



*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. 2050/1694328

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 6/2023 dated 19 May 2023 concerning **Mr. Toomaj Salehi**, has the honor to transmit, herewith, the comment of the High Council for Human Rights of the Islamic Republic of Iran in that regard.

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, 31 July 2023



Office of the United Nations  
High Commissioner for Human Rights  
Palais des Nations  
CH-1211 Geneva 10  
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شماره:  
تاریخ:  
پوست:



*In the Name of God, the Most Compassionate, the Most Merciful*

**The Comments of the Islamic Republic of Iran on the Joint Urgent Appeal from the Special Procedures Mandate-Holders Regarding Toomaj Salehi**

With regards to the allegations raised in the joint correspondence sent by the Special Procedures Mandate-Holders on 19 May 2023 regarding Toomaj Salehi, be advised that:

1. As per the merits of the case, the abovenamed was arrested for spreading falsehoods via social media and telecommunication platforms with the purpose of disturbing public order, inciting people to commit acts of violence and inviting them to participate in riots. Considering that all the above charges are considered crimes in the criminal laws of the Islamic Republic of Iran, and the legislator has set separate punishments for the offenses referred to hereinabove in order to ensure the public and psychological safety of the citizens, the legal basis for the arrest was the commission of completely immoral and inhuman behavior that disrupts the order, security, comfort and peace of the citizens, for which the legislator has prescribed legal punishment.
2. Although international human rights law and other instruments, such as the Universal Declaration of Human Rights, recognize the right to freedom and personal security of individuals, they do not prohibit the arrest, detention, and deprivation of liberty of persons that are carried out within the framework of the internal laws of a State. Because arresting and detaining

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criminals is indeed to preserve the life of civil society; therefore, the crimes for the perpetration of which the foregoing person was arrested are fully compatible with the Islamic Republic of Iran's obligations under international laws.

3. Based on the investigations, the health status of the arrested person is evaluated as favorable, and he enjoys unhindered access to a physician. There has also been no objection in this regard. The allegations raised by hostile foreign-based media outlets suggesting that the foregoing person was "tortured and beaten" are downright false. Given the 24/7 presence of a physician in the prison, he also enjoys full access to the doctor.
4. The foregoing person has unrestricted access to a lawyer. Due to the multi-stage criminal justice system, his rights to a fair hearing are fully guaranteed.
5. No judgment has hitherto been pronounced against the person in question. He is kept in Isfahan Central Prison, which has the necessary standards for keeping the accused and criminals. The allegations suggesting his enforced disappearance are also absolutely devoid of any truth.
6. Considering that the allegations suggesting the foregoing person's enforced disappearance are false, given that the arrest has been carried out in accordance with the criminal laws of the Islamic Republic of Iran, and taking into account that the preliminary investigations have been carried out within the framework of legal standards, the arrest can not be categorized as arbitrary. Therefore, there is no need to conduct independent investigations beyond the legal frameworks of fair proceedings.