

THE CONSTITUTION OF THE TURKISH REPUBLIC

*III. Administration of State of Emergency*¹

ARTICLE 119- (Amended on 16 April 2017 by Article 12 of the Law no. 6771)

In the event of war, the emergence of a situation necessitating war, mobilization, an uprising, strong rebellious actions against the motherland and the Republic, widespread acts of violence of internal or external origin threatening the indivisibility of the country and the nation, emergence of widespread acts of violence aimed at the destruction of the Constitutional order or of fundamental rights and freedoms, serious deterioration of public order because of acts of violence, occurrence of natural disasters, outbreak of dangerous epidemic diseases or emergence of a serious economic crisis; the President of the Republic may declare state of emergency in one region or nationwide for a period not exceeding six months.

The decision to declare state of emergency shall be published in the Official Gazette on the date of the decision and shall be submitted for approval to the Grand National Assembly of Türkiye on the same day.

If the Grand National Assembly of Türkiye is in recess, it shall be immediately summoned; where it deems necessary, the Assembly may reduce or extend the period of, or lift, the state of emergency.

The Grand National Assembly of Türkiye may extend the period for a maximum of four months each time at the request of the President of the Republic. In the event of war, four-month limit shall not apply.

The financial, material and labour obligations to be imposed on citizens, the manner of restriction and temporary suspension of fundamental rights and freedoms in line with the principles of the Article 15, and the provisions to be applied and actions to be carried out in the event of state of emergency shall be regulated by law.

¹ The titles of this Article, which were stipulated as “*III. Extraordinary administration procedures*” and “*A. States of emergency*” were removed from the text by Article 12 of the Law no. 6771 dated 16 April 2017 and while the heading was stipulated as “*1. Declaration of state of emergency because of natural disaster or serious economic crisis*”, it was amended and inserted into the text.

In the event of state of emergency, the President of the Republic may issue presidential decrees on matters necessitated by the state of emergency, notwithstanding the limitations set forth in the second sentence of the seventeenth paragraph of the Article 104. Such decrees which have the force of law shall be published in the Official Gazette, and shall be submitted for approval to the Grand National Assembly of Türkiye on the same day.

Except in the case of inability of the Grand National Assembly of Türkiye to convene due to war or force majeure events, presidential decrees issued during the state of emergency shall be debated and decided in the Grand National Assembly of Türkiye within three months. Otherwise presidential decrees issued during the state of emergency shall be annulled automatically.