

**CONVENTION ON THE PROHIBITION OF THE USE, STOCKPILING, PRODUCTION AND TRANSFER OF ANTI-PERSONNEL MINES AND ON THEIR DESTRUCTION**

**Reporting Formats for Article 7<sup>1</sup>**

STATE PARTY:	<b>REPUBLIC OF TURKEY (TR)</b>
DATE OF SUBMISSION	
POINT OF CONTACT	<p>Mr. Bulent Meric                  Head of Department, Arms Control and Disarmament Affairs                  Ministry Of Foreign Affairs of Rep. of Turkey                  Telephone: + 90 312 292 1792                  Fax: + 90 312 287 3731                  e-mail: <a href="mailto:bulent.meric@mfa.gov.tr">bulent.meric@mfa.gov.tr</a></p>

(Organization, telephones, fax, email)

(ONLY FOR THE PURPOSES OF CLARIFICATION)

**Form A National implementation measures**

Article 7.1 "Each State Party shall report to the Secretary-General ... on:

<sup>1</sup> These reporting formats informally provided by Austria on disk are based on document APLC/MSP.1/1999/L.4 of 31 March 1999, as amended and decided upon by the First Meeting of the States Parties to the Convention on the Prohibition of the Use, Stockpiling, Production and Transfer of Anti-Personnel Mines and on Their Destruction, held in Maputo from 3 to 7 May 1999. Tables of formats may be expanded as desired.

a) The national implementation measures referred to in Article 9."

*Remark:* In accordance with Article 9, "Each State Party shall take all appropriate legal, administrative and other measures, including the imposition of penal sanctions, to prevent and suppress any activity prohibited to a State Party under this Convention undertaken by persons or on territory under its jurisdiction or control".

State [Party]:	<b>REPUBLIC OF TURKEY (TR)</b>	Reporting for time period from	<b>01 MAR 2004</b>	to	<b>28 AUG 2004</b>
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<b>Measures</b>	Supplementary information (e.g., effective date of implementation & text of legislation attached).
<p>1. The Constitution of Rep. of Turkey  <a href="http://www.tbmm.gov.tr/anayasa/constitution.htm">http://www.tbmm.gov.tr/anayasa/constitution.htm</a></p> <p>2. The Turkish Criminal Code</p> <p>3. Turkish General Staff's Directive</p> <p>4. Mine Victim Assistance</p>	<p>Law No : <b>2709</b>  Date : <b>10/18/1982</b>  Article 90 (See Annex-A)</p> <p>Law No.: <b>5237</b>  Date : <b>09/26/2004</b>  Article: 174 (See Annex-B)</p> <p>Date: <b>01/26/1998</b>  See Annex-C</p> <p>See Annex-D</p>

**ARTICLE 90.** The ratification of treaties concluded with foreign states and international organisations on behalf of the Republic of Turkey shall be subject to adoption by the Turkish Grand National Assembly by a law approving the ratification.

Agreements regulating economic, commercial and technical relations, and covering a period of no more than one year, may be put into effect through promulgation, provided they do not entail any financial commitment by the state, and provided they do not infringe upon the status of individuals or upon the property rights of Turkish citizens abroad. In such cases, these agreements must be brought to the knowledge of the Turkish Grand National Assembly within two months of their promulgation.

Agreements in connection with the implementation of an international treaty, and economic, commercial, technical, or administrative agreements, which are concluded depending on an authorisation given by law, shall not require approval by the Turkish Grand National Assembly. However, agreements concluded under the provision of this paragraph and affecting the economic or commercial relations and private rights of individuals shall not be put into effect unless promulgated.

Agreements resulting in amendments to Turkish laws shall be subject to the provisions of the first paragraph.

International agreements duly put into effect carry the force of law. No appeal to the Constitutional Court can be made with regard to these agreements, on the ground that they are unconstitutional.

## Annex-B

**Article 174.** – (1) Whoever, without the permission of competent authorities, produces, imports or exports, transports from one place to another in the country, keeps, sells, buys or processes radioactive, chemical, biological materials which cause permanent illness and are explosive, burning, caustic, injuring, suffocating, poisonous, shall be sentenced imprisonment from three to eight years and fines for up to 5000 days. Whoever, without the permission of the competent authorities, exports the material and equipment needed in the production, operation or utilization of the materials which are in the scope of this clause, shall also be sentenced to the same penalty.

