



Project on Improving the Effectiveness of Investigation of Allegations of Ill-treatment and Combating Impunity

PROGRAM

INTERNATIONAL CONFERENCE

International and national perspective and challenges in dealing with ill treatment allegations concerning disadvantaged groups

**2 May 2019, Ankara
Judge House**



Project on Improving the Effectiveness of Investigation of Allegations of Ill-treatment and Combating Impunity

Fact Sheet

The aim of the International Conference is to raise awareness about relevant case-law of the European Court of Human Rights (ECtHR) in relation to the effective investigation of allegations of ill-treatment of disadvantaged groups (LGBTI, migrants, Roma, religious and ethnic minorities). It will have comparative focus, but will also refer to identified problems in Turkey through the ECtHR case-law and measures employed at national level to execute latter's judgments. Furthermore, it will serve to discuss about shortcomings and challenges in national procedures and mechanisms and to incite discussions for proposing solutions. Finally, the conference will tackle the issue of the increased domestic violence and raise awareness of having more preventive and combating measures to reduce and adequately punish the perpetrators. In that context GREVIO findings on Turkey will be presented.

The conference time will be devoted to presentations and discussions in three discussion panels, each addressing a particular issue:

1. Dissemination of the relevant case law of the European Court of Human Rights (ECtHR) and national jurisprudence in relation to in relation to effective investigations of allegations of ill-treatment of disadvantaged and vulnerable groups; Comparative and Turkish Context;
2. Challenges in execution of judgments of the ECtHR; Good practices and shortcomings in that context;
3. Impact on legal and procedural reforms related to issues of migrants and foreigners;
4. Challenges related to prevention and combating violence against women: International standards and Turkish perspectives, including findings of GREVIO report on Turkey.



Project on Improving the Effectiveness of Investigation of Allegations of Ill-treatment and Combating Impunity

09.00-09.30 Registration

09.30-10.00 Opening Remarks

- Mr Michael INGLEDOW Head, Council of Europe Programme Office in Ankara
- Dr. Hacı Ali Açıkgül, Head of Human Rights Department, Ministry of Justice

I. Panel discussion:

Effective investigation of ill treatment allegations in relation to disadvantaged and vulnerable groups

Moderator: Ms Elena Jovanovska Brezoska, Project Coordinator, Council of Europe

10:00-10:45 Developments of the case-law of the European Court of Human Rights in relation to effective investigations of allegations of ill-treatment of disadvantaged groups

- ▶ Ms Nona Tsotsoria - former judge of the European Court of Human Rights elected for Georgia

10:45-11:00 Discussion (Q &A)

11:00-11:20 Coffee break

11:20-11:50 Developments of the national case-law (Constitutional Court or Court of Cassation) in relation to torture and ill-treatment of disadvantaged groups

- ▶ Mr Hüseyin KAYA, Constitutional Court, Rapporteur Judge

11.50-12:20 Challenges in execution of judgments of the European Court of Human Rights concerning domestic violence

- ▶ Ms Clare Ovey, Head, Department of the Execution of ECtHR judgment

12.20-12.45 Discussion (Q &A)

12.45-13.45 Lunch break

II. Panel discussion: Jurisprudence, shortcomings and impact on legal and procedural reforms for disadvantaged groups, with focus on migrants

Moderator: Mr Selim Doğanay, Department of Human Rights, Ministry of Justice



Project on Improving the Effectiveness of Investigation of Allegations of Ill-treatment and Combating Impunity

13.45 - 14.30 Challenges and shortcomings in relation to effective investigation of ill treatment allegations of disadvantaged groups, with focus on migrants (overview of the case-law of the European Court of Human Rights)-45 min

- ▶ Ms Yasemin Cag, Registry of the European Court of Human Rights, Council of Europe

14.30 -15.00 Turkish Example: Turkish Law No. 6458: Rights, administrative mechanisms and procedures for migrant –oriented disadvantaged groups

- ▶ Ms Gamzegül Çakır, Ministry of Interior, Directorate General of Migration Administration

15.00-15.25 Turkish Example: Victim Rights in relation to migrants and other disadvantaged groups and issues encountered in the effective investigation of allegations of treatment against these groups

- ▶ Mr Ramazan Gürkan, Ministry of Justice, Head of Department, Department of Victim Rights

15:25-15:45 Discussion (Q &A)

15.45-16:00 Coffee Break

III. Panel discussion: Violence against Women and related issues: legal framework and practice to effective investigations, prosecution services and court proceedings

Moderator: Mr Murat Öksüz, Public Prosecutor, Court of Cassation.

16.00-16.25 Challenges concerning violence against women (National context)

- ▶ Mr Mustafa Çadır, Department Head, Department of Women Policies, General Directorate on the Status of Women, the Ministry of Family, Labour and Social Services

16.25-16.45 Investigation, Prosecution and Procedural Law and Protective Measures

- ▶ Mr Mehmet Fatih Kırbaş, Ministry of Justice, Department of Human Rights, Rapporteur Judge

16:45-17:20 Discussion and closing remarks