



**EMBASSY OF THE ISLAMIC REPUBLIC OF IRAN  
CANBERRA, AUSTRALIA**

**20<sup>th</sup> December 2017**

**202/-6470**

**Hon Judge Richard Cogswell, SC**

**The President of the NSW Mental Health Review Tribunal (MHRT),**

**The Consulate Section of the Embassy of the Islamic Republic of Iran presents its compliments to the NSW Mental Health Review Tribunal (MHRT) and would like to advise that Mr. Saeed Dezfoull was a dual Iranian and Australian citizen, who has been in indefinite detention in NSW forensic system as a forensic patient since January 2002 and in the care and custody of your Tribunal.**

**To protest against what he has experienced and observed while incarcerated in the system he successfully renounced his Australian citizenship in August 2017 to repatriate to Iran. He is solely an Iranian Citizen now.**

**But in order to issue him his repatriation order to Iran, his treating Doctor Sathish Dayalan and you are requiring Mr. Dezfouli to get apprehended upon arrival in Iran and get confined and incarcerated in a secure mental health facility until released by the due process of the law which was stated in your determination dated 15 September 2017 after the last MHRT hearing of Mr. Dezfoull on 7 September 2017.**



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After consultation with the Ministry of Foreign Affairs in Iran and the relevant Iranian Government authorities we were advised that it would be unlawful, unfair and immoral for the Government of the Islamic Republic of Iran to confine and incarcerate Mr. Dezfouli in a secure mental health facility upon arrival in Iran and to deprive him from his right to freedom in Iran where Mr. Dezfouli has not been in Iran since November 1979 and has not broken any laws in Iran just because he was found not guilty due to mental illness in NSW in March 2004 for his index offence in January 2002 which he warned the authorities about it for months beforehand.

Just like Australia and any other country Iran has mentally ill people too who may desire to seek psychiatric treatment or not, and as long as they do not break any laws in Iran, the Iranian Government and the system will not take any punitive measurements against them and does not deprive them from their right to freedom. In that case Mr. Dezfouli is entitled under the laws in Iran to a "Fair Go" and to be free in Iran upon arrival.

Just like any other citizen in Iran, under Sharia laws Mr. Dezfouli has civil, legal and human rights and is entitled to be free and prosper in Iran as long as he does not break any law in Iran or commit an unlawful act. Whether or not he committed his index offence in NSW due to mental illness sixteen years ago (which is disputable) and has he got any mental illness or not it is his prerogative to seek psychiatric treatment in Iran and the Government of the Islamic Republic of Iran does not have any legal, moral, and ethical authority to deprive him his civil, legal, and human rights under the Sharia laws in Iran, especially since Mr. Dezfouli has suffered more than enough in the NSW mental health system since January 2002.



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Therefore, we would like to request you to not instruct the Government of the Islamic Republic of Iran how to treat and handle its citizen and not to meddle with the internal affairs of Iran and to refrain from interfering with our citizen's rights, liberty and freedom in Iran too.

We hereby would like to request you to issue Mr. Dezfouli's unconditional repatriation order to Iran as soon as possible and to put on end to sixteen years of bitter experiences in care and custody in your mental health system.

looking forward to hearing from you as soon as possible in this regard.

The Consulate Section of the Embassy of Islamic Republic of Iran avails itself of this opportunity to renew to the NSW Mental Health Review Tribunal, the assurances of its highest considerations.

Yours sincerely,

Consulate Section of the

Embassy of the Islamic Republic of Iran

Handwritten signature: *Mohammad Javad Eisa...*  
Official stamp: **MOHAMMAD JAVAD EISA**  
THIR... SECRETARY