(2) If these acts are committed in the context of activities of an organization, which has been formed for committing these criminal acts, the penalty to be imposed will be increased by half.

(3) A person who accepts or keeps insignificant amount and type of an explosive material will be sentenced up to one-year imprisonment by considering the intention of use.

## Annex-C

In line with the instructions issued with a directive by Chief of General Staff on 26 January 1998, the mining activities within the borders of Turkey have been ceased and mine clearance has begun.

## **Annex-D**

Turkish Armed Forces Rehabilitation and Care Center was put into service in 2000. The Facility has continued to provide medical and rehabilitative care for mine victims since then.

**Form B Stockpiled anti-personnel mines**

Article 7.1 "Each State Party shall report to the Secretary-General ... on:

b) The total of all stockpiled anti-personnel mines owned or possessed by it, or under its jurisdiction or control, to include a breakdown of the type, quantity and, if possible, lot numbers of each type of anti-personnel mine stockpiled."

State **REPUBLIC OF TURKEY (TR)** Reporting for time period **01 MAR 2004** to **28 AUG 2004**

[Party]: \_\_\_\_\_ from \_\_\_\_\_

Type	Quantity	Lot # (if possible)	Supplementary information
M18A1	18.625	MISC	
M18	49	MISC	
M2A1	54.242	MISC	
M2A3	26.282	MISC	
M2A4	65.181	MISC	
M2A3B1	213	MISC	
M16E3	2.325	MISC	
M3	331	MISC	
M14	1.013.740	MISC	
M16A2	47.368	MISC	
DM11	1.745.125	MISC	
<b>TOTAL</b>	<b>2.973.481</b>		

**Form C Location of mined areas**

Article 7.1 "Each State Party shall report to the Secretary-General ... on:

c) To the extent possible, the location of all mined areas that contain, or are suspected to contain, anti-personnel mines under its jurisdiction or control, to include as much detail as possible regarding the type and quantity of each type of anti-personnel mine in each mined area and when they were employed."

State [Party]: **REPUBLIC OF TURKEY (TR)** Reporting for time period from **01 MAR 2004** to **28 AUG 2004**

**1. Areas that contain mines\***

Location	Type	Quantity	Date of Emplacement	Supplementary information
ARDAHAN	MISC	9.712	UNDETERMINED	
BATMAN	MISC	386	1991-1993	
DIYARBAKIR	DM11, M14, M16A2	974	1993	
DOĞUBEYAZIT	MISC	138.366	UNDETERMINED	
GAZIANTEP	MISC	179.723	UNDETERMINED	
HAKKARI	DM11, M14, M16, M2, M48	46.104	1991-1994	
İSKENDERUN	MISC	23.836	UNDETERMINED	
KAĞIZMAN	MISC	1.794	UNDETERMINED	
KARS	MISC	9.578	UNDETERMINED	
MARDIN	DM11, M14, M11, M2A1, MISC	84.899	1991-1994	
SIİRT	DM11, M14, M16, M2, M48, M49, HM	653	UNDETERMINED	
ŞANLIURFA	MISC	269.163	UNDETERMINED	
ŞIRNAK	DM11, M14, M16, M2, M48, M49, HM	106.278	1991-1994	
TUNCELİ	DM11, M14, M15	10.557	1995	
VAN	MISC	39.057	UNDETERMINED	
	<b>TOTAL</b>	<b>921.080</b>		

HM: Hand Made

**2. Areas suspected to contain mines\***



Location	Type	Quantity	Date of Emplacement	Supplementary information
BATMAN	M18, MISC	22	1994, ?	At 2 Different Locations.
BİNGÖL	DM11, M16, M48	226	1994-1997	At 9 Different Locations.
BİTLİS	MISC, HM	171, ?	UNDETERMINED	At 20 Different Locations.
MARDİN	DM11, MISC	68, ?	UNDETERMINED	At 14 Different Locations.
TUNCELİ	DM11, M14, MISC	200, ?	1993-1995	At 9 Different Locations.
ŞİRNAK	MISC	?	UNDETERMINED	At 667 Different Locations.
SIİRT	MISC	?	UNDETERMINED	At 25 Different Locations.
<b>TOTAL</b>		<b>687, ?</b>		

