



*Mission Permanente
de la République Islamique d'Iran
auprès des Nations Unies
et des autres Organisations Internationales à Genève*

In the Name of God, the Compassionate, the Merciful

Ref. 2050 – 1001

The Permanent Mission of the Islamic Republic of Iran to the United Nations Office and other international organizations in Geneva presents its compliments to the Office of the United Nations High Commissioner for Human Rights and, with reference to the latter's communication No. UA IRN 8/2020 dated 20 April 2020, has the honor to transmit, herewith, the comments of the Judiciary of the Islamic Republic of Iran regarding **Mr. Shayan Saeedpour**.

The Permanent Mission of the Islamic Republic of Iran avails itself of this opportunity to renew to the Office of the United Nations High Commissioner for Human Rights the assurances of its highest consideration.

Geneva, 11 August, 2020



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In the name of God, the Compassionate, the Merciful

Comment by the

High Council for Human Rights

Of the Islamic Republic of Iran

Regarding Mr. Shayan Saeedpour

Throughout an inquiry and the announcement dated 22 April 2020 by the Kurdistan Province Justice Administration, Mr. Shayan Saeedpour, son of Salahaddin, born on 21 September 1997, with multiple criminal convictions, was sentenced to (Qisas) death penalty on 16 August 2015 by Division 1 of the Kurdistan Province Criminal Court on the charge of committing murder against Soleiman Azadi during a collective fight.

He was 18 years of age at the time of commission of the crime, based on lunar calendar year, and the Forensic Medical Organization has confirmed his mental health and maturity. Therefore, the convict issued after well cognizant of the indecency and prohibition of the act committed and the nature of the crime. It is worth mentioning that the minimal age of criminal responsibility, as set forth in the Islamic Penal Code of the Islamic Republic of Iran, is calculated based upon lunar year.

An appeal was then filed by Mr. Saeed Pour and his attorney with the Division 16 of the Supreme Court, which dismissed the appeal, upheld and confirmed the written judgment subject to appeal. The ruling was then signed off on, confirmed by the esteemed Chief of Judiciary on 30 July 2019, and then forwarded to the Enforcement Division of the Kurdistan Province Justice Administration.

In light of the final conviction, Mr. Saeedpour sent to Saez County prison. Based on the Judiciary officials' practice of Islamic leniency and endeavor to win reprieve for Mr. Saeedpour by obtaining consent of the next of kin of the victim, and given his age during the commission of crime, a reconciliation committee working under the auspices of the Judiciary of the

Islamic Republic of Iran held numerous meetings with the victim family with a view to conciliating the two parties. Nonetheless, pursuant to the minutes dated 14 April 2020, the next of kin of the victim dismissed the request for pardon and demanded that the ruling be executed.

In addition, multiple counts of mischief and final conviction of Mr. Saeed Pour, including but not limited to the counts recorded in numerous dossiers filled with benches of the Kurdistan Province Justice Administration, and assault, battery and inflicting injury by stabbing have caused him paying compensation and incarceration as well as participation in the plan for 74 prisoners to break out from Saez Prison in association with a number of prisoners and in coordination with [REDACTED]

Furthermore, he was arrested during planning illegal border crossing exit from the country. He has confessed to planning breakout from prison and pointed out some of his actions in cooperation with inmates and some people outside prison.