

ELITE PARS

Law Firm

Legal Update Prepared for
Elite Pars Clients



Introduction

Established in 2019, Elite Pars is a boutique law firm with professional lawyers and legal minds as its core team. Lawyers at Elite Pars render legal advice on a wide range of matters in parallel to dealing with various local, regional and international arbitration and litigation cases.

Elite Pars draws strength from its diversity. We recruit from a wide variety of backgrounds, seeking out the best and those with the highest potential and we invest in their development. Our profound knowledge of assorted legal areas, enables us to efficiently guide our clients through the most complex matters they are facing. Furthermore, our practical experience provides us with insights that help us assist our clients in achieving their legal goals.

In case you have any queries regarding this document or would like to inquire as to how we could serve you best, please feel free to contact our partners Dr. Navid Sato and/or Dr. Nima Nasrollahi via n.sato@elitepars.com and/or n.nasrollahi@elitepars.com.



LEGAL UPDATE: MARCH 2022

RUSSIA'S DEMAND FOR A WRITTEN GUARANTEE TO BE EXEMPTED FROM IRAN RELATED SANCTIONS

On 5 March 2022, Sergey Lavrov, Russia's Minister of Foreign Affairs declared that sanctions against his country in response to the Ukraine invasion has created an obstacle in the Iran nuclear deal and warned that Russia's national interests must be taken into account in this case. In response, the US State Department stated that the new sanctions against Russia are not related to the JCPOA. Lavrov noted that Moscow is looking for a "very clear answer" that the sanctions would have no effect on Russia's trade-economic relations and investment in Iran, as stated in the JCPOA. The Russian Foreign Minister stressed that according to the JCPOA, Russia and China may assist Iran in its civilian nuclear program and in the framework of non-proliferation laws, and that sanctions (against Russia) will not interfere with these projects.

Lavrov emphasized that Russia needs to be reassured that the current process initiated by the United States does not interfere with their rights to conduct free economic trade and investment and technical-military cooperation with the Islamic Republic [Iran]". The statements of the Russian Foreign Minister were made at a time when the negotiations of reviving JCPOA have reached the so-called "final" stages.

According to Iranian media, Mohammad Eslami, head of the Atomic Energy Organization of Iran, has told the reporters that Tehran had agreed to submit the

documents required by the International Atomic Energy Agency "by the end of June at the latest" in order to resolve disputes with the IAEA. Mr. Eslami expressed the hope that the process of Iran's cooperation with the IAEA would be "natural and far from politics".

FACILITATION OF THE PROCESS OF ISSUING THE CERTIFICATE OF EXCLUSIVE INHERITANCE

Recently, the First Deputy of the Judiciary announced the "Instructions for Organizing and Accelerating the Process of Issuing the Certificate of Exclusive Inheritance and Writing the Will" for the implementation of the plan and document of judicial development and strengthen electronic judicial services to the people.

Based on this Instruction, the Dispute Resolution Development Center, the Legal and Judicial Affairs Department of the Judiciary, the Statistics and Information Technology Center and the State Property and Deeds Registration Organization are obliged to make maximum use of electronic proceedings, eliminate unnecessary steps and modify the process of issuing a certificate of exclusive inheritance and writing a will.

Accordingly, the information registered in the Civil Registration Organization is used to establish the inheritance relationship. In case of information deficiency or lack of access and if obtaining a witness certificate is necessary to establish a hereditary relationship, setting up an electronic testimony is sufficient and valid; unless the judicial authority deems it necessary to hear the testimony.

The Instruction emphasizes that the Center for Statistics and Information Technology is required to provide a platform for the electronic authentication of judicial documents for all persons. Also, the necessary infrastructure for electronic inquiries of the deceased official will, shall be provided by the State Property and Deeds Registration Organization.

The Judiciary Statistics and Information Technology Center is tasked with minimizing the possibility of human error in judicial decisions by smartening, automating, and electronizing judicial processes, and by using artificial intelligence capabilities to modify related systems.

