

Constitutional Court of the Republic of Turkey

INDIVIDUAL APPLICATION STATISTICS

(23/9/2012 - 31/12/2018)



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Table 1: Number of Received/Decided Applications by Year

	2012	2013	2014	2015	2016	2017	2018	Toplam
Received	1.342	9.897	20.578	20.376	80.756	40.530	38.186	211.665
Applications	% 1	% 5	% 10	% 10	% 38	% 19	% 18	
Decided	4	4.924	10.926	15.378	16.100	89.653	35.395	172.380
Applications*	% 0	% 3	%6	%9	%9	% 52	% 21	
Total Ratio	% 0	% 50	% 53	% 75	% 20**	% 221***	% 93	% 81,4

* There may be a little change, compared to the previous statistics, in the examination ratio of the received applications as the file is closed in case of an admissibility decision on administrative grounds and reopened upon the acceptance of the objection to the inadmissibility decision.

** The ratio of the files excluding the applications made within the scope of the Commission for the Examination of Proceedings under the State of Emergency is 85%.

*** The ratio of the received applications is 90% excluding 72.134 files decided to be inadmissible due to non-exhaustion of legal remedies after the establishment of the Commission for the Examination of the Proceedings under the State of Emergency.



 Table 2: Number of Pending Individual Applications*

2013	2014	2015	2016	2017	2018
9	148	797	2.665	7.191	28.475
% 0	% 0,4	% 2	% 6,8	% 18,3	% 72,5
* Showing the nu as of 31.12.2018	s: 39.285 : 211.665				

Pending Applications / Total Applications : %18,6



Table 3 : Decided Applications per Judgment Type



* Rejection, strike-out, and closing of applications.

** The number of Joindered Application is also included.

*** There may be a little change, compared to the previous statistics, in the examination ratio of the received applications as the file is closed in case of an inadmissibility decision on administrative grounds and reopened upon the acceptance of the objection to the inadmissibility decision.

Total : 172.380



Number of files finding a

Violation

Table 4: Ratio of Violation Judgments

Based on the Total of decided Files

Based on Judgment finding a Violation

Including files decided on not exhausting legal remedies within the scope of the state of emergency**



easonable time) be tried within a

a Violation



* In the calculations excluding the right to a trial within a reasonable time the number of files finding a violation of the right to a trial within a reasonable time (2.339) is extracted from the total number.

** 72.134 files decided to be inadmissible due to non-exhaustion of legal remedies after the establishment of the Commission for the Examination of the Proceedings under the State of Emergency.





* Files decided to be admissible, but finding no violation in the examination of merits.

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Table 7: Number of Individual Applications examined as to the Merits (Including the right to a trial within a reasonable time and Joinder of Applications)





Table 8: Number of Individual Applications in which at least one right was decided to have been violated (Excluding the right to a trial within a reasonable time, including Joinder of Application)



TOTAL : 4.801



Table 9: Number of Individual Applications examined as to the Merits (Excluding the right to a trial within a reasonable time, including Joinder of Applications)



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Table 10: Judgments finding a Violation by Rights and Freedoms (Including the right to a trial within a reasonable time and Joinder of Applications)*





Total : **7.333**

	2.152	261	178	135	104	85	68	51	30	28	19	10	10	6	5	3
	29,3 %	3,6 %	2,4 %	1,8 %	1,4 %	1,2 %	0,9 %	0,7 %	0,4 %	0,4 %	0,3 %	0,1 %	0,1 %	0,1 %	0,1 %	0 %
Right to a fair trial	Right to property	Freedom of expression	Right to respect for private and family life	Right to personal liberty and security	Prohibition of discrimination	Right to life	Prohibition of torture and ill-treatment	Freedom of organisation	Right to assembly and demonstration	Right to protect one's spiritiual and material existence	Presumption of Innocence	Principle of legality in crimes and punishment	Right to an effective remedy	Right to elect, be elected and engage in political activities	Freedom of religion and conscience	Right to education



Table 11: Judgments finding a Violation by Years (Based on Rights and freedoms) (Including the rigth to a trial within a reasonable time and Joinder of Applications)*

Total: 7.333



*More than one right may be decided to have been violated in one application.

