

OPEN PEER REVIEW

The Necessity of Criminalizing Non-Standard Structures in Iranian Criminal Law

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1. Round 1

1.1. Reviewer 1

Reviewer:

The paragraph that introduces the necessity of a preventive approach to crime needs to emphasize how this concept aligns with the current legislative gaps in Iranian law. Consider adding a more explicit link between the policy and the legislation to make the argument clearer.

The summary of the Bylaw on Violations (1945) is well-done, but the paragraph could benefit from a deeper analysis of how these laws have failed to keep pace with urbanization.

The reference to the Plasco Building and Metropol Building disasters could be enriched by elaborating on the legislative responses, if any, that these events prompted.

In the paragraph detailing the Article 100 Commission, you state that its decisions are debated in nature. Clarify whether this debate is rooted in academic critique or practical implementation issues, and provide supporting evidence.

You describe the Commission as an administrative body, but the implications of its quasi-judicial nature are not fully explained. Consider expanding on how this dual role complicates law enforcement.

The sentence, "The article's note states that if the unauthorized action cannot be attributed to the owner..." (Islamic Penal Code, Chapter Six), could be clearer if you provide a concrete example illustrating this principle.

Authors revised the manuscript and uploaded the document.

1.2. Reviewer 2

Reviewer:

The section defining "building violations" should differentiate between violations that merely breach technical regulations and those that pose significant public safety risks. Adding this distinction can clarify the scope of your argument.

The sentence, "Building violations encompass the breach of urban planning, architectural, technical, and health regulations in construction" (Introduction), could be improved by specifying examples of how these breaches have historically impacted public safety.

The explanation of liability under the Islamic Penal Code (e.g., Article 517) lacks clarity on how the law differentiates between individual and corporate responsibilities. Please elaborate on this distinction to guide the reader.

The section on the Municipality Law would benefit from integrating perspectives from legal scholars or urban planners who have criticized the enforcement measures for being inadequate.

When discussing weaknesses in current construction laws, you mention "the structural deficiencies." This phrase could be followed by a comparative example from another country to contextualize the legislative shortcomings.

In the section on the need for preventive measures, the argument could be strengthened by specifying how public education and awareness campaigns have succeeded or failed in other jurisdictions.

Authors revised the manuscript and uploaded the document.

2. Revised

Editor's decision: Accepted.

Editor in Chief's decision: Accepted.