

Special Rapporteur on the situation of human rights in the Islamic Republic of Iran A/HRC/43/61 para 68(I)

Full recommendation:

The Special Rapporteur recommends that the Government, the judiciary and the parliament: Immediately release all dual and foreign nationals arbitrarily detained.

Assessment

The WGAD “has repeatedly found a practice in the Islamic Republic of Iran of targeting foreign nationals for detention.”¹ Despite the Working Group opinions concluding that their detentions are arbitrary, foreign and dual nationals Mr. Siamak Namazi² and Mr. Mohammad Bager Namazi³ (Opinion no. 49/2017)⁴ remain in detention as of March 2021. Ms. Nazanin Zaghari-Ratcliffe⁵ (Opinion no. 28/2016)⁶ was released at the end of her detention sentence but currently faces new charges.⁷ Mr. Ahmad Reza Djalali whose detention was found arbitrary by the WGAD in 2017,⁸ faces imminent execution.⁹ Mr. Robert Levinson, whose detention was found arbitrary by the Working Group in 2016,¹⁰ reportedly died in Iranian custody.¹¹ Other foreign and dual nationals remain in detention in the Islamic Republic of Iran, including Mr. Morad Tahbaz¹² and Mr. Kamran Ghaderi.¹³

As of March 2021, the government, the judiciary and the parliament did not release all dual and foreign nationals who have arbitrarily been detained.

Recommendation Status:

This recommendation has **NOT** been implemented.

¹ Working Group on Arbitrary Detention, Opinion No. 52/2018, para 82.

² United For Iran, <https://ipa.united4iran.org/en/prisoner/2157/>

³ United For Iran, <https://ipa.united4iran.org/en/prisoner/2400/>

⁴ Working Group on Arbitrary Detention, Opinion no. 49/2017, https://www.ohchr.org/Documents/Issues/Detention/Opinions/Session79/A_HRC_WGAD_2017_49_EN.pdf

⁵ United For Iran, <https://ipa.united4iran.org/en/prisoner/2481/>

⁶ Working Group on Arbitrary Detention, Opinion no. 28/2016, https://ap.ohchr.org/documents/dpage_e.aspx?si=A/HRC/WGAD/2016/28

⁷ The Guardian, <https://www.theguardian.com/news/2021/mar/07/nazanin-zaghari-ratcliffe-reportedly-freed-but-may-face-new-charges>

⁸ Working Group on Arbitrary Detention, Opinion no. 92/2017, <https://www.ohchr.org/EN/Issues/Detention/Pages/Opinions80thSession.aspx>

⁹ United For Iran, <https://ipa.united4iran.org/en/prisoner/3126/>

¹⁰ Working Group on Arbitrary Detention, Opinion no. 50/2016, https://ap.ohchr.org/documents/dpage_e.aspx?si=A/HRC/WGAD/2016/50

¹¹ United For Iran, <https://ipa.united4iran.org/en/prisoner/3488/>

¹² United For Iran, <https://ipa.united4iran.org/en/prisoner/4043/>

¹³ United For Iran, <https://ipa.united4iran.org/en/prisoner/2894/>