

RD4U-Board-CLD(2025)30

**REGISTER OF DAMAGE
CAUSED BY THE AGGRESSION OF THE RUSSIAN FEDERATION
AGAINST UKRAINE**

Board Decision

**Category A3.6 – Loss of access or control of immovable property in the
temporarily occupied territories**

**Group G-A3.6-000001
(Mariupol claims)**

9 December 2025

The Hague

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TECHNICAL SUMMARY

1. RCMS Group ID	G-A3.6-000001
2. Date of submission to the Board	28 November 2025
3. Category of Claims	A3.6
4. Description	Claims from Mariupol
5. Number of Claims	1,675
6. Submitted by Claimants on their own behalf	1,675
7. Submitted by Representatives using the issued Digital Authority	0
8. Submitted by a parent or guardian	0
9. Submitted through CPAS	0
10. Data from integrated registers or databases	<ul style="list-style-type: none"> • Demographic Register • Property Register
11. External data	List of Territories under Hostilities or Occupation
12. Use of mass claims processing methods and techniques	Grouping
13. Use of AI in processing	No
14. Executive Director's recommendation	To record the Claims in the Register

I. INTRODUCTION

1. This group comprises 1,675 claims (Claims) in category A3.6 – Loss of access or control of immovable property in the temporarily occupied territories (Group).
2. The Claims have been reviewed by the Secretariat in accordance with Article 19 of the Rules Governing the Submission, Processing and Recording of Claims (Claims Rules).

II. METHODOLOGY

3. The Group was formed by the Secretariat according to the following criteria:
 - a. the Claims were filed by natural persons who are Ukrainian nationals;
 - b. the Claims were filed by Claimants on their own behalf;
 - c. the Claims concern properties included in Ukraine's Register of Property Rights to Immovable Property (Property Register);
 - d. the Claims concern properties located in the city of Mariupol, Donetsk Oblast, Ukraine;
 - e. as per the Claimants' submissions, the events causing the loss of access or control occurred on or after 24 February 2022;
 - f. as per the Claimants' submissions, the loss of access or control occurred: as a result of (i) fear or unwillingness to remain in the temporarily occupied territory, (ii) lack of physical access to the property; due to the fact that (iii) access to or control of the property requires cooperation with the Russian Federation and its government, local and regional authorities, or any organisations owned or controlled by them; or as result of (iv) forced eviction or deprivation of the ability to use, possess, or dispose of the property as a result of actions by the Russian Federation and its government, local and regional authorities, or any organisations owned or controlled by them; and
 - g. the Claims fulfil the general requirements set out in Articles 10 and 13 of the Claims Rules, as well as the technical requirements prescribed by Article 17 of the Claims Rules.
4. The Board has reviewed the criteria and the methodology applied by the Secretariat to identify and select the Claims in the Reparations Claims Management System (RCMS) for inclusion in the Group. Moreover, the Board has assessed the verification conducted by the Secretariat to ensure that the Claims meet the eligibility criteria.
5. The Board has further reviewed the Secretariat's reliance on Ukraine's List of Territories Where Combat Operations Are Being (Were) Conducted or which Are Temporarily Occupied by the Russian Federation (List of Territories under Hostilities

or Occupation).¹ Considering that it is an official document produced and consistently updated by Ukraine's governmental authorities, the Board is satisfied that it is appropriate for the Secretariat to rely on such data in accordance with Article 19(3) of the Claims Rules.

III. ASSESSMENT

6. Article 6.5(c) of the Statute of the Register of Damage Caused by the Aggression of the Russian Federation against Ukraine (Statute) provides that the Board has the “ultimate authority in determining the eligibility of claims to be recorded in the Register, based on the recommendation of the Executive Director”. In accordance with Article 2.1 of the Statute, the Register’s role is to assess and determine the “eligibility of claims for inclusion in the Register” and to record eligible claims “for the purposes of their future examination and adjudication”. The Register does not have any adjudicative functions with respect to such claims, including a determination of responsibility and an allocation of any payments or compensation.
7. On this basis, the Board considers that in the performance of its functions under the Statute, its role is limited to ascertaining whether the criteria for the eligibility of claims submitted, as laid down in Article 2.2 of the Statute and Article 18 of the Claims Rules, have been met. This determination is made applying a *prima facie* standard of review of the evidence and information in the recommendation of the Executive Director.
8. Pursuant to Article 18 of the Claims Rules, claims shall be eligible for recording if they meet the following criteria:
 - a. the claims are submitted by or on behalf of an eligible Claimant;
 - b. the claims are for damage, loss, or injury that occurred on or after 24 February 2022;
 - c. the claims are for damage, loss, or injury that occurred in the territory of Ukraine within its internationally recognised borders, extending to its territorial waters; and
 - d. the claims are for damage, loss, or injury that was caused by the Russian Federation’s internationally wrongful acts in or against Ukraine.
9. Claims cannot be recorded in the Register if they are manifestly unfounded.
10. The Claimants in the Group are natural persons of Ukrainian nationality who have submitted Claims on their own behalf. The Claims concern loss of access or control that occurred on or after 24 February 2022 based on the date of event indicated by the

¹ Resolution of the Cabinet of Ministers of Ukraine on Approval of the List of Territories Where Combat Operations Are Being (Were) Conducted or Which Are Temporarily Occupied by the Russian Federation No. 376 (28 February 2025).

Claimants. The loss of access or control claimed for by the Claimants in the Group occurred within the internationally recognised borders of Ukraine.

11. The Claims concern properties that are included in the Property Register and relate to loss of access or control that occurred: as a result of (i) fear or unwillingness to remain in the temporarily occupied territory, (ii) lack of physical access to the property; (iii) due to the fact that access to or control of the property requires cooperation with the Russian Federation and its government, local and regional authorities, or any organisations owned or controlled by them; or (iv) as result of forced eviction or deprivation of the ability to use, possess, or dispose of the property as a result of actions by the Russian Federation and its government, local and regional authorities, or any organisations owned or controlled by them.
12. As noted in previous decisions, the Board considers that the inclusion of a property in the Property Register constitutes proof of ownership by the Claimant.²
13. The Board further determines that, based on the List of Territories under Hostilities or Occupation, the city of Mariupol was subject to active hostilities from 24 February 2022, was subsequently occupied by the Russian Federation on 21 May 2025, and remains under occupation to date.
14. Accordingly, the Board considers that Claimants who own a property in the city of Mariupol during its continuing occupation, and have claimed to have lost access to or control of it, can be deemed to have been deprived of their ability to access, use, enjoy, or dispose of that property without the reliance on the Russian Federation for at least a period of time, within the meaning of paragraph 3.2 of the Claim Form and Rules for claims category A3.6, as a result of the internationally wrongful acts of the Russian Federation.³
15. The Board therefore determines that the eligibility criteria in Article 18 of the Claims Rules for recording the Claims in the Register are met.

² See e.g. Board Decision on Group G-A3.1-000001 (12 December 2024, corrigendum 16 March 2025) RD4U-Board-Sec-CLD(2024)01-corr [12].

³ Claim Form and Rules for claims category A3.6 – Loss of access or control of immovable property in the temporarily occupied territories (6 November 2024) RD4U-Board(2024)39-EN [3.2].

IV. DECISION

16. Pursuant to Articles 2.2 and 6.5(c) of the Statute and Articles 21(7) and (8) of the Claims Rules, the Claims in Group **G-A3.6-000001**, as listed in RCMS, shall be recorded in the Register.



Robert Spano

Chair of the Board of the Register of Damage for Ukraine

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