Table12: Judgments finding a Violation by Rights and freedoms (Excluding the right to a trial within a reasonable time, including the Joinder of Applications)*



Total: 4.994

2.152 43,1 %

	1.849 37 %	261 5,2 %	178 3,6 %	135 2,7 % 六	104 2,1 %	<mark>85</mark> 1,7 %	68 1,4 %	51 1 %	30 0,6 %	28 0,6 %	19 0,4 %	10 0,2 %	10 0,2 %	6 0,1 %	5 0,1 %	3 1 %
Right to property	Right to a fair trial	Freedom of expression	Right to respect for private and family life	Right to personal libert and security	Prohibition of discrimination	Right to life	Prohibiton of torture and ill-treattment	Freedom of organistaion	Right to assembly and demonstration	Right to protect one's spiritual and material excistence	Presumption of innocence	Principle of legality in crimes and punishment	Right to an effective remedy	Right to elect, be elected in political activities	Freedom of Religion and conscience	Right to education

*More than one right may be decided to have been violated in one application.



Table 13: Judgments finding a Violation by Years (On the basis of rights and freedoms) (Excluding the right to a trial within a reasonable time, including the Joinder of Applications)*



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Total: **4.994**

*More than one right may be decided to have been violated in one application.

Table 14: Judgments finding a Violation of the Right to a Fair Trial (Including the right to a trial eithin a reasonable time and Joinder of Applications)*



*More than one right may be decided to have been violated in one application.

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** Others: Right of self - defence, right of effective participation to the trial, right of enforcement of decision etc.



Table 15: Judgments finding a Violation of the Right to a Fair Trial (Based on Guarantees) (Including the right to a trial within a reasonable time and Joinder of Applications)*

Total: **5.140**



*More than one guarantee may be decided to have been violated within the scope of the right to a fair trial.

Table 16: Judgments finding a Violation by Rights (Including the right to a trial within a reasonable time and Excluding Joinder of Applications)*



2.239 70,8 %

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. E

	308 9,7 %	133 4,2 %	108 3,4 %	107 3,4 %	71 2,2 %	62 2 %	<mark>36</mark> 1,1 %	26 0,8 %	17 0,5 %	15 0,5 %	10 0,3 %	9 0,3 %	8 0,3 %	6 0,2 %	5 0,2 %	C
ght to a fair trial	ght to property	Right to respect for private and family life	Freedom of expression	Right to personal liberty and security	Right to life	Prohibition of torture and ill-treatment	Freedom of association	Right to protect one's material and spiritual existence	Presumption of innocence	Right to assembly and demonstration	² rohibition of discrimination	² rinciple of legality in crimes and punishment	Right to an effective Temedy	light to elect, to be elected ind engage in political activites	⁻ reedom of religion and conscience	

*More than one right may be decided to have been violated in one application. Calculated only with regard to decided files without the consideration of joindered applications.

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3 0,1 %

Right to education

Total: 3.163

Table 17: Judgments finding a Violation by Rights (Including the right to a trial within a reasonable time and Joinder of Applications)*



Total: 1.435

17

511	308	133	108	107	71	62	36	26	17	15	10	9	8	6	5	3
35,6 %	21,5 %	9,3 %	7,5 %	7,5 %	4,9 %	4,3 %	2,5 %	1,8 %	1,2 %	1 %	0,7 %	0,6 %	0,6 %	0,4 %	0,3 %	0,2 %
Right to a fair trial	Right to property	Right to respect for private and family life	Freedom of expression	Right to personal liberty and security	Right to life	Prohibition of torture and ill-treatment	Freedom of association	Right to protectone's material and spiritual existence	Presumption of innocence	Right to assembly and demonstration	Prohibition of discrimination	Principle of legality in crimes and punishment	Right to an effective remedy Right to elect, to be	Right to elect, be elected and engage in political	Freedom of religion and conscience	

*More than one right may be decided to have been violated in one application. Calculated only with regard to decided files without the consideration of joindered applications.