HM: Hand Made

\* If necessary, a separate table for each mined area may be provided

**Form D APMs retained or transferred**

Article 7.1 "Each State Party shall report to the Secretary-General ... on:  
d) The types, quantities and, if possible, lot numbers of all anti-personnel mines retained or transferred for the development of and training in mine detection, mine clearance or mine destruction techniques, or transferred for the purpose of destruction, as well as the institutions authorized by a State Party to retain or transfer anti-personnel mines, in accordance with Article 3"

State [Party]: **REPUBLIC OF TURKEY (TR)** Reporting for time period from **01 MAR 2004** to **28 AUG 2004**

1. Retained for development of and training in (Article 3, para.1)

Institution authorized by State Party	Type	Quantity	Lot # (if possible)	Supplementary information
TU ARMED FORCES	M16	2200		
	M18A1	2200		
	M2	2200		
	DM11	4700		
	M14	4700		
<b>TOTAL</b>	-----	16000		

2. Transferred for development of and training in (Article 3, para.1)

Institution authorized by State Party	Type	Quantity	Lot # (if possible)	Supplementary information: e.g. transferred from, transferred to
<b>NONE</b>	<b>NONE</b>	<b>NONE</b>		
<b>TOTAL</b>	-----			

**Form D (continued)**

3. Transferred for the purpose of destruction (Article 3, para.2)

Institution authorized by State Party	Type	Quantity	Lot # (if possible)	Supplementary information: e.g. transferred from, transferred to
	TO BE REPORTED UPON ESTABLISHING DESTRUCTION FACILITY(IES)			
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<b>TOTAL</b>				

**Form E Status of programs for conversion or de-commissioning of APM production facilities**

Article 7.1 "Each State Party shall report to the Secretary-General ... on:  
 e) The status of programs for the conversion or de-commissioning of anti-personnel mine production facilities."

State [Party]: **REPUBLIC OF TURKEY (TR)** Reporting for time period from **01 MAR 2004** to **28 AUG 2004**

Indicate if to "convert" or "decommission"	Status (indicate if "in process" or "completed")	Supplementary information
	NO APM PRODUCTION FACILITY AVAILABLE.	

**Form F Status of programs for destruction of APMs**

Article 7.1 "Each State Party shall report to the Secretary-General ... on:

- f) The status of programs for the destruction of anti-personnel mines in accordance with Articles 4 and 5, including details of the methods which will be used in destruction, the location of all destruction sites and the applicable safety and environmental standards to be observed."

State [Party]: **REPUBLIC OF TURKEY (TR)** Reporting for time period from **01 MAR 2004** to **28 AUG 2004**

1. Status of programs for destruction of stockpiled APMs (Article 4)

Description of the status of programs including:		Details of:
Location of destruction sites		Methods
<b>TO BE REPORTED UPON ESTABLISHING DESTRUCTION FACILITY(IES)</b>		Applicable safety standards
		Applicable environmental standard

2. Status of programs for destruction of APMs in mined areas (Article 5)

Description of the status of programs including:		Details of:
Location of destruction sites		Methods
<b>TO BE REPORTED WHEN COMPLETION OF PROGRAMS</b>		Applicable safety standards
		Applicable environmental standard

**Form G APMs destroyed after entry into force**

Article 7.1 "Each State Party shall report to the Secretary-General ... on:

g) The types and quantities of all anti-personnel mines destroyed after the entry into force of this Convention for that State Party, to include a breakdown of the quantity of each type of anti-personnel mine destroyed, in accordance with Articles 4 and 5, respectively, along with, if possible, the lot numbers of each type anti-personnel mine in the case of destruction in accordance with Article 4"

State [Party]: **REPUBLIC OF TURKEY (TR)** Reporting for time period from **01 MAR 2004** to **28 AUG 2004**

1. Destruction of stockpiled APMs (Article 4)

Type	Quantity	Lot # (if possible)	Supplementary information
<b>TO BE REPORTED UPON ESTABLISHING DESTRUCTION FACILITY(IES)</b>			
TOTAL			

2. Destruction of APMs in mined areas (Article 5)

Type	Quantity	Supplementary information
<b>MISC</b>	353	ON -SITE Detonation Method
TOTAL	353	

**Form H Technical characteristics of each type produced/owned or possessed**

Article 7.1 "Each State Party shall report to the Secretary-General ... on:

