

Turkish Republic Gölbaşı (Ankara) Civilian Criminal Court

Misc. decision

Miscellaneous matter number: 2016/205 Misc.

JUDGE: FAHRETTİN YILDIZ 40324

CLERK: ELİF KAYA 117737

Date of blocked access: 15/02/2016

Request date: 16/02/2016

Decision date: 16/02/2016

Pursuant to clause 8/A of law 5651, which was added by clause 29 of law 6639 on the subject of making various changes to laws and sections of laws and which came into force on 15/04/2015 when published in the National Gazette number 29327; it is requested by the Security Affairs General Directorate of the Prime Ministry of the Turkish Republic in writing that a decision be taken to remove the content of and/or block access to the attached list of Internet Addresses found in the internet environment within the scope of non-delayable cases of content that threatens public order or national security by applauding terrorism or provoking violence or crime;

This aforementioned request, in the scope of "protecting the right to life and the security of a person's life and property", our Directorate has evaluated in line with law and procedure in regard to this request, as can be seen in the section marked (b), in accordance with the 1st paragraph of clause 8/a of law 5651 in relation to internet content which are non-delayable cases as described above, and has decided to institute administrative precautions in terms of removing the content and/or blocking access. In this scope, [the Directorate] has made a declaration to ISPs in relation to removing content/blocking access to the respective place/content.

In line with the provision in paragraph 2 of clause 8/A of law 5651, "Upon the request of the Prime Ministry or related Directorates, the decision to remove content/block access is to be presented for approval at a civilian criminal court within twenty-four hours. The judge will make his decision within forty-eight hours; else the decision will be automatically lifted", the Telecommunications Directorate have presented their content removal/access blocking decision to your Court for approval,

Taking into account clause 8/A of law 5651, which was added by clause 29 of law 6639 on the subject of making various changes to laws and sections of laws and which came into force on 15/04/2015 when published in the National Gazette number 29327; a decision needs to be taken on the approval of the precautionary measures that have blocked access/removed the content of the internet addresses in the appendix of this request which are understood to have had their access blocked/content removed in line with law and procedure by a decision given by the Telecommunications Directorate in relation to the below internet addresses within the scope of non-delayable cases due to having content that threatens public order and national security and applauds terrorism and provokes violence or crime,

IT IS DECREED THAT: In accordance with the above justification;

Within the scope of clause 8/A of law 5651, the precautionary decision given by the Information Technology and Communications Institution Telecommunications Authority numbered 34403158-041.99.00-2016.038618 on 15/02/2016 to remove content/block access to the shared content at the following internet addresses

<https://twitter.com/CthulhuSec>  
<https://twitter.com/CthulhuSec/status/699247420803309569>  
<https://twitter.com/YourAnonNews>  
<https://twitter.com/YourAnonNews/status/699249304997863426>  
<https://twitter.com/Crypt0nymous>  
<https://twitter.com/Crypt0nymous/status/699254756259328002>  
<https://twitter.com/YourAnonNews?lang=tr>  
<https://twitter.com/YourAnonNews/status/699249304997863426?lang=tr>  
<https://www.thectulhu.com/>  
<http://www.teyrebazenkurdistan.com/>  
<http://kurdishdailynews.org/>  
<http://www.aryenhaber.net/>  
<http://www.kizilbayrak1.net/ana-sayfa/>  
<http://jiyan.us/2016/01/04/direnisin-dili/>  
<http://direnisteyiz3.org/>  
<http://jinhahaber.link/>  
<http://www.ozgurgun.tv/>

with the justification stated above in relation to the Prime Ministry's request regarding the publication in the internet environment in connection with the prevention of crime being committed and the protection of public order and national security from the applauding of terrorism and provocation of violence or crime, the decision has been given

THAT IT IS APPROVED

in connection to the prevention of crime being committed and the protection of public order and national security from the applauding of terrorism and provocation of violence or crime in accordance with the second paragraph of clause 8/A of law 5651,

That in accordance with the 6th paragraph of clause 9/A of law 5651, this decision given by the Judge can be appealed according to the provisions of law 5271,

That the decision be sent to the Information Technology and Communications Institution Telecommunications Authority,

After having made an examination of documents which may be appealed on application to our court within 7 days from this notification according to articles beginning with no. 267 in Criminal Trial Law.

Clerk 117737Judge 40324