



Council of the
European Union

Brussels, 5 April 2016
(OR. en)

7393/16

LIMITE

CORLX 130
CFSP/PESC 255
RELEX 217
MOG 31
COHOM 29

LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject: COUNCIL IMPLEMENTING REGULATION implementing Regulation (EU) No 359/2011 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Iran

COUNCIL IMPLEMENTING REGULATION (EU) 2016/...

of ...

**implementing Regulation (EU) No 359/2011
concerning restrictive measures directed against certain persons,
entities and bodies in view of the situation in Iran**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union,

Having regard to Council Regulation (EU) No 359/2011 of 12 April 2011 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Iran¹, and in particular Article 12(1) thereof,

Having regard to the proposal from the High Representative of the Union for Foreign Affairs and Security Policy,

¹ OJ L 100, 14.4.2011, p. 1.

Whereas:

- (1) On 12 April 2011, the Council adopted Regulation (EU) No 359/2011.
- (2) On the basis of a review of Council Decision 2011/235/CFSP¹, the Council has decided that the restrictive measures set out therein should be renewed until 13 April 2017.
- (3) The Council has also concluded that the entries concerning certain persons included in Annex I to Regulation (EU) No 359/2011 should be updated.
- (4) Furthermore, there are no longer grounds for keeping two persons on the list of persons and entities subject to restrictive measures set out in Annex I to Regulation (EU) No 359/2011, and therefore the entries concerning them should be deleted.
- (5) Annex I to Regulation (EU) No 359/2011 should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

¹ Council Decision 2011/235/CFSP of 12 April 2011 concerning restrictive measures directed against certain persons and entities in view of the situation in Iran (OJ L 100, 14.4.2011, p. 51).

Article 1

Annex I to Regulation (EU) No 359/2011 is amended as set out in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

For the Council

The President

ANNEX

(1) The entries for the following persons are deleted from the list set out in Annex I to Regulation (EU) No 359/2011:

- 5. HAMEDANI Hossein
- 71. SHARIFI Malek Ajdar

(2) The entries for the following persons as set out in Annex I to Regulation (EU) No 359/2011 are replaced by the following entries:

Persons

	Name	Identifying information	Reasons	Date of listing
1.	AHMADI- MOQADDAM Esmail	POB: Tehran (Iran) – DOB: 1961	Senior Advisor for Security Affairs to the Chief of the Armed Forces General Staff. Former Chief of Iran's National Police until early 2015. Forces under his command led brutal attacks on peaceful protests, and a violent night time attack on the dormitories of Tehran University on June 15, 2009.	
2.	ALLAHKARAM Hossein	POB: Najafabad (Iran) – DOB: 1945	Ansar-e Hezbollah Chief and Colonel in the IRGC. He co-founded Ansar-e Hezbollah. Under his leadership, this paramilitary force was responsible for extreme violence during crackdown against students and universities in 1999, 2002 and 2009.	
4.	FAZLI Ali		Deputy Commander of the Basij, former Head of the IRGC's Seyyed al-Shohada Corps, Tehran Province (until February 2010). The Seyyed al-Shohada Corps is in charge of security in Tehran province and played a key role under his responsibility in brutal repression of protesters in 2009.	

	Name	Identifying information	Reasons	Date of listing
8.	MOTLAGH Bahram Hosseini		Head of the Army Command and General Staff College (DAFOOS). Former Head of the IRGC's Seyyed al-Shohada Corps, Tehran Province. Under his responsibility, the Seyyed al-Shohada Corps played a key role in organising the repression of protests.	
10.	RADAN Ahmad-Reza	POB: Isfahan (Iran) – DOB: 1963	He is in charge of the Centre for Strategic Studies of the Iranian Law Enforcement Force, a body linked to the National Police. Former Head of the Police Strategic Studies Centre, former Deputy Chief of Iran's National Police until June 2014. As Deputy Chief of National Police from 2008, Radan was responsible for beatings, murder, and arbitrary arrests and detentions against protestors that were committed by the police forces.	12.4.2011

