



*Permanent Representation
of Turkey
to the Council of Europe*

Strasbourg, 26 November 2015

Dear Director,

In response to the alert submitted by the European Federation of Journalists and the International Federation of Journalists, I am transmitting at annex the response of the Turkish Government.

Yours sincerely,

Erdoğan İşcan
Ambassador
Permanent Representative

Encl.:

- Information Note

Mr. Matjaž Gruden
Director
Directorate of Policy Planning
The Council of Europe

05 Nov 2015 - Form concerning "Two Turkish Journalists, Cevheri Güven and Murat Çapan, Charged with "Inciting Armed Rebellion" " submitted by EFJ/IFJ

Information provided by the Ministry of Justice of the Republic of Turkey

İstanbul Chief Public Prosecutor's Office has initiated an investigation as to the 2 November 2015 issue of Nokta magazine bearing the headline "Monday, 2 November 2015: the beginning of a civil war in Turkey", on charges of "publicly inciting people to committing crime and calling for revolt with the aim of distorting public order".

Upon the decision of the Istanbul 5th Magistrate Judge's Office and the Istanbul 8th Magistrate Judge's Office, the copies of the said issue of the magazine were seized and access to the website sharing the content published in Nokta magazine was blocked, as per Article 214 of the Turkish Criminal Code, Article 25 of the Press Law and Article 8 of the Turkish Criminal Procedure Code.

On 3 November 2015, Cevheri Güven and Murat Çapan, two professionals working for Nokta magazine, were arrested upon the order of the Istanbul 8th Magistrate Judge's Office, on charges of their responsibility for the content of the said issue of the Nokta magazine which contain writings and comments portraying Turkey in a "state of civil war" before the general elections held on 1 November 2015; displaying the President and other State officials of Turkey as responsible for such an atmosphere; considering terrorist acts against Turkey as "revolts" and blaming State officials and publicly inciting people to committing crime and calling for revolt to distort the public order in the country following the Turkey's general elections on 1 November 2015.

The investigation still continues.