

COPY



THE REPUBLIC OF TRINIDAD AND TOBAGO

IN THE HIGH COURT OF JUSTICE

Claim No. CV2019-00225

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. KHATAM AL-ANBIYA CONSTRUCTION HEADQUARTERS (KAA);
2. KHORASAN METALLURGY INDUSTRIES;
3. MAKIN;
4. NIRU BATTERY MANUFACTURING COMPANY;
5. OMRAN SAHEL;
6. ORIENTAL OIL KISH;
7. PARCHIN CHEMICAL INDUSTRIES;
8. PARS AVIATION SERVICES COMPANY;
9. PEJMAN INDUSTRIAL SERVICES CORPORATION;

10. QODS AERONAUTICS INDUSTRIES;
11. RAH SAHEL;
12. RAHAB ENGINEERING INSTITUTE;
13. SAFETY EQUIPMENT PROCUREMENT (SEP);
14. SAHEL CONSULTANT ENGINEERS;
15. SANAM INDUSTRIAL GROUP;
16. SEPANIR;
17. SEPASAD ENGINEERING COMPANY;
18. SHAHID BAGHERI INDUSTRIAL GROUP (SBIG);
19. SHAHID HEMMAT INDUSTRIAL GROUP (SHIG);
20. SHO'A' AVIATION;
21. YA MAHDI INDUSTRIES GROUP;

Defendants

ORDER

Before the **Honourable Mr. Justice Rahim**

Dated the 18th 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 6, 11th paragraph under the rubric **IRE. 036 Name: KHATAM AL-ANBIYA CONSTRUCTION HEADQUARTERS (KAA)**, 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: KAA is an IRGC-owned company involved in large scale civil and military construction projects and other engineering activities. It undertakes a significant amount of work on Passive Defense Organization projects. In particular, KAA subsidiaries were heavily involved in the construction of the uranium enrichment site at Qom/Fordow. [Old Reference # E.29.II.7];
- ii. at page 6, 12th paragraph under the rubric **IRE. 037 Name: KHORASAN METALLURGY INDUSTRIES**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 3 Mar. 2008 Other information: Subsidiary of AMIG which depends on DIO. Involved in the production of centrifuges components. [Old Reference # E.03.III.8];
- iii. at page 7, 2nd paragraph under the rubric **IRE. 039 Name: MAKIN**, 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 acting on behalf of KAA, and is a subsidiary of KAA. [Old Reference # E.29.II.8];
- iv. at page 7, 6th paragraph under the rubric **IRE. 045 Name: NIRU BATTERY MANUFACTURING COMPANY**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 3 Mar. 2008 Other information: Subsidiary of DIO. Its role is to manufacture power units for the Iranian military including missile systems. [Old Reference # E.03.III.9];
- v. at page 7, 7th paragraph under the rubric **IRE. 048 Name: OMRAN SAHEL**, 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.9];
- vi. at page 7, 8th paragraph under the rubric **IRE. 049 Name: ORIENTAL OIL KISH**, 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.10];
- vii. at page 7, 9th paragraph under the rubric **IRE. 050 Name: PARCHIN CHEMICAL INDUSTRIES**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 24 Mar. 2007 Other information: Branch of DIO, which produces ammunition, explosives, as well as solid propellants for rockets and missiles. [Old Reference # E.47.A.4];
- viii. at page 7, 10th paragraph under the rubric **IRE. 051 Name: PARS AVIATION SERVICES COMPANY**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 24 Mar. 2007 Other information: Maintains various aircraft, including MI-171, used by IRGC Air Force. [Old Reference # E.47.B.2];
- ix. at page 7, 11th paragraph under the rubric **IRE. 053 Name: PEJMAN INDUSTRIAL SERVICES CORPORATION**, more particularly described therein as A.k.a.: na F.k.a.: na

Address: P.O. Box 16785-195, Tehran, Iran (Islamic Republic of) Listed on: 9 Jun. 2010
Other information: Owned or controlled by, or acts on behalf of, SBIG. [Old Reference # E.29.I.14];

