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## ANAYASA MAHKEMESİNE BİREYSEL BAŞVURU SİSTEMİNİN DESTEKLENMESİ ORTAK PROJESİ

### JOINT PROJECT ON SUPPORTING THE INDIVIDUAL APPLICATION TO THE CONSTITUTIONAL COURT IN TURKEY



Roundtable Meeting:

**AGENDA**

5-6 November 2018

Adana

Emerging issues in Individual  
Application to the  
Constitutional Court

Divan Hotel



5 November 2018

Ball

Monday

Hall

08.30 Registration

09.00 **Opening Speeches**

Michael Ingledow, Head of Ankara Programme Office, Council of Europe  
Filiz Saraç, Member of the Executive Board, Union of Turkish Bar Associations

Hakan Kuzu, President of Adana Court of Appeals

Sabri Beytorun, Chief Public Prosecutor of Adana Court of Appeals

Kadir Özkaya, Member of the Constitutional Court

09.40 **General information on individual application to the Constitutional Court**

Ayhan Kılıç, Chief Rapporteur for Sections, Constitutional Court

10.10 **Overview of the judgments of the Constitutional Court under the light of the case laws of the ECtHR and the concept of legal remedy complaint**

Zeynep Ucar Tagney, Senior Lawyer, ECtHR

10.40 *Coffee Break*

11.00 **First Session: Right to a fair hearing within the context of the right to a fair trial (Right to a reasoned judgment, the right to witness, the right to legal assistance)**

*Chair:* Vahit Baltacı, Member of Adana Court of Appeals

*Speakers:*

Zehra Gayretli, Assistant Rapporteur, Constitutional Court

Dr İhsan Baştürk, Member of 19<sup>th</sup> Criminal Chamber, Court of Cassation

Attorney Ekrem Dönmez, President of Hatay Bar Association

12.00 Discussion, Question – Answer

12.30 *Lunch*



**5 November 2018**

Monday

Ball

Hall

**13.30 Second Session: Obligation of effective investigation within the context of right to life and prohibition of torture and ill-treatment**

*Chair:* Sabri Beytorun, Chief Public Prosecutor, Adana Court of Appeals

*Speakers:*

Hüseyin Kaya, Rapporteur, Constitutional Court

Berrin Aksoyak, Member of 7<sup>th</sup> Criminal Chamber, Court of Cassation

Dr Erkan Duymaz, İstanbul University, Faculty of Political Sciences

14.30 Discussion, Question – answer

15.00 *Break*

**15.20 Third Session: Reasoned judgment within the context of the right to person's liberty and security**

*Chair:* Attorney Veli Küçük, President of Adana Bar Association

*Speakers:*

Ömer Mencik, Rapporteur, Constitutional Court

Kıvanç Odabaşoğlu, Member of Adana Court of Appeals

Associate Prof Tolga Şirin, Marmara University, Faculty of Law

16.20 Discussion, Question – Answer

17.00 **End of the First Day**



**6 November 2018**

Tuesday

Ball

Hall

09.00 **Fourth Session: Principles on equality of arms and adversarial trial within the context of the right to fair trial and the right to person's liberty and security**

*Chair:* Mehmet Ali Çolak, President of Adana Justice Commission

*Speakers:*

Hüseyin Turan, Rapporteur, Constitutional Court  
Attorney Bilgin Yeşilboğaz, President of Mersin Bar Association  
Dr Serdar Talas, İstanbul University, Faculty of Law

10.10 Discussion, Question - Answer

10.40 *Break*

11.00 **Fifth Session: Protection of dignity and honour within the context of freedom of expression**

*Chair:* Ömer Faruk Yurdagül, Chief Public Prosecutor of Adana

*Speakers:*

Derya Atakul, Assistant Rapporteur, Constitutional Court  
Murat Öksüz, Public Prosecutor, Court of Cassation  
Vahit Baltacı, President of Chamber, Adana Court of Appeals

12.00 Discussion, Question – Answer

12.30 **Closing remarks**

Kadir Özkaya, Member of the Constitutional Court

13.00 *Lunch*

14.00 **End of the programme**