

European Communities

EUROPEAN PARLIAMENT

Working Documents

1982-1983

7 FEBRUARY 1983

DOCUMENT 1-1237/82 /rév.

MOTION FOR A RESOLUTION

tabled by Mr SIEGLERSCHMIDT, Mr FELLERMAIER
and Mr GLINNE
on behalf of the Socialist Group

and Mr VON HASSEL, Mr BARBI, Mr GONDIKAS and Mr SCHALL
on behalf of the Group of the European People's Party
(CD Group)

with request for urgent and topical debate
pursuant to Rule 48 of the Rules of Procedure

on the Turkish extradition requests

PE 83.165 /rév.

Or. De.

The European Parliament,

- A. aware of the fact that since the military takeover in September 1980 the Turkish Government has, according to its own figures, requested the extradition of well over 100 Turkish citizens living in democratic countries on suspicion of having committed criminal acts,
 - B. informed that about 90 of these persons are resident in Member States of the Community - the vast majority in the Federal Republic of Germany,
 - C. concerned that most of these Turkish citizens claim to have left their homeland for political reasons on account of actual or feared persecution,
 - D. disturbed that the charge of non-political criminal offences has in a number of cases proved to be dubious either because the offence had originally been alleged to be politically motivated or because the extradition proceedings were instituted following anonymous denunciations in the country of residence,
 - E. having regard to the common constitutional traditions of the Member States of the Community, which include respect for fundamental rights, in particular the right to political asylum,
 - F. convinced that these common constitutional traditions rule out compliance with a request for extradition if this could place the person concerned in danger of political persecution or violation of his human rights,
1. Calls upon the bodies in the Member States concerned with extradition requests to examine requests for extradition from the Turkish Government with particular care;
 2. Asks these bodies to consider that it is necessary in cases of this kind to look beyond the formal application of extradition law and examine how the extradition request came about, whether political considerations play a role and what the probable consequences of extradition would be for the person concerned;
 3. Expects that in such cases no definitive decision would be taken on extradition until careful examination has shown that the claim by the person concerned that he would be in danger of political persecution in Turkey in violation of his human rights is without foundation;
 4. Instructs its President to forward this resolution to the Commission, the Council and the Governments and Parliaments of the Member States. PE 83.165/me