- x. at page 7, 12th paragraph under the rubric **IRE. 055 Name: QODS AERONAUTICS INDUSTRIES**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 24 Mar. 2007 Other information: Produces unmanned aerial vehicles (UAVs), parachutes, para-gliders, para-motors, etc. IRGC has boasted of using these products as part of its asymmetric warfare doctrine. [Old Reference # E.47.B.1];
- xi. at page 8, 1st paragraph under the rubric **IRE. 056 Name: RAH SAHEL**, 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 acting on behalf of, KAA. [Old Reference # E.29.II.11];
- xii. at page 8, 2nd paragraph under the rubric **IRE. 057 Name: RAHAB ENGINEERING 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 acting on behalf of, KAA and is a subsidiary of KAA. [Old Reference # E.29.II.12];
- xiii. at page 8, 5th paragraph under the rubric **IRE. 060 Name: SAFETY EQUIPMENT PROCUREMENT (SEP)**, 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.11];
- xiv. at page 8, 7th paragraph under the rubric **IRE. 062 Name: SAHEL CONSULTANT ENGINEERS**, 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.13];
- xv. at page 8, 8th paragraph under the rubric **IRE. 063 Name: SANAM INDUSTRIAL GROUP**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 24 Mar. 2007 Other information: Subordinate to AIO, which has purchased equipment on AIO's behalf for the missile programme. [Old Reference # E.47.A.9];
- xvi. at page 8, 9th paragraph under the rubric **IRE. 064 Name: SEPANIR**, 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 acting on behalf of, KAA. [Old Reference # E.29.II.14];
- xvii. at page 8, 10th paragraph under the rubric **IRE. 065 Name: SEPASAD ENGINEERING 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, or acting on behalf of, KAA. [Old Reference # E.29.II.15];

- xviii. at page 8, 11th paragraph under the rubric **IRe. 066 Name: SHAHID BAGHERI INDUSTRIAL GROUP (SBIG)**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 23 Dec. 2006 Other information: Subordinate entity of AIO. [Old Reference # E.37.B.2];
- xix. at page 8, 12th paragraph under the rubric **IRe. 067 Name: SHAHID HEMMAT INDUSTRIAL GROUP (SHIG)**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 23 Dec. 2006 Other information: Subordinate entity of AIO. [Old Reference # E.37.B.1];
- xx. at page 9, 3rd paragraph under the rubric **IRe. 071 Name: SHO'A' AVIATION**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 24 Mar. 2007 Other information: Produces micro-lights which IRGC has claimed it is using as part of its asymmetric warfare doctrine. [Old Reference # E.47.B.3]; and
- xxi. at page 9, 6th paragraph under the rubric **IRe. 076 Name: YA MAHDI INDUSTRIES GROUP**, more particularly described therein as A.k.a.: na F.k.a.: na Address: na Listed on: 24 Mar. 2007 Other information: Subordinate to AIO, which is involved in international purchases of missile equipment. [Old Reference # E.47.A.10],
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 RAMRATTAN
Assistant Registrar and Deputy Marshal
Supreme Court of Trinidad and Tobago

TO: **Nairob Smart**
Attorney-at-Law for the Claimant
Chief State Solicitor Department
Cabildo Chambers
Nos. 23-27 St. Vincent Street
Port-of-Spain

1. The first part of the document discusses the importance of maintaining accurate records of all transactions and activities. It emphasizes the need for transparency and accountability in financial reporting.

2. The second part of the document outlines the various methods and techniques used to collect and analyze data. It highlights the importance of using reliable sources and ensuring the accuracy of the information gathered.

3. The third part of the document discusses the challenges and limitations of data collection and analysis. It notes that while technology has advanced significantly, there are still many obstacles to overcome, such as data privacy and security concerns.

4. The fourth part of the document provides a detailed overview of the data analysis process, including the selection of appropriate statistical methods and the interpretation of results. It stresses the importance of critical thinking and the ability to draw meaningful conclusions from the data.

5. The fifth part of the document discusses the ethical considerations surrounding data collection and analysis. It emphasizes the need for researchers to adhere to strict ethical guidelines and to be transparent about their methods and findings.

6. The sixth part of the document provides a summary of the key findings and conclusions of the study. It highlights the importance of ongoing research and the need for continued collaboration and communication among researchers in the field.

7. The seventh part of the document discusses the implications of the findings for future research and practice. It suggests that the results of this study could have significant implications for the development of more effective data collection and analysis methods.

8. The eighth part of the document provides a final conclusion and a call to action. It encourages researchers to continue to explore the many challenges and opportunities associated with data collection and analysis, and to work together to advance the field.

9. The ninth part of the document discusses the importance of data literacy and the need for individuals to be able to understand and use data effectively. It suggests that data literacy should be a core skill for all individuals in the modern world.

10. The tenth part of the document provides a final summary and a list of references. It includes a list of the key sources used in the study and a final statement of the author's gratitude to the many individuals and organizations that supported the research.