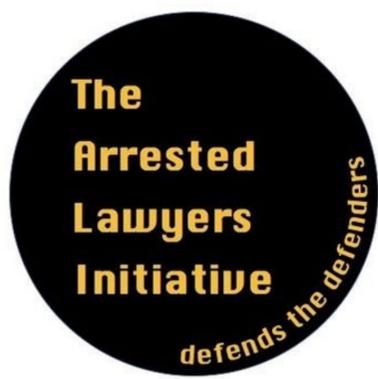


Factsheet on Turkey's Emergency Measures Inquiry Commission



The Turkish Government enacted thirty-two Emergency Decrees (ED) between 2016-July and 2018-July. Seventeen of these EDs targeted certain real and legal persons. With these Emergency Decrees, a total of 131,922 measures were taken. More precisely, # 125,678 individuals were dismissed from public service, # 2,761 legal persons were closed down and their assets were confiscated without compensation.

THE CRITERIA APPLIED for DISMISSALS

According to Venice Commission, 'dismissals lists' were produced on the basis of a combination of various criteria, namely,

- (i) having an account in the Bank Asya,
- (ii) using the messenger application ByLock,
- (iii) police or secret service reports,
- (iv) analysis of social media contacts,
- (v) donations made to certain legal persons,
- (vi) web-sites visited,
- (vii) being resident in student dormitories belonging to "parallel state" structure,
- (viii) sending children to schools associated with the Gulen Movement,
- (ix) subscription to Gulenist periodicals,
- (x) information received from colleagues from work or neighbors,
- (xi) being a manager or member of a trade union or association linked to the Gulen Movement,
- (xii) membership of a left-leaning teachers' union, named Egitim-SEN, also constituted a reason for dismissal.

JUSTIFICATION for DISMISSALS

The Emergency Decrees justified the measures that sanctioned for real and legal persons by:

- having 'membership, affiliation, relation or connection (cohesion) to' the Gulen Movement/Structure which was outlawed by the Turkish Government, or
- having 'membership of, affiliation, link or connection with terrorist organizations or structures, formations or groups which have been established by the NSC to perform activities against national security of the State'.

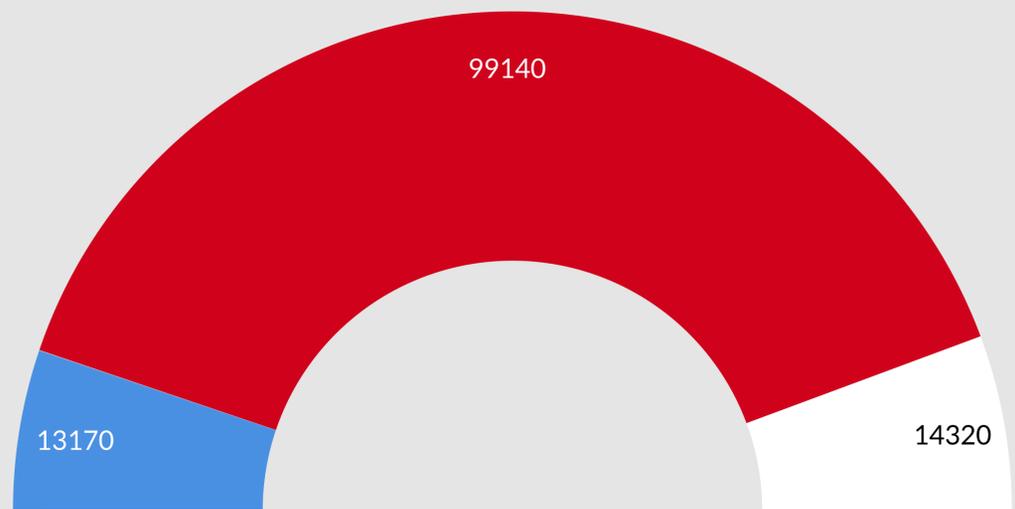
WHAT IS COHESION / CONNECTION?

Turkish word 'iltisak' which can be translated to English as 'cohesion' or 'connection' was not defined by the Emergency Decrees though it was the essential reason for the dismissals.

For the first time, Ankara Regional Administrative Court defined term of 'the connection'.

Definition of the 'Cohesion / Connection' made by the Ankara Regional Appeal Court: "Connection (cohesion) i.e. to moving as conjoined to one another, voluntarily submitting, facing the same direction, interpreting circumstances from the same viewpoint, conducting oneself with suggestions, instructions and directions of an organization or structure, and in doing so anticipating worldly or unworldly gains; as well as communication i.e. establishing voluntarily or involuntarily and for personal gains, one's own course of action by taking into account messages one receives either through personal contact or through the press, mass media or social media." (Decision No: 2019/246, 24 April, 2019)

Accepted (10.4%) Dismissed (78.29%) Pending (11.31%)



Stats on the Inquiry Commission's Work

As of December 31, 2020, the Commission, which consists of seven members, delivered 112,310 decisions within thirty six months, that is to say, the Commission delivered some 140 decisions per a working day.

The Inquiry Commission has, so far, considered 112,310 appeals. Of those, 99,140 (% 88.27) were dismissed, and only 13,170 (% 11.73) appeals were accepted. Only 61 of the acceptance decisions are related to 2,761 legal persons were closed down and their assets were confiscated without compensation.