

**INFORMATION NOTE ON THE DECREE-LAW NO. 679 OF 6 JANUARY 2017 ON
THE MEASURES TAKEN UNDER THE STATE OF EMERGENCY**

INFORMATION NOTE ON THE DECREE-LAW

Aim:

The Decree-Law No. 679 has been enacted under the state of emergency with a view to taking the necessary measures.

Measures with respect to public officers:

The public officials having membership, affiliation or connection with terrorist organizations which have been established to pose a threat to national security and whose names are presented in the annex of this Decree-Law, have been dismissed from the profession.

Public officers reinstated to their profession:

277 public officers that had been dismissed from profession under the Decree-Laws previously enacted were reinstated to their duties as it was established as a result of the re-assessments 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 re-assessment made by public officers that do not have any connection to terrorist organisation are dealt with in detail and the persons whose objections are accepted are reinstated to their profession.

On the other hand, 1 person that had been dismissed from studentship pursuant to the Decree-Law No. 675 while being educated abroad was reinstated with all his rights.

Institutions and organisations which were closed:

83 associations that are listed in the annex of the Decree-Law and have membership, affiliation or connection with terrorist organisation or any structure, formation or group established to carry out activities against the State's national security by the National Security Council were closed. The value of all their movable and immovable properties was transferred to the Treasury.

Institutions and organizations which were reinstated:

By the Law No. 6749 it was decided that 7 associations and 11 newspapers which had been closed under the Decree-Law No. 677 and in respect of which re-assessments were made be re-opened and prevented from being subject to unjust treatment.

Refunding tuition fees:

It was established that the tuition fees paid in cash to the educational institutions closed under the Decree-Law No. 670 shall be refunded.

Assessment and conclusion:

As understood from the measures briefly explained above, public officers that have membership, affiliation, connection 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 officers to their profession and re-open some institutions and organizations as a result of a re-assessment in order to prevent them from being subject to unjust treatment, and all their rights were reinstated.

Also, the fees paid in cash are decided to be refunded for the purpose of protecting right to property.

As seen, the re-assessment 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.