- h) The technical characteristics of each type of anti-personnel mine produced, to the extent known, and those currently owned or possessed by a State Party, giving, where reasonably possible, such categories of information as may facilitate identification and clearance of anti-personnel mines; at a minimum, this information shall include the dimensions, fusing, explosive content, metallic content, colour photographs and other information which may facilitate mine clearance"

State [Party]: **REPUBLIC OF TURKEY (TR)** Reporting for time period from **01 MAR 2004** to **28 AUG 2004**

1. Technical characteristics of each APM-type produced

Type	Dimensions l x w x h x r	Fusing	Explosive content		Metallic Content	Colour photo attached	Supplementary information to facilitate mine clearance.
			Type	Grams			
NONE	NONE	NONE	NONE	NONE	NONE	NONE	NONE

2. Technical characteristics of each APM-type currently owned or possessed

Type	Dimensions l x w x h x r	Fusing	Explosive content		Metallic Content	Colour photo attached	Supplementary information to facilitate mine clearance.
			Type	Grams			
DM11	?x87x33x82mm		TNT	122	YES		
M14	?x?x40x56mm		TETRIL	29	YES		
M16	?x?x203x103mm		TNT	521	YES		
M16A2	?x?x203x103mm		TNT	601	YES		
M16E3							

M18	235x25x83x?mm							
M18A1	216x35x83x?mm		C4	682	YES			
M2 Series	?x?x244x95mm		TNT	154	YES			
M3								
M49	185x50x58x?mm				YES			



**Form I      Measures to provide warning to the population**

Article 7.1      "Each State Party shall report to the Secretary-General ... on:

- i) The measures taken to provide an immediate and effective warning to the population in relation to all areas identified under paragraph 2 of Article 5."

*Remark:* In accordance with Article 5, para.2: "Each State Party shall make every effort to identify all areas under its jurisdiction or control in which anti-personnel mines are known or suspected to be emplaced and shall ensure as soon as possible that all anti-personnel mines in mined areas under its jurisdiction or control are perimeter-marked, monitored and protected by fencing or other means, to ensure the effective exclusion of civilians, until all anti-personnel mines contained therein have been destroyed. The marking shall at least be to the standards set out in the Protocol on Prohibitions or Restrictions on the Use of Mines, Booby-Traps and Other Devices, as amended on 3 May 1996, annexed to the Convention on Prohibitions or Restrictions on the Use of Certain Conventional Weapons Which May Be Deemed to Be Excessively Injurious or to Have Indiscriminate Effects".

State [Party]:      **REPUBLIC OF TURKEY (TR)**      Reporting for time period from      **01 MAR 2004**      to      **28 AUG 2004**

[Narrative:]

All of the mined areas within the borders of Turkey are fenced and marked with permanent hazard signs in accordance with the international standards. Both fences and hazard signs are being checked periodically. Furthermore, all mined areas are being monitored by guards for 24 hours. On the other hand, the existence of the minefields is being announced through the local authorities of small settlements such as villages and hamlets to the citizens living nearby.

**Form J: Other relevant matters**

Remark: States Parties may use this form to report voluntarily on other relevant matters, including matters pertaining to compliance and implementation not covered by the formal reporting requirements contained in Article 7. States Parties are encouraged to use this form to report on activities undertaken with respect to Article 6, and in particular, to report on assistance provided for the care and rehabilitation, and social and economic reintegration, of mine victims.

State [Party]: **REPUBLIC OF TURKEY** reporting for time period from **01 MAR 2004** to **28 AUG 2004**.

[Narrative / reference to other reports]  
VICTIMS (Armed Forces Personnel) AFFECTED BY LAND MINES THROUGH YEARS 1984 AND 2004.

CASUALTIES BY LAND MINE EXPLOSION THROUGH 1984-2004:

DEATH	DISABLED	TOTAL
400	1216	1616

REHABILITATION PROVIDED BY MILITARY TO LAND MINE CASUALTIES THROUGH YEARS 2000-2004

REHAB COMPLETED	991
REHAB ON GOING	24
TOTAL	1015

JOBS PROVIDED TO LAND MINE CASUALTIES OR THEIR DEPENDANTS THROUGH YEARS 1984-2004.

	DEPENDANTS OF PERSONS DIED	PERSONS DISABLED	TOTAL
JOBS PROVIDED	182	791	973

The content of this report will be evaluated gradually for the next reporting periods.