IRAN'S MEMBERSHIP IN UNITED NATION COMMISSION OF INTERNATIONAL TRADE LAW (UNCITRAL)

Iran unanimously became a member of the United Nations Commission on International Trade Law. The General Assembly has elected 34 members to the United Nations Commission on International Trade Law (UNCITRAL). At the 61st plenary meeting of its 76th session on 15 March 2022, the General Assembly elected Afghanistan, Argentina, Armenia, Australia, Austria, Belarus, Brazil, Bulgaria, Chile, Colombia, Czechia, Democratic Republic of the Congo, India, Iran, Iraq, Israel, Italy, Kenya, Kuwait, Malawi, Mauritius, Morocco, Nigeria, Panama, Poland, Saudi Arabia, Somalia, Spain, Thailand, Turkey, Turkmenistan, Uganda, United States and Venezuela as members of UNCITRAL for a six-year term beginning on 27 June 2022.

The UNCITRAL's aim is to remove or reduce legal obstacles to the flow of international trade and progressively modernize and harmonize trade laws. It also seeks to coordinate the work of organizations active in this type of work and promote wider acceptance and use of the rules and legal texts it develops.

UNCITRAL membership is structured so as to be representative of different legal traditions and levels of economic development, and its procedures and working methods ensure that UNCITRAL texts are widely accepted as offering solutions appropriate to many countries at different stages of economic development.

Also, Iran had been a member in UNCITRAL in 2015. As a member state, it has been able to enact the Law on International Commercial Arbitration and the E-Commerce Law, based on the UNCITRAL Model Law. Obviously, Iran's membership can be useful in changing the country's trade laws and updating them, given the expansion of trade at the international level.



Dr. Navid Rahbar Sato

Managing Partner

Dr. Navid Rahbar Sato is a founding partner and the managing director of Elite Pars Law Firm. He is a qualified international and domestic lawyer in the Iranian market with a primary focus on cross border transactions and oil and gas law. With several years of experience, he has extensive comprehension of the national, regional and international commercial legal systems. He also handles litigation and arbitration cases where he sets out the legal strategies and heads the team in the process. He particularly advises clients on energy law, foreign direct investment, incorporation, mergers and acquisitions as well as import and export regulations in the region including sanctions' compliance matters.

Navid holds an SJD from Washington College of Law and is a Vanderbilt LL. M. graduate of NYU School of Law and an International Trade Law LLM graduate of the American University of Washington D.C. He is an assistant professor at Shahid Beheshti University of Tehran.

Navid speaks fluent Farsi and English, as well as basic French and Japanese.
Email: n.sato@elitepars.com



Dr. Nima Nasrollahi Shahri

Partner

Dr. Nima Nasrollahi Shahri is a founding partner at Elite Pars Law Firm and heads the energy, investment law and arbitration practices of the firm. He is a seasoned lawyer in the field of oil and gas and renewable energies and has advised major international oil companies with respect to their participation in Iranian oil and gas projects. He holds a PhD in International Investment Law and has completed the LL. M. program of University of Dundee in Petroleum Law and Policy. He has a long list of Persian and English publications and is currently the director of oil and gas law LL. M. program at the University of Science and Culture in Tehran where he is now supervising several dissertation theses, mostly related to the same field as well as commercial arbitration. Nima regularly does pro bono educational activities. He speaks Farsi, fluent English and intermediate French and Arabic.

Email: n.nasrollahi@elitepars.com

*Our team at Elite Pars, wishes you a happy
Nowruz!*



CONTACT US:

Tel. +98 21 22 01 6586

Fax. +98 21 22 01 8928

Email: Info@elitepars.com

www.elitepars.com

ADDRESS:

Second floor, 42 Soltani (Sayeh) St. Nelson
Mandela Ave. Tehran. 1967733818