

SCHOLARS AT RISK N E T W O R K

 protection  advocacy  learning

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July 13, 2017

Re: Attacks on Higher Education in Turkey

Your Excellency:

I write on behalf of the Scholars at Risk Network (SAR) to follow up on earlier correspondence and to reiterate our grave concern about continuing, severe pressures on the higher education sector in Turkey. SAR's ongoing analysis of press accounts, individual reports, and the government's own data demonstrates the intentional targeting of thousands of higher education personnel over the last 18 months, including through investigations, dismissals and expulsions, arrests and detentions, prosecutions, and restrictions on travel. We respectfully urge you to direct all necessary steps to reverse these dangerous and destructive actions.

Scholars at Risk is an international network of more than 500 universities and colleges in 37 countries dedicated to protecting the human rights of scholars and their communities around the world, and to raising awareness, understanding of, and respect for the principles of academic freedom and its constituent freedoms of expression, opinion, thought, association, and travel. As part of this work, SAR documents, tracks and reports on attacks on higher education communities and personnel. Where appropriate, SAR intervenes in hopes of clarifying and resolving matters favorably.¹

The targeting in January 2016 of the signatories to what came to be known as the "Academics for Peace" petition marked a major escalation of actions against higher education personnel in Turkey. Following the release of the petition, all 1,128 of the signatories then in Turkey were placed under investigation; a large percentage of those were subsequently targeted with administrative, civil and criminal investigations, dismissals and expulsions, arrests and detentions, prosecutions, and restrictions on travel. The situation worsened dramatically following the government's declaration of a state of emergency in July 2016, with to date more than 7,500 higher education personnel targeted directly, and over 60,000 higher education scholars, administrators and students materially

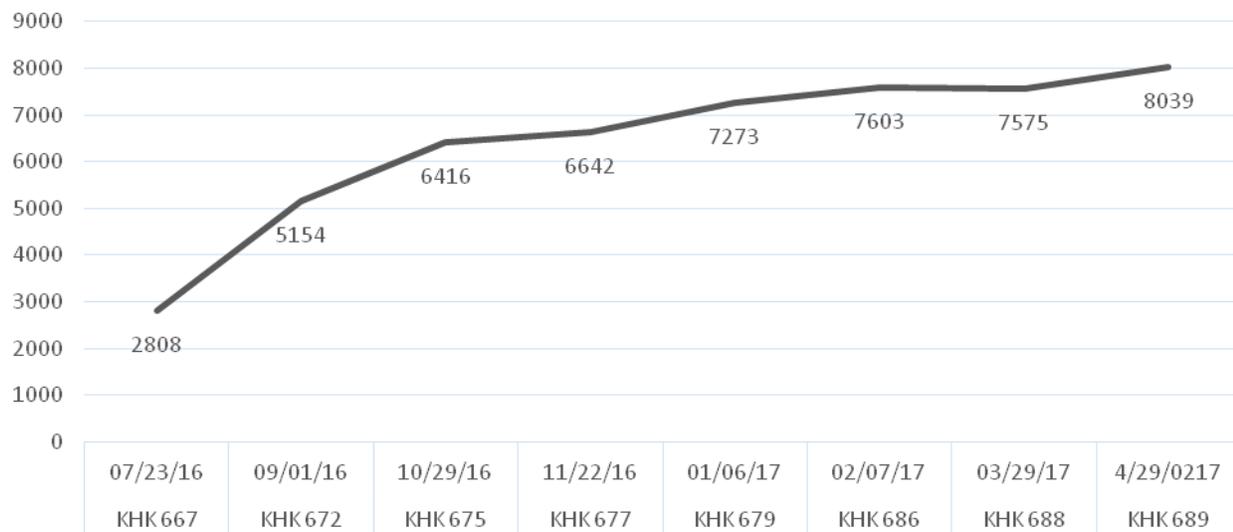
¹ SAR has communicated previously with Turkish and international authorities about these matters, including most recently with the Special Rapporteur on the Promotion and Protection of the Right to Freedom of Opinion and Expression David Kaye. See <https://www.scholarsatrisk.org/wp-content/uploads/2017/07/Letter-of-Concern-to-UNSR-D.-Kaye.pdf>

affected by government and institutional actions. (These are among an estimated total of over 300,000 persons affected by the emergency decree including, in addition to higher education personnel, civil servants, judges, journalists, and human rights defenders).

Actions targeting members of the higher education community include:

- Criminal investigations, detentions and prosecutions:** Following the publication of the Academic for Peace petition in January, the state placed at least 1,128 individuals from 89 institutions under criminal investigation. Since then, SAR has verified at least 1035 detentions or warrants issued for higher education personnel, with 776 higher education personnel and students having been physically detained (whether or not a warrant was involved). Of those detained, we have verified only 118 releases to date. At the same time, we understand that at least 393 higher education personnel have been formally subjected to criminal charges, which include: making terrorist propaganda; membership in a terrorist organization; inciting people to hatred; insulting the Turkish nation; and membership in the Gülenist movement. The speed and scope of these actions and the related long-term detentions—often without charge—raise grave concerns about the objectivity and fairness of any investigation and proceedings, and strongly suggest retaliation for the nonviolent exercise of academic freedom, freedom of expression, and freedom of association.

Total Academic Personnel Unemployed by Decree
 (Adjusted for Reinstatements)



- Mass dismissals and expulsions:** On July 23, two days after the declaration of the state of emergency, the state ordered 15 universities closed, displacing some 56,000 students and leaving 2,808 academic personnel unemployed. Since then, the state has issued seven separate decrees ordering the dismissals of higher education personnel and expulsions of students. To date, these actions have rendered jobless some 8,039 academic personnel (see chart above), as well as 1,193 administrative personnel. Those individuals who have been permanently dismissed are also subject to a lifetime ban from applying to civil service positions, effectively ending their higher education careers in Turkey. Further, three emergency decrees have ordered

the expulsion of 285 students studying abroad. Those decrees also provided that any scholarships supporting their studies abroad were to be cancelled, and that any degrees or certificates obtained abroad would not be recognized in Turkey. SAR is aware of only 98 reinstatements – fewer than 2% of the scholars, staff, and students dismissed or expelled as a result of the emergency decrees. The decrees have had