

## Concluding Observations Committee on the Rights of the Child CRC/C/IRN/CO/3-4 para 92(f)

### Full recommendation:

*Ensure procedural guarantees to preserve the privacy of children in conflict with the law throughout the investigation and trial proceedings.*

### Assessment using Impact Iran human rights indicators<sup>1</sup>

Although the Law on the Protection of Children and Adolescents (adopted in June 2020) protects the identity and privacy of individuals under the age of 18,<sup>2</sup> Iranian law does not present any procedural safeguards to protect the privacy of child defendants throughout the investigation and trial proceedings.

In its National Report to the Universal Periodic Review, the Government of the Islamic Republic of Iran stipulated that it launched the Sanaa Website “in order to provide access to the dispute parties and their lawyers to the contents of court files and to protect the privacy of the parties and to speed up the proceedings”.<sup>3</sup> There is no readily available information as to what extent such website would provide procedural guarantees to preserve the privacy of children in conflict with the law throughout the investigation and trial proceedings.

There is no independent data protection authority with powers of investigation in the Islamic Republic of Iran. The Parliament’s Article 90 Commission is in charge of investigating complaints from citizens made against the operations of the Parliament itself, the executive and the judiciary.<sup>4</sup> There is no publicly available information on data relating to the number of complaints received and investigated vis-à-vis cases of violations of the rights to privacy of children in conflict with the law in the Islamic Republic of Iran, including violations of their right to privacy throughout legal proceedings. There is no National Human Rights Institution in the Islamic Republic of Iran that is competent to receive and address complaints of violations of children’s rights. Although there is no readily available data regarding cases of violations of the right to privacy of children in conflict with the law throughout legal proceedings, the absence of legal and procedural safeguards may suggest that such cases are likely to occur.

Recommendation Status:

This recommendation has **NOT** been implemented.

<sup>1</sup>CCPR.17.1.S.1; CCPR.17.1.P.1; CCPR.17.1.P.2; CCPR.17.1.O.1

<sup>2</sup> See Article 18 and 19, Law on the Protection of Children and Adolescents, <https://shenasname.ir/laws/6788>

<sup>3</sup> National Report, UPR 2019, Islamic Republic of Iran, <https://undocs.org/A/HRC/WG.6/34/IRN/1>

<sup>4</sup> Iran Human Rights Documentation Center, <https://iranhrdc.org/internal-regulation-on-the-commission-of-article-90-of-the-constitution/>