	Name	Identifying information	Reasons	Date of listing
14.	SHARIATI Seyed Hassan		Advisor and Member of the 28th Section of the Supreme Court. Former Head of Mashhad Judiciary until September 2014. Trials under his supervision have been conducted summarily and inside closed sessions, without adherence to basic rights of the accused, and with reliance on confessions extracted under pressure and torture. As execution rulings were issued en masse, death sentences were issued without proper observance of fair hearing procedures.	12.4.2011
16.	HADDAD Hassan (alias Hassan ZAREH DEHNAVI)		Deputy Safety Officer of Teheran Revolutionary Court. Former Judge, Tehran Revolutionary Court, branch 26. He was in charge of the detainee cases related to the post election crises and regularly threatened families of detainees in order to silence them. He has been instrumental in issuing detention orders to the Kahrizak Detention Centre. In November 2014, his role in the deaths of detainees was officially recognised by the Iranian authorities.	12.4.2011

	Name	Identifying information	Reasons	Date of listing
17.	SOLTANI Hodjatoleslam Seyed Mohammad		Head of the Organisation for Islamic Propaganda in the province of Khorasan-Razavi. Former Judge, Mashhad Revolutionary Court. Trials under his jurisdiction have been conducted summarily and inside closed session, without adherence to basic rights of the accused. As execution rulings were issued en masse, death sentences were issued without proper observance of fair hearing procedures.	
23.	PIR-ABASSI Abbas		Former Judge, Tehran Revolutionary Court, branch 26. Likely to be currently in a process of reassignment to another function. He was in charge of post-election cases, he issued long prison sentences during unfair trials against human rights activists and has issued several death sentences for protesters.	12.4.2011
24.	MORTAZAVI Amir		Deputy head of the Unit for Social Affairs and Crime Prevention at the judiciary in the province of Khorasan-Razavi. Former Deputy Prosecutor of Mashhad. Trials under his prosecution have been conducted summarily and inside closed session, without adherence to basic rights of the accused. As execution rulings were issued en masse, death sentences were issued without proper observance of fair hearing procedures.	

	Name	Identifying information	Reasons	Date of listing
26.	SHARIFI Malek Adjar		Judge at the Supreme Court. Former Head of East Azerbaijan Judiciary. He was responsible for Sakineh Mohammadi-Ashtiani's trial.	
34.	AKBARSHAHI Ali-Reza		Director-General of Iran's Drug Control Headquarters (a.k.a. Anti-Narcotics Headquarters). Former Commander of Tehran Police. Under his leadership, the police force was responsible for the use of extrajudicial force on suspects during arrest and pre-trial detention. The Tehran police were also implicated in raids on Tehran university dorms in June 2009, when according to an Iranian Majlis commission, more than 100 students were injured by the police and Basij.	10.10.2011
40.	HABIBI Mohammad Reza		Former Deputy Prosecutor of Isfahan. Likely to be currently in a process of reassignment to another function. Complicit in proceedings denying defendants a fair trial – such as Abdollah Fathi executed in May 2011 after his right to be heard and mental health issues were ignored by Habibi during his trial in March 2010. He is, therefore, complicit in a grave violation of the right to due process, contributing to the excessive and increasing use of the death penalty and a sharp increase in executions since the beginning of 2011.	10.10.2011

	Name	Identifying information	Reasons	Date of listing
43.	JAVANI Yadollah	POB: Isfahan – DOB: 1956	Advisor to the Supreme Leader's representative to the IRGC. He regularly speaks out on media as a representative of the hard-line side of the regime. He was one of the first high-ranking officials to demand Mousavi, Karroubi and Khatami's arrest. He has repeatedly supported the use of violence and harsh interrogation tactics against post-election protesters (justifying TV-recorded confessions), including ordering the extrajudicial maltreatment of dissidents through publications circulated to the IRGC and Basij.	10.10.2011
50.	OMIDI Mehrdad		Head of the Intelligence Services within the Iranian Police. Former Head of the Computer Crimes Unit of the Iranian Police. He is responsible for thousands of investigations and indictments of reformists and political opponents using the Internet. He is thus responsible for grave human rights violations in the repression of persons who speak out in defence of their legitimate rights, including freedom of expression.	10.10.2011

