
BALKAN NETWORK TEMPLATE TURKEY

TURKEY

Official name in original language:	HAKİMLER VE SAVCILAR YÜKSEK KURULU
Official name in English:	THE HIGH COUNCIL OF JUDGES AND PROSECUTORS
Address:	Emniyet Mahallesi, Mevlana Bulvarı No:36 Yenimahalle/ ANKARA 06330
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Brief history	The High Council of Judges and Prosecutors is established upon 2010 Constitutional Referendum. The Council relies on article 159 of the Constitution of Turkey. According to this article, The Council shall be established and shall exercise its functions in accordance with the principles of the independence of the courts and the security of the tenure of judges
Legal acts regulating the Status of the Organization:	Turkish Constitution article 159 and The Law No. 6087 on the High Council of Judges and Prosecutors
Composition (Generally)	
	1. Total number of members: 22
	2. Term of office of the members 4 year
	3. Election process: 16 of them selected by their peers
	4. Is there a possibility to be renewed as a member? Yes, there is
	5. Do the members have a full-time position or not? They are full time members

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Is there a majority of Judges?

Yes, there is majority of judges(16 out of 22)

Presidency
(Generally)

Minister of Justice is the president of the High Council.

Role of the Presidency

The President of the Council appoints the Secretary general of the Council from among three candidates proposed by the plenary session and five deputy secretaries general from among the judges and prosecutors allocated as first class are appointed by the President of the Council. The President of the Council can only attend the plenary session meetings, but not the Chamber meetings. He also cannot attend the Plenary session meeting concerning the disciplinary matters of the judges and prosecutors.

Main Competences of the Council:

1. Career of judges and/or prosecutors:

The HCJP has the authority to conduct the following procedures concerning the civil and administrative judges and prosecutors: admission to the profession, appointment, transference, granting temporary authorization, promotion, allocating as first class, distributing cadres.

2. Judicial training:

The High Council does not have a competence on judicial training. It is a duty of another independent body, The Justice Academy of Turkey.

3. Discipline:

The HCJP has the authority concerning rendering decisions about disciplinary punishments and suspension from office.

4. Ethics:

The High Council has ratified the Bangolar Judicial Ethics Code. In addition it has been composing its own judicial ethics code under cooperation with the EU.

5. Opinions on legislation/other opinions:

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6. Others:

**Status of decisions
(Opinion, authorization,
recommendation, decision)**

**Supervision
(Transparency)**

1. Over the Council:

2. Over the decisions:

The HCJP has an effective internal objection mechanism. Objections can be raised against the decisions of the chambers to the Plenary Session. Decisions of the HCJP for dismissal from profession shall be subject to judicial review.

International relations

1. Global relations:

The High Council has many relations with counterpart bodies of other countries as well as international bodies such as the ENCJ, CCJE, CCPE, THE IAP.

2. Regional relations:

Turkish Speaking Countries Judicial Councils Network(Azerbaijan, Kazakhstan, Kirgizstan)

3. Bilateral relations:

Lithuanian Judicial Council, Mongolian Judicial Council, Russian Judicial Council, Italian Judicial Council, Qatar Judicial Authority, The USA MoJ.

Ongoing projects

1. With the European Union:

- Strengthening Judicial Ethics in Turkey
- Improving the Institutional Capacity of the High Council of Judges and Prosecutors of Turkey.
- Improving Inspection Standards for Impartial and

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Independent Judiciary

-Strengthening the High Council's Efficiency for Impartial and Independent Judiciary

2. Regional:

3. Internal:

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