

**COPY**

**THE REPUBLIC OF TRINIDAD AND TOBAGO**

**IN THE HIGH COURT OF JUSTICE**

**Claim No. CV2019- 00224**



**IN THE MATTER OF THE ECONOMIC SANCTIONS ACT, CHAPTER 81:05**

**AND**

**IN THE MATTER OF THE ECONOMIC SANCTIONS  
(IMPLEMENTATION OF UNITED NATIONS RESOLUTIONS ON THE ISLAMIC  
REPUBLIC OF IRAN) ORDER, 2018**

**AND**

**IN THE MATTER OF AN APPLICATION BY THE ATTORNEY GENERAL OF  
TRINIDAD AND TOBAGO FOR A PROHIBITORY ORDER UNDER CLAUSE 4 OF  
THE ECONOMIC SANCTIONS (IMPLEMENTATION OF UNITED NATIONS  
RESOLUTIONS ON THE ISLAMIC REPUBLIC OF IRAN) ORDER, 2018**

**BETWEEN**

**THE ATTORNEY GENERAL OF TRINIDAD AND TOBAGO**

**Claimant**

**AND**

- 1. 7TH OF TIR;**
- 2. ABZAR BORESH KAVEH CO. (BK CO.);**
- 3. AMMUNITION AND METALLURGY INDUSTRIES GROUP (AMIG) also  
known as AMMUNITION INDUSTRIES GROUP;**
- 4. BARZAGANI TEJARAT TAVANMAD SACCAL COMPANIES;**
- 5. CRUISE MISSILE INDUSTRY GROUP also known as NAVAL DEFENCE  
MISSILE INDUSTRY GROUP;**
- 6. DEFENCE INDUSTRIES ORGANISATION (DIO);**
- 7. DOOSTAN INTERNATIONAL COMPANY (DICO);**
- 8. ELECTRO SANAM COMPANY also known as E. S. Co. also known as E. X.  
Co.;**

9. **ETTEHAD TECHNICAL GROUP;**
10. **FAJR INDUSTRIAL GROUP;**
11. **FARAYAND TECHNIQUE;**
12. **FATER INSTITUTE** also known as **FAATER INSTITUTE;**
13. **GHARAGAHE SAZANDEGI GHAEM;**
14. **GHORB KARBALA;**
15. **GHORB NOOH;**
16. **HARA COMPANY;**
17. **IMENSAZAN CONSULTANT ENGINEERS INSTITUTE;**
18. **INDUSTRIAL FACTORIES OF PRECISION (IFP) MACHINERY** also known as **INSTRUMENTATION FACTORIES PLANT;**
19. **JOZA INDUSTRIAL CO.;**
20. **KALA-ELECTRIC** also known as **KALAYE ELECTRIC;**

**Defendants**

**ORDER**

Before the **Honourable Mr. Justice Rahim**

Dated the 18<sup>th</sup> day of January 2019

**UPON READING** the Fixed Date Claim Form filed on January 18, 2019 and the affidavit of Vyana Sharma sworn and filed on January 18, 2019 together with the exhibits attached thereto;

**AND UPON** this matter being determined in Chambers without a hearing.

**IT IS ORDERED THAT** personal service of the Order on the Defendants be dispensed with.

**IT IS HEREBY DECLARED** that in accordance with Clause 2 of the Economic Sanctions (Implementation of United Nations Resolutions on The Islamic Republic Of Iran) Order, 2018 ("the Iran Order"), each of the Defendants, who is listed on the United Nations Security Council Sanctions List established and maintained pursuant to United Nations Security Council Resolution 2231(2015) concerning the Islamic Republic of Iran dated January 3, 2019,



