

WHICH SITUATIONS CAUSE ADMINISTRATIVE DETENTION?

If you have entered Turkey irregularly/ If your entry visa to Turkey has expired / If you do not have a residence permit or your residence permit has expired / If as an asylum seeker or as a refugee you are located outside the borders of your designated satellite city / If you are apprehended while attempting to leave Turkey irregularly / Other situations where you do not possess a document granting you the official right to stay in Turkey.

APPLICATION OF INTERNATIONAL PROTECTION/ASYLUM REQUEST

Authorities present in the detention center are entitled to receive your application / It is free of charge /You may make your request either written or oral form to the authorities, and in your own language / It is recommended that the request be made in writing, so it is recorded properly / You may contact with United Nations High Commissioner for Refugees (UNHCR) in relation to your application /Your asylum application and your personal data must be kept confidential by the Turkish state authorities, and they are prohibited from sharing this information with the officials in your country.

BASED ON THE TURKISH PENAL CODE, WHAT CAN BE CONSIDERED A CRIMINAL CHARGE?

Drugs crimes (production, sale, use, supply etc of drugs) / Homicide / Felonious injury/ Burglary/ Robbery/ Pandering (pimping)/possession of weaponry (Firearms and cutters) /Smuggling (goods and humans) / And similar considered as a criminal offense across the globe.

DURING ALL THESE PROCESSES:

There can be no act committed that is against human dignity and honor / There can be no torture or ill treatment / You cannot be prevented from the use of your legal rights noted above / You cannot be forced to sign any document that you don't understand/ You cannot be forced to give a statement, or to testify without a translator/ Upon your request, you have the right to legal assistance during the entire process/ Upon your request, you have the right to referral to a doctor or a hospital for medical treatment

Contact Information for Beneficial Organizations

United Nations High Commissioner for Refugees (UNHCR)

Tiflis Cad. 552. Sok. No: 3 Sancak Mah.
06550 Ankara
Tel: +90 (312) 409 70 00
Fax: +90 (312) 441 21 73
Web: www.unhcr.org.tr

International Organization for Migration

Kamer Hatun Mah. Hamalbaşı Cad.
No: 22/7-8 34430 Beyoğlu, İstanbul
Tel: +90 (212) 293 50 00
Fax: +90 (212) 249 27 33
E-posta: iomistanbul@iom.int
Web: www.turkey.iom.int

istanbul Bar Association

Orhan Adli Apaydım Sokak Baro Han Kat: 2
34430 Beyoğlu/İstanbul
Tel: +90 (212) 251 6325
Fax: +90 (212) 293 8960
E-posta: info@istanbulbarosu.org.tr
Web: www.istanbulbarosu.org.tr

Contact (For Questions)
giaa@hotmail.com.tr

This leaflet is prepared by the
Lawyers Network for Migrants

This brochure aims to provide information about the rights of those refugees who are detained. Demand your rights! Regardless of your particular condition, it is your fundamental human right not to be subjected to treatment that damages human dignity and honour!

Detention Procedures and Rights for Migrants

The security forces (police, gendarmerie, coast guard, etc) in Turkey can detain foreigners on two main legal grounds:

1. If you do not own a document granting you the official right to stay in Turkey (administrative detention)
2. If you are suspected of a crime (detention) Your rights and the legal procedures are different in either case..