	Name	Identifying information	Reasons	Date of listing
59.	BAKHTIARI Seyyed Morteza	POB: Mashad (Iran) – DOB: 1952	<p>Official of the Special Clerical Tribunal. Former Minister of Justice from 2009 to 2013.</p> <p>During his time as Minister of Justice, prison conditions within Iran fell well below accepted international standards, and there was widespread mistreatment of prisoners. In addition, he played a key role in threatening and harassing the Iranian diaspora by announcing the establishment of a special court to deal specifically with Iranians who live outside the country. He also oversaw a sharp increase in the number of executions in Iran, including secret executions not announced by the government, and executions for drug-related offenses.</p>	10.10.2011

	Name	Identifying information	Reasons	Date of listing
61.	MOSLEHI Heydar (Aka: MOSLEHI Heidar; MOSLEHI Haidar)	POB: Isfahan (Iran) – DOB: 1956	<p>Advisor of Supreme Jurisprudence in the IRGC. Head of the organization for publications on the role of the clergy at war. Former Minister of Intelligence (2009-2013).</p> <p>Under his leadership, the Ministry of Intelligence continued the practices of widespread arbitrary detention and persecution of protesters and dissidents. The Ministry of Intelligence runs Ward 209 of Evin Prison, where many activists have been held on account of their peaceful activities in opposition to the government in power. Interrogators from the Ministry of Intelligence have subjected prisoners in Ward 209 to beatings and mental and sexual abuse.</p>	10.10.2011
62.	ZARGHAMI Ezzatollah	POB: Dezful (Iran) – DOB: 22 July 1959	<p>Member of the Supreme Cyberspace Council and Cultural Revolution Council. Former Head of Islamic Republic of Iran Broadcasting (IRIB) until November 2014. Under his tenure at IRIB, He was responsible for all programming decisions. IRIB has broadcast forced confessions of detainees and a series of 'show trials' in August 2009 and December 2011. These constitute a clear violation of international provisions on fair trial and the right to due process.</p>	23.3.2012

	Name	Identifying information	Reasons	Date of listing
63.	TAGHIPOUR Reza	POB: Maragheh (Iran) – DOB: 1957	Member of the Supreme Cyberspace Council. Member of the City Council of Teheran. Former Minister for Information and Communications (2009-2012). As Minister for Information, he was one of the top officials in charge of censorship and control of internet activities and also all types of communications (in particular mobile phones). During interrogations of political detainees, the interrogators make use of the detainees' personal data, mail and communications. On several occasions following the 2009 presidential election and during street demonstrations, mobile lines and text messaging were blocked, satellite TV channels were jammed and the internet locally suspended or at least slowed down.	23.3.2012
64.	KAZEMI Toraj		Chief of the EU-designated Center to Investigate Organized Crime (a.k.a.: Cyber Crime Office or Cyber Police). In this capacity, he announced a campaign for the recruitment of government hackers in order to achieve better control of information on the internet and attack 'dangerous' sites.	23.3.2012

	Name	Identifying information	Reasons	Date of listing
69.	MORTAZAVI Seyyed Solat	POB: Farsan, Tchar Mahal-o-Bakhtiari (South) – (Iran) – DOB: 1967	Mayor of the second largest city of Iran, Mashad, where public executions regularly happen. Former Deputy Interior Minister for Political Affairs. He was responsible for directing repression of persons who spoke up in defence of their legitimate rights, including freedom of expression. Later appointed as Head of the Iranian Election Committee for the parliamentary elections in 2012 and for the presidential elections in 2013.	23.3.2012
73.	FAHRADI Ali		Prosecutor of Karaj. Responsible for grave violations of human rights, including prosecuting trials in which the death penalty is passed. There have been a high number of executions in Karaj region during his time as prosecutor for which he bears responsibility.	23.3.2012