

EXTERNAL (for general distribution)

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Further information on UA 136/94 (EUR 44/24/94, 6 April 1994) - "Disappearance"
/ Extrajudicial Execution

TURKEYNecati Ayd_n, former President of Health Workers' Union, Diyarbak_r
Branch, aged 30
Mehmet Ay, aged 21

On 9 April 1994, three bodies were found in a field 40 kilometres outside Diyarbak_r. Two of the dead were identified the same day by relatives as Necati Ayd_n and Mehmet Ay. The identity of the third body has not been established.

Necati Ayd_n and Mehmet Ay had "disappeared" after being detained on 18 March by the Anti-Terror Branch of Diyarbak_r Police. They were last seen alive in the State Security Court in Diyarbak_r on 4 April when they were brought before the prosecutor there. On this occasion they were seen by several people including the lawyer Sezgin Tanr_kulu. The prosecutor demanded that they should remain in custody, but the interrogating judge ordered their release. The prosecutor lodged an objection to this decision with State Security Court No. 3, which was rejected. However, the detainees were not released but presumably brought out by the back door of the court building and taken to an unknown destination. Their relatives waited for them in vain outside the court until late that evening.

On 5 April the families applied to the prosecutor for information as to the whereabouts of their relatives. He told them that the detainees had been released, denying that they had been rearrested, and suggested that they apply elsewhere for information. The Emergency Region Governor and other authorities likewise denied that the two men had been rearrested.

The three bodies, buried side by side about one metre deep, were found on 9 April by villagers working in a field near the village of Ka_tl_. The bodies were bruised and had been killed by a bullet in the head. They bodies were clothed and had been recently buried, as the wounds they bore were still bleeding. A ring was found in the pocket of one of the dead which carried the name of Necati Ayd_n's wife. The villagers notified the Ka_tl_ Gendarmerie Post nearby. The prosecutor from Bismil came and examined the bodies which were then taken to Diyarbak_r State Hospital, after the clothes and other items had been removed.

BACKGROUND INFORMATION

The arrests originally took place on the 18 March in the house of Necati Ayd_n's elder brother Hafif in Diyarbak_r. Hafif Ayd_n was also detained as were his wife Hüsniye, their children Hilal (17), Meral (16), Velat (15), Berfin (8) and Evin (6). Necati Ayd_n's wife, Süheyla, and their children, Deniz and Yasemin, were also detained. After four days, all but Necati Ayd_n, his daughter Yasemin and Mehmet Ay were released. Their detention by the Anti-Terror Branch of Diyarbak_r Police Headquarters was confirmed by the prosecutor at the State Security Court in Diyarbak_r on 25 March. On 29 March Yasemin Ayd_n was released.

FURTHER RECOMMENDED ACTION: Please send telegrams/telexes/faxes/express and airmail letters in English or your own language:

- expressing deep concern about the murder of Necati Ayd_n, Mehmet Ay and an unidentified third man whose bodies were found on 9 April, after Necati Ayd_n and Mehmet Ay "disappeared" in detention in Diyarbak_r, having last been seen in the State Security Court there on 4 April;
- demanding that every step possible is undertaken without delay to find those responsible for this triple murder and to bring them to justice;
- urging that the identity of the third victim be established as soon as possible;
- requesting to be informed of his identity and of the results of the murder investigation;
- calling for urgent measures to stem the alarming increase in "disappearances" and extrajudicial executions.

APPEALS TO:

1) Minister of the Interior:

Mr Nahit Ment_e

_çi_leri Bakanl____

06644 Ankara, Turkey

Telegrams: Interior Minister, Ankara, Turkey

Faxes: +90 312 428 4346

Salutation: Dear Minister

2) Prime Minister:

Mrs Tansu Çiller

Ba_bakanl_k

06573 Ankara, Turkey

Telegrams: Prime Minister, Ankara, Turkey

Telexes: 44061/44062/44063 bbmt tr; 42099 basb tr; 42875 bbk tr

Faxes: +90 312 417 04 76 PRIME MINISTER

+90 312 230 88 96 (attn: Prime Minister)

Salutation: Dear Prime Minister

3) Emergency Legislation Governor:

Mr Ünal Erkan

Ola_anüstü Hal Valisi

Diyarbak_r, Turkey

Telegrams: Olaganustu Hal Valisi, Diyarbakir, Turkey

Telexes: 72110 OHVT TR; 72084 DYVA TR "please forward to the Governor"; 72090

JASY TR

Faxes: +90 412 222 6174 (telephone first for fax to be switched on)

Salutation: Dear Governnor

COPIES OF YOUR APPEALS TO:

President of the Parliamentary Human Rights Commission:

Mr Sabri Yavuz

nsan Haklar Ara_t_rma Komisyonu Ba_kan_

TBMM

Ankara, Turkey

Faxes: +90 312 420 5394

and to diplomatic representatives of Turkey accredited to your country

PLEASE SEND APPEALS IMMEDIATELY. Check with the International Secretariat,

or your section office, if sending appeals after 24 May 1994.