

- b. the expeditious movement into, through, and out of its territory of personnel, cargoes, materials, response supplies and other equipment referred to in subparagraph (a).

## **Article 10**

### **Reimbursement of Costs of Assistance**

1. Unless an agreement concerning the financial arrangements governing actions of the Parties to deal with oil pollution incidents has been concluded on a bilateral or multilateral basis prior to an oil pollution incident, the Parties shall bear the costs of their respective actions in dealing with pollution in accordance with subparagraph (a) or subparagraph (b). The principles laid down in this paragraph apply unless the Parties concerned otherwise agree in any individual case.
  - a. If the action was taken by one Party at the express request of another Party, the requesting Party shall reimburse to the assisting Party the cost of its action. The requesting Party may cancel its request at any time, but in that case it shall bear the costs already incurred or committed by the assisting Party.
  - b. If the action was taken by a Party on its own initiative, this Party shall bear the costs of its action.
2. Unless otherwise agreed, the costs of action taken by a Party at the request of another Party shall be fairly calculated according to the law and current practice of the assisting Party concerning the reimbursement of such costs.
3. The assisting Party shall be prepared to provide upon request documentation and information to the requesting Party on the assisting Party's estimated costs for the assistance and on the assisting Party's actual costs following the provision of any assistance. The Party requesting assistance and the assisting Party shall, where appropriate, cooperate in concluding any action in response to a compensation claim.
4. The provisions of this Agreement shall not be interpreted as in any way prejudicing the rights of Parties to recover from third parties the costs of actions to deal with pollution or the threat of pollution under other applicable rules of national and international law. Special attention shall be paid to international instruments and national law on liability and compensation for oil pollution damage.