- i. at page 4, 4<sup>th</sup> paragraph under the rubric **IRe. 001 Name: 7TH OF TIR**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 23 Dec. 2006 (amended on 17 Dec. 2014) Other information: Subordinate of Defence Industries Organisation (DIO), widely recognized as being directly involved in the nuclear programme. [Old Reference #E. 37.A.7];
- ii. at page 4, 5<sup>th</sup> paragraph under the rubric **IRe. 002 Name: ABZAR BORESH KAVEH CO. (BK CO.)**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 3 Mar. 2008 (amended on 17 Dec. 2014) Other information: Involved in the production of centrifuge components. [Old Reference # E.03.III.1];
- iii. at page 4, 7<sup>th</sup> paragraph under the rubric **IRe. 004 Name: AMMUNITION AND METALLURGY INDUSTRIES GROUP (AMIG)** also known as **AMMUNITION INDUSTRIES GROUP**, more particularly described therein as A.k.a.: Ammunition Industries Group F.k.a.: na Address: na Listed on: 24 Mar. 2007 (amended on 17 Dec. 2014) Other information: Controls 7th of Tir, which is designated under resolution 1737 (2006) for its role in Iran's centrifuge programme. AMIG is in turn owned and controlled by DIO, which is designated under resolution 1737 (2006). [Old Reference # E.47.A.1];
- iv. at page 5, 1<sup>st</sup> paragraph under the rubric **IRe. 008 Name: BARZAGANI TEJARAT TAVANMAD SACCAL COMPANIES**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 3 Mar. 2008 Other information: A subsidiary of Saccal System companies, this company tried to purchase sensitive goods for an entity listed in resolution 1737 (2006). [Old Reference # E.03.III.2];
- v. at page 5, 3<sup>rd</sup> paragraph under the rubric **IRe. 010 Name: CRUISE MISSILE INDUSTRY GROUP** also known as **NAVAL DEFENCE MISSILE INDUSTRY GROUP**, more particularly described therein as A.k.a.: Naval Defence Missile Industry Group F.k.a.: na Address: na Listed on: 24 Mar. 2007 Other information: Production and development of cruise missiles. Responsible for naval missiles including cruise missiles. [Old Reference # E.47.A.7];
- vi. at page 5, 4<sup>th</sup> paragraph under the rubric **IRe. 011 Name: DEFENCE INDUSTRIES ORGANISATION (DIO)**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 23 Dec. 2006 Other information: Overarching MODAFL-controlled entity, some of whose subordinates have been involved in the centrifuge programme making components, and in the missile programme. [Old Reference # E.37.A.6];
- vii. at page 5, 6<sup>th</sup> paragraph under the rubric **IRe. 013 Name: DOOSTAN INTERNATIONAL COMPANY (DICO)**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 9 Jun. 2010 (amended on 17 Dec. 2014) Other information: Supplies elements to Iran's ballistic missile programme. [Old Reference # E.29.I.4];
- viii. at page 5, 7<sup>th</sup> paragraph under the rubric **IRe. 014 Name: ELECTRO SANAM COMPANY** also known as **E. S. Co.** also known as **E. X. Co.**, more particularly described therein as A.k.a.: a) E. S. Co. b) E. X. Co. F.k.a.: na Address: na Listed on: 3 Mar. 2008 Other information: AIO front-company, involved in the ballistic missile programme. [Old Reference # E.03.III.3];



- ix. at page 5, 8<sup>th</sup> paragraph under the rubric **IRE. 016 Name: ETTEHAD TECHNICAL GROUP**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 3 Mar. 2008 Other information: AIO front-company, involved in the ballistic missile programme. [Old Reference # E.03.III.4];
- x. at page 5, 9<sup>th</sup> paragraph under the rubric **IRE. 017 Name: FAJR INDUSTRIAL GROUP**, more particularly described therein as A.k.a.: na F.k.a.: Instrumentation Factory Plant Address: na Listed on: 23 Dec. 2006 Other information: Subordinate entity of AIO. [Old Reference # E.37.B.3];
- xi. at page 5, 11<sup>th</sup> paragraph under the rubric **IRE. 019 Name: FARAYAND TECHNIQUE**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 23 Dec. 2006 Other information: Involved in centrifuge programme, identified in IAEA reports. [Old Reference # E.37.A.5];
- xii. at page 6, 1<sup>st</sup> paragraph under the rubric **IRE. 020 Name: FATER INSTITUTE** also known as **FAATER INSTITUTE**, more particularly described therein as A.k.a.: Faater Institute F.k.a.: na Address: na Listed on: 9 Jun. 2010 Other information: Khatam al-Anbiya (KAA) subsidiary. Fater has worked with foreign suppliers, likely on behalf of other KAA companies on IRGC projects in Iran. [Old Reference # E.29.II.1];
- xiii. at page 6, 2<sup>nd</sup> paragraph under the rubric **IRE. 022 Name: GHARAGAHE SAZANDEGI GHAEM**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 9 Jun. 2010 Other information: Owned or controlled by KAA. [Old Reference # E.29.II.2];
- xiv. at page 6, 3<sup>rd</sup> paragraph under the rubric **IRE. 023 Name: GHORB KARBALA**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 9 Jun. 2010 Other information: Owned or controlled by KAA. [Old Reference # E.29.II.3]. This Defendant was first listed by the United Nations Security Council on June 9, 2010 and remains so listed up to the date of this application. As such, I verily believe that this Defendant is a listed entity;
- xv. at page 6, 4<sup>th</sup> paragraph under the rubric **IRE. 024 Name: GHORB NOOH**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 9 Jun. 2010 Other information: Owned or controlled by KAA. [Old Reference # E.29.II.4];
- xvi. at page 6, 5<sup>th</sup> paragraph under the rubric **IRE. 025 Name: HARA COMPANY**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 9 Jun. 2010 Other information: Owned or controlled by Ghorb Nooh. [Old Reference # E.29.II.5];
- xvii. at page 6, 6<sup>th</sup> paragraph under the rubric **IRE. 026 Name: IMENSAZAN CONSULTANT ENGINEERS INSTITUTE**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 9 Jun. 2010 Other information: Owned or controlled by, or acts on behalf of, KAA. [Old Reference # E.29.II.6];
- xviii. at page 6, 7<sup>th</sup> paragraph under the rubric **IRE. 027 Name: INDUSTRIAL FACTORIES OF PRECISION (IFP) MACHINERY** also known as **INSTRUMENTATION FACTORIES PLANT**, more particularly described therein as A.k.a.: Instrumentation

Factories Plant F.k.a.: na Address: na Listed on: 3 Mar. 2008 Other information: Used by AIO for some acquisition attempts. [Old Reference # E.03.III.5];

- xix. at page 6, 8<sup>th</sup> paragraph under the rubric **IRe. 031 Name: JOZA INDUSTRIAL CO.**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 3 Mar. 2008 Other information: AIO front-company, involved in the ballistic missile programme. [Old Reference # E.03.III.7]; and
- xx. at page 6, 9<sup>th</sup> paragraph under the rubric **IRe. 032 Name: KALA-ELECTRIC** also known as **KALAYE ELECTRIC**, more particularly described therein as A.k.a.: Kalaye Electric F.k.a.: na Address: na Listed on: 23 Dec. 2006 Other information: Provider for PFEP - Natanz. [Old Reference # E.37.A.3],  
are listed entities for the purposes of the Iran Order.

**IT IS FURTHER ORDERED** that:

- 1) This matter be deemed fit for hearing as a matter of urgency;
- 2) Pursuant to Clause 4(1)(a) of the Iran Order that the property including:
  - (a) funds or assets of any kind, whether tangible or intangible, moveable or immovable, however acquired;
  - (b) legal documents or instruments in any form, including electronic or digital, evidencing title to, or interest in, such assets, including but not limited to:
    - i) bank credits;
    - ii) payment cards;
    - iii) payment instruments;
    - iv) travellers' cheques;
    - v) bank cheques;
    - vi) money orders;
    - vii) shares;
    - viii) securities;
    - ix) bonds;
    - x) drafts; or
    - xi) letters of credit;
  - (c) precious stones, including diamonds, rubies, sapphires, or emeralds, whether in a treated or untreated state;
  - (d) precious metals, including gold, silver or platinum, whether in a manufactured or unmanufactured state;
  - (e) oil and other natural resources, and their refined products, modular refineries and related material; and
  - (f) other economic resources which may be used to obtain property, goods or services,

and including a legal or equitable interest, whether full or partial, in any such property that is

- i) owned or controlled by each Defendant;



- ii) wholly or jointly owned or controlled, directly or indirectly, by each Defendant; and
- iii) derived or generated from funds or other assets owned or controlled directly or indirectly by each Defendant,

be frozen as and when they arise for a period lasting until midnight on the 13th day of March, 2019 unless further extended by the Honourable Court;

3) Pursuant to Clause 4(1)(b) of the Iran Order each Defendant is prohibited from possessing, controlling or having access to any property including:

- (a) funds or assets of any kind, whether tangible or intangible, moveable or immovable, however acquired;
- (b) legal documents or instruments in any form, including electronic or digital, evidencing title to, or interest in, such assets, including but not limited to:
  - i) bank credits;
  - ii) payment cards;
  - iii) payment instruments;
  - iv) travellers' cheques;
  - v) bank cheques;
  - vi) money orders;
  - vii) shares;
  - viii) securities;
  - ix) bonds;
  - x) drafts; or
  - xi) letters of credit;
- (c) precious stones, including diamonds, rubies, sapphires, or emeralds, whether in a treated or untreated state;
- (d) precious metals, including gold, silver or platinum, whether in a manufactured or unmanufactured state;
- (e) oil and other natural resources, and their refined products, modular refineries and related material; and
- (f) other economic resources which may be used to obtain property, goods or services,

as and when they arise, and including a legal or equitable interest, whether full or partial, in any such property for a period lasting until midnight on the 13th day of March, 2019 unless further extended by the Honourable Court;

4) Pursuant to Clause 4(1)(b) of the Iran Order each Defendant is prohibited from possessing, controlling or having access to any economic resources including assets of every kind, whether tangible or intangible, movable or immovable, actual or potential, which potentially may be used to obtain property, goods, or services, such as vessels, including maritime vessels as and when they arise for a period lasting until midnight on the 13th day of March, 2019 unless further extended by the Honourable Court;

5) Pursuant to Clause 4(3)(b) of the Iran Order, the Registrar of the Supreme Court do serve an Office Copy of the Order on the Financial Intelligence Unit immediately in accordance with the Civil Proceedings Rules 1998 (as amended);

- 6) Pursuant to Clause 4(6) of the Iran Order, the Attorney General shall within seven (7) days after the date of the Order, cause a copy of the Order and a statement that the matter will be reviewed every six (6) months, to be published in the Trinidad and Tobago Gazette and in two (2) daily newspapers of general circulation in Trinidad and Tobago;
- 7) Costs to be costs in the cause; and
- 8) Liberty to apply.



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**Assistant Registrar**  
**Supreme Court**  
RISHMA RAMA  
Assistant Registrar and Deputy Marsh  
Supreme Court of Trinidad and Toba

TO: **Nairob Smart**  
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