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COUNCIL OF EUROPE
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Date: 25/11/2026

DH-DD(2026)1605

Documents distributed at the request of a Representative shall be under the sole responsibility of the said Representative, without prejudice to the legal or political position of the Committee of Ministers.

Meeting: 1577th meeting (December 2026) (DH)

Communication from the authorities (24/11/2026) concerning the case of Kavala v. Türkiye (Application No. 28749/18) and Kavala v. Türkiye (No. 2) (Application No. 2170/24)

Information made available under Rule 8.2a of the Rules of the Committee of Ministers for the supervision of the execution of judgments and of the terms of friendly settlements.

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Les documents distribués à la demande d'un/e Représentant/e le sont sous la seule responsabilité dudit/de ladite Représentant/e, sans préjuger de la position juridique ou politique du Comité des Ministres.

Réunion : 1577e réunion (décembre 2026) (DH)

Communication des autorités (24/11/2026) relative à l'affaire Kavala c. Türkiye (Requête n° 28749/18) et Kavala c. Türkiye (No. 2) (Requête n° 2170/24) ***[anglais uniquement]***.

Informations mises à disposition en vertu de la Règle 8.2a des Règles du Comité des Ministres pour la surveillance de l'exécution des arrêts et des termes des règlements amiables.

DH-DD(2026)1605: Rule 8.2a Communication from Türkiye
Documents distributed at the request of a Representative shall be under the sole responsibility of the said Representative, without prejudice to the legal or political position of the Committee of Ministers.

November, 2026

DGI
24 NOV. 2026
SERVICE DE L'EXECUTION DES ARRETS DE LA CEDH

Updated Information
***Kavala v. Türkiye* (Appl. no. 28749/18)**
***Kavala (No.2) v. Türkiye* (Appl. no. 2170/24)**

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1. The Turkish authorities would first like to state that the decisions of the Committee of Ministers ("the CM" or "the Committee of Ministers") adopted during the 1569th Human Rights meeting ("DH") were translated and distributed to the relevant authorities, including the Constitutional Court.
2. Pursuant to the decision taken at the 1569th Ministers' Deputies Human Rights meeting in September, the Government of the Republic of Türkiye would like to provide the following information on the execution of the above-mentioned judgments of the European Court of Human Rights (ECtHR).

Payment of the just satisfaction awarded by the ECtHR in the Kavala no.2 judgment

3. In *Kavala No.2* judgment, the ECtHR awarded the applicant EUR 70.000 in respect of non-pecuniary damage and EUR 43.342,57 in respect of costs and expenses.
4. In the Rule 9.1 submission to the CM on 9 September 2026 by the applicant's representative, it was stated that the applicant would submit the documents required for payment upon his/her release.
5. Nevertheless, the authorities would like to note that on 6 November 2026, a notification was sent to the applicant's representatives to provide the documents required for payment. In response, the applicant's representative requested that the applicant's right to compensation for non-pecuniary damage be reserved. The representative also requested that the amount awarded in respect of costs and expenses be paid.
6. The authorities undertake to make the outstanding payments to the applicant provided that the necessary documents are submitted within the stipulated timeframe.

Other Measures

7. The Turkish authorities would like to reiterate that Article 311 § 1 (f) of the Code of Criminal Procedure provides the opportunity to request the reopening of criminal proceedings within one year of a final judgment by the ECtHR finding a violation.
8. On 8 September 2026, the applicant lodged an application with the relevant court seeking retrial, a stay of execution of his sentence and his release.
9. Following this application, the 13th Assize Court requested a translation of the ECtHR's latest judgment from the Ministry of Justice. The translation of the judgment was completed and submitted to the said court on 2 October 2026.

10. On 13 October 2026, the trial court rejected this application. The Istanbul 13th Assize Court examined the applicant's request and, taking into account the pending applications before the Constitutional Court, concluded that the outcome of those proceedings should be awaited. Accordingly, it rejected the applicant's request. The applicant lodged an objection with the Istanbul 14th Assize Court on 2 November 2026. This court rejected this application on 13 November 2026 on similar grounds.
11. The applicant can apply to the Constitutional Court.

Conclusion

12. The Turkish authorities will continue to provide timely and further information on individual/general measures taken or foreseen. In line with this understanding, Turkish authorities state their commitment to continue to pursue a constructive dialogue with the Secretariat.