

PUBLIC

AI Index: MDE 13/052/2009

03 June 2009

Further Information on 136/09 (MDE 13/051/2009, 29 May 2009) Fear of imminent execution

IRAN Mehdi Mazroui (m), 24, alleged juvenile offender

The execution of Mehdi Mazroui was temporarily halted on 29 May 2009, the day it was due to be carried out in Dastgerd prison in Esfahan, a city in central Iran where he is imprisoned.

Mehdi Mazroui was arrested in 2002 after a fight in which one person was killed, and sentenced to *qesas-e nafs*, retribution, by a lower court in Esfahan in 2005. Details of the trial are not known. He confessed to the killing after allegedly being tortured, during which he was beaten, his hand was broken, his shoulder was dislocated and fingernails were removed. A high court in Tehran subsequently ordered the review of his sentence and returned the case to a different lower court in Esfahan for a retrial. The lower court again sentenced him to *qesas-e nafs* and this was confirmed by the Supreme Court in February 2009.

BACKGROUND INFORMATION

Iran has executed at least 44 alleged juvenile offenders since 1990, eight of them in 2008 and at least three in 2009.

The execution of juvenile offenders is prohibited under international law, as stated in Article 6(5) of the International Covenant on Civil and Political Rights (ICCPR) and the Convention on the Rights of the Child (CRC), to which Iran is a state party, and so has undertaken not to execute anyone for crimes committed when they were under 18.

In Iran a person convicted of murder has no right to seek pardon or commutation from the state, in violation of Article 6(4) of the ICCPR. The family of a murder victim have the right either to insist on execution, or to pardon the killer and receive financial compensation (*diyeh*).

For more information about executions of juvenile offenders in Iran, please see *Iran: The last executioner of children* (Index: MDE 13/059/2007), June 2007, (<http://web.amnesty.org/library/index/engmde130592007>).

RECOMMENDED ACTION: Please send appeals to arrive as quickly as possible, in Persian, Arabic, English or your own language:

- welcoming the decision to halt the execution of Mehdi Mazroui, but expressing concern that he is still facing execution for a crime he allegedly committed when he was under 18;
- calling for his re-trial in proceedings meeting international standards for fair trial and in line with the Convention on the Rights of the Child, to which Iran is a state party;
- urging the Iranian authorities to commute his death sentence;
- reminding the authorities that Iran is a state party to the International Covenant on Civil and Political Rights (ICCPR) and the Convention on the Rights of the Child (CRC), which prohibit the use of the death penalty against people convicted of crimes committed when they were under 18.

APPEALS TO:

Head of the Judiciary

Ayatollah Mahmoud Hashemi Shahroudi

Howzeh Riyasat-e Qoveh Qazaiyeh (Office of the Head of the Judiciary)
Pasteur St., Vali Asr Ave., south of Serah-e Jomhuri
Tehran 1316814737, Islamic Republic of Iran

Email: shahroudi@dadgostary-tehran.ir (In the subject line write: FAO Ayatollah Shahroudi)

Salutation: Your Excellency

Leader of the Islamic Republic

Ayatollah Sayed 'Ali Khamenei, The Office of the Supreme Leader

Islamic Republic Street – End of Shahid Keshvar Doust Street, Tehran, Islamic Republic of Iran

Email: info_leader@leader.ir

via website: <http://www.leader.ir/langs/en/index.php?p=letter> (English)

<http://www.leader.ir/langs/fa/index.php?p=letter>(Persian)

Salutation: Your Excellency

COPIES TO:

Director, Human Rights Headquarters of Iran

Mohammad Javad Larijani

Howzeh Riyasat-e Qoveh Qazaiyeh / Office of the Head of the Judiciary

Pasteur St, Vali Asr Ave., south of Serah-e Jomhuri

Tehran 1316814737, Iran

Fax: +98 21 3390 4986 (please keep trying)

Email: info@dadgostary-tehran.ir (In the subject line write: FAO Javad Larijani)

Salutation: Dear Mr Larijani

and to diplomatic representatives of Iran accredited to your country.

PLEASE SEND APPEALS IMMEDIATELY. Check with the International Secretariat, or your section office, if sending appeals after 15 July.