

ADALET BAKANLIĞI
ULUSLARARASI HUKUK VE DIŐ İLİŐKİLER
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**INFORMATION NOTE ON THE DECREE-LAW NO. 683 OF 23 JANUARY 2017 ON
THE MEASURES TAKEN UNDER THE STATE OF EMERGENCY**

Aim

The Decree-Law no. 683 has been enacted under the state of emergency with a view to taking the necessary measures.

Measures with respect to public officials

A part of public officials having affiliation, contact or membership with terrorist organizations have been dismissed from the profession.

Public officials reinstated to their profession

124 public officials that had been dismissed from profession under the Decree-Laws previously enacted are reinstated to their duties as it was established as a result of the investigations that they did not have any connection and affiliation with terrorist organisations. Therefore, all the processes carried out with respect to those persons will be considered as null and void in terms of all their effects and consequences as from the publication of the Decree-Law. With a view to preventing any unjust treatment, the requests for review made by public officials that do not have any connection to terrorist organisations are dealt with in detail and the persons whose objections are accepted are reinstated to their profession.

Institutions and organisations which are closed

Two private television channels that are listed in the annex of the Decree-Law and that have membership, affiliation or connection with terrorist organisations or any structure, formation or group established to carry out activities against the national security by the National Security Council are closed. Their movable and immovable properties and their right to credit are transferred to the Treasury.

Associate Professorship applications

It is regulated that until judicial investigation or prosecution is concluded the process will be ceased for associate professorship applications of associate professor candidates suspended from the profession or having judicial investigation or prosecution because they are considered to have membership or affiliation or connection with terrorist organizations.

Assessment and conclusion

As understood from the measures briefly explained above, public officials that have connection or affiliation or contact with terrorist organizations were dismissed from profession. The aim of these dismissal decisions is to ensure the State's stability and public order and cease the danger of re-occurrence of coup attempt. Dismissal procedure is not applied in respect of the persons not having connection to terrorist organizations.

On the other hand, regulations have been made to reinstate some public officials to their profession as a result of review in order to prevent them from being subject to unjust treatment, and all their rights were reinstated.

Also, the scientists engaged in terrorist activities were also prevented from taking new titles.

As seen, the review mechanism developed in administrative aspect operates affectively and unjust treatments are being prevented. The Government takes measures, as far as the state of emergency necessitates, in order to ensure public order through showing utmost respect to human rights.