



## TURKEY'S 3<sup>RD</sup> UNIVERSAL PERIODIC REVIEW (UPR) – 28<sup>th</sup> JANUARY 2020

### Fact Sheet on report

### Blacklisting Activities

Stakeholder submission by IAHRA Geneva (International Association for Human Rights Advocacy in Geneva), in cooperation with Foundation SERA (Stiftung für Erziehung, Ausbildung und Integration / Foundation for Education, Training and Integration).

#### SUMMARY

On July 20, 2016, after the coup attempt, the ruling Development and Justice Party (AKP) declared a state of emergency and started to govern the country through decree-laws on grounds that it had thwarted an abortive coup. Under this regime, the breaches of the Constitution became ordinary and there were massive human rights violations committed to the witness of the international community.

Relying on the decree-laws which are even against the Constitution, approximately 600,000 Turkish citizens directly and some 4 million citizens through kinship are exposed to civil death accusing them of having links or connection with a terrorist organization based on the profiling conducted before and after the coup attempt.

Without any legal basis, these profiling practices have been conducted collecting millions of people's personal data such as voting behaviour or signing a declaration, the Historical Traffic Search (HTS), Social Security Institution records, magazine or newspaper subscription, school and bank account records, and consequently thousands of people have been assigned as "terrorists". Most of the profiling lists have been prepared before July 15, because the lists also included the people who had retired, resigned or died months ago. These illegal profiling activities were realized not only in Turkey but also abroad.

Thousands of people have been either dismissed and/or arrested due to these profiling and some of them were tortured.

Moreover, the profiling practices in question have been victimized not only certain individuals, but also their relatives as the principle that punishment should be personal and lawful has not been respected.

#### **RECOMMENDATIONS**

Turkey should be urged to:

- **All public servants who have been dismissed from their jobs under the state of emergency decree-laws should be:**
  - **reinstated to their previous positions**
  - **compensated for any damages, including loss of earnings, mental harm, immaterial damages and costs associated with legal or expert assistance, medicine and medical services and psychological and social services**
- **Article 26 of the Law No. 7145, passed on July 15, 2018, should be repealed without delay**
- **All the victims in prisons who are in the same status should be released immediately**
- **All the perpetrators of the human rights violations should be identified and punished.**

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