Misrepresentation and its elements in Iran and Egypt

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Therefore, we can say misrepresentation is drift apart of fraudulent, because misrepresentation is taken during the formation of the contract but fraudulent it takes place after the formation of a contract.

In addition, civil misrepresentation is difference of criminal misrepresent.

Elements of misrepresentation:

In accordance to Egypt civil code says; misrepresentation must be came fraud and hide simultaneously and the said misrepresent should be happened by one party's fault or his deputy.

On the other hands, in said misrepresent intentional silence of an event means a misrepresentation takes a place while in Iran civil code silence at the conclusion of the transaction it does not mean the contract has been accepted by the parties.

Also, deception must be deliberately and glamorous must intentionally be done and with intent to deceive interactive, so if the contract error at the conclusion of the contract it meant there's been no contract happened.

Now if the third resorted to misrepresentation the other party can not seek contract compensation unless he prove that the other party has informed.

One of the law authors has an interesting idea is about misrepresentation, he believes that cheated on the other side of the transaction apparently is sufficient as a result of the operation. (3)

Sometimes misrepresentation is a negative action, so some writers regardless the main difference between minor error and

2) Page 278, Title 1042, volume 5, contract rules, Dr, Nasere Katoziyan
3) Page 356, Developments in private law, misrepresentation article, DR, Parvize Osiyae.
4) Page 515, volume 1, civil law, DR, Hassan Emamai.
Commission to revise the law, Title 192, volume 2, quotes by Mazoo.
misrepresentation confirm that as soon as the misrepresentation has occurred by the third parties the contract is terminated.

In conclusion the most important thing at misrepresentation is deceive the other party and in the future we will consider the role of misrepresentation and the terms of the contractual agreement in Iran and the U.S.

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