

Compensation After a Major Rail Accident Involving Crude Oil: Local Government Checklist

! *This checklist is for municipal, local and Indigenous governments. It can help integrate cost recovery into your railway accident response planning. Incorporating the suggested steps below directly into your response can simplify the claims process afterward.*

Ship and Rail Compensation Canada manages two funds: the Ship Fund and the Rail Fund.

The [Rail Fund](#) compensates anyone affected by major railway accidents involving crude oil. Canadians can access compensation from the Rail Fund for damages that exceed the liability limit of the railway company involved in the accident.

1. What conditions must be met to submit a claim?

A. The accident is on a federally regulated railway	<input type="checkbox"/> Yes	<input type="checkbox"/> No
B. Crude oil is involved	<input type="checkbox"/> Yes	<input type="checkbox"/> No
C. Claims are submitted within the deadline: in most cases within three years of the accident	<input type="checkbox"/> Yes	<input type="checkbox"/> No

If you answered “yes” to all these questions, compensation may be available. See the steps below and consult our website for information about the specific accident.

2. What types of damages and losses are covered?

Municipal, local, and Indigenous governments can be compensated for all the following damages and losses.

One claimant can suffer multiple types of damages and losses—check all that apply:

- | | |
|--|--|
| <input type="checkbox"/> Personal injury or death | <input type="checkbox"/> Economic loss |
| <input type="checkbox"/> Emergency response costs | <input type="checkbox"/> Loss of subsistence living and cultural losses |
| <input type="checkbox"/> Clean-up costs | <input type="checkbox"/> Loss of hunting, fishing, and gathering opportunities for Indigenous People |
| <input type="checkbox"/> Environmental reinstatement | |
| <input type="checkbox"/> Property damage | |

Contact and resources for more information:

Website: www.ship-rail.gc.ca/rail | Email: info@sr-nr.gc.ca | Phone: 1-866-991-1727

3. How to claim?

Steps	Description	Step Status Update (complete, in progress, or pending)
1	<p>Document your damages, losses, expenses and/or costs, as well as decisions you have made, as soon as possible. Ideally, this is part of your incident management process. Examples include:</p> <ul style="list-style-type: none"> • contracts, statements of work, price quotes, invoices, and receipts • financial records or tax documentation • deeds and land surveys • appraisals, assessments, and survey reports • photographs and maps • incident action plans, logbooks, or correspondence 	
2	<p>Before you submit your claim, ensure it addresses the following key points:</p> <ul style="list-style-type: none"> • Describe the actions you took in response and why. • Detail the extent of the damage and/or losses you incurred. • Specify the amount you spent and why this amount was reasonable. • Provide evidence to support your claim (see Step 1). 	
3	<p>Submit your claim to the railway company involved.</p>	
4	<p>If the railway company has reached its liability limit:</p> <ul style="list-style-type: none"> A. Any unpaid claims will be transferred to the Rail Fund. B. Any new claims can be submitted directly to the Rail Fund. <p>In both cases, the claims submission deadline must be respected.</p>	

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