72 applicants (individual applications)

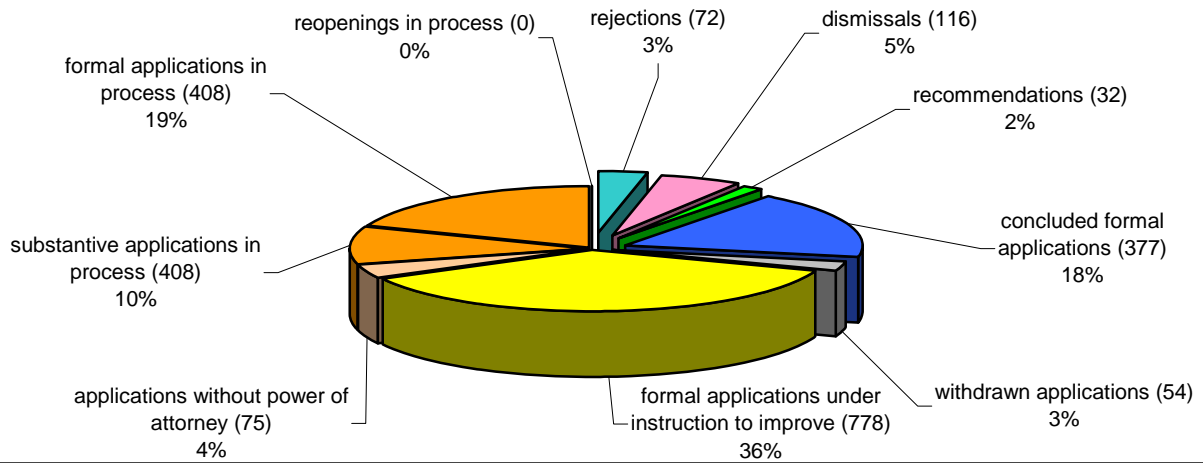
⁴ There are nine dismissals relating to 116 applicants (individual applications)

⁵ Formal applications are applications to the Arbitration Panel which on preliminary review do not satisfy relevant requirements prescribed by law for *in rem* restitution. In almost all cases, the requirement of publicly-owned property as at 17 January 2001 is not met. Moreover, these applications also include cases in which recommendations may only be addressed to Jewish community organizations but where the respective applications were lodged by individuals.

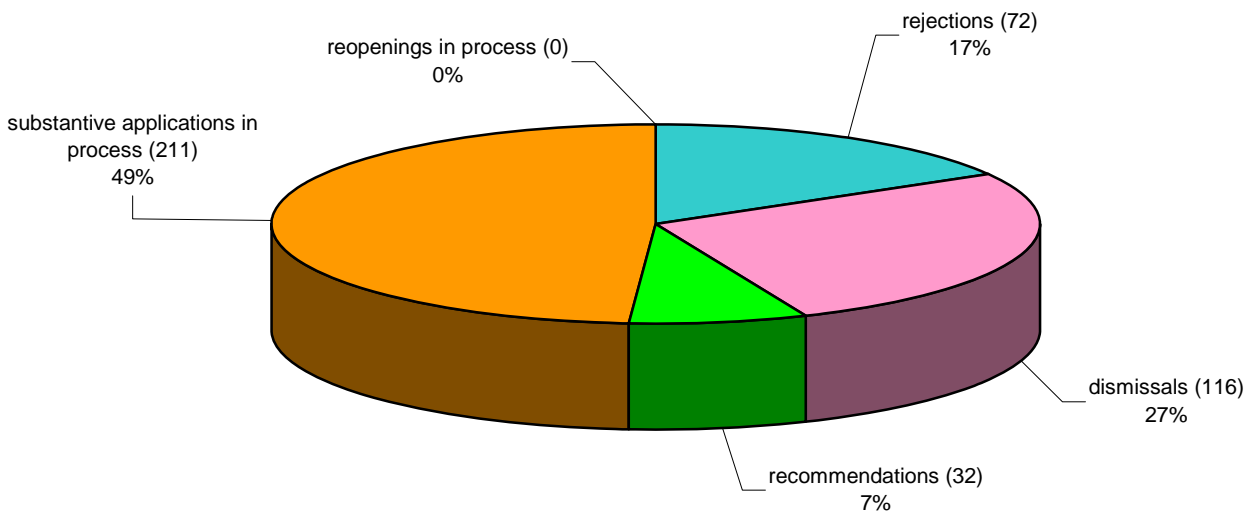
⁶ The applicants of these formal applications are requested to provide written clarification of facts or are required to supplement their application.

4.2. Chart

Applications received: 2123



Substantive Applications: 431



[The following is a translation of the original German APA OTS message]

OTS0270 5 II 0344 NEF0010

Thu, 13.Mar 2008

The National Fund website in the light of remembrance =

Wien (OTS) - On the seventieth anniversary of the *Anschluss* Austria's, the National Fund will remember the years of Nazi rule from the perspective of those persecuted. Beginning in March 2008, a series of autobiographical texts, composed by survivors of National Socialist persecution will be published on the National Fund's website.

Since its work began in 1995, thousands of people have visited the National Fund personally. In the course of the application process, life stories were recalled and remembered: stories of individuals deprived of their rights and discriminated against after the National Socialist takeover, expelled from their homes and forced to begin a new life in a different place. Some applicants put pen to paper and consented to the publication of their memories. It is of particular importance to the National Fund that the autobiographical memories of the survivors of the Holocaust and persecution are made accessible to the public and remain as points of reference. In accordance with an emphasis in the memorial year 2008, the series starts with six texts from people who experienced the 1938 *Anschluss* as children or young people.

Project Support and Project Databases

In sponsoring projects, the National Fund supports initiatives dedicated to the critical work of preserving memories and the commemoration of the victims of National Socialism. A particular emphasis is placed on providing help for needy holocaust survivors. Scientific and educational projects for the examination and research of the active mechanisms and consequences of National Socialism are also promoted. Details of all projects supported since 1996 are now published in a project database. In the data collection, which is continuously being updated, details can be found of over 600 projects that are being supported by the means of the National Fund or the International Fund for Victims of National Socialism.

Databases on www.nationalfonds.org

In addition to the project database, further databases from the activities of the National Fund and the General Settlement Fund are available through the homepage at www.nationalfonds.org. This includes the National Fund's Art Database, the Decisions of the Arbitration Panel for In Rem Restitution (Arbitration Panel Database) and the database of seized insurance policies.

Contact details for queries:

National Fund of the Republic of Austria for Victims of National Socialism /

General Settlement Fund for Victims of National Socialism

Parliament, Dr. Karl Renner-Ring 3, 1017 Vienna

T: (43) 1 408 12 63

presse@nationalfonds.org

W: www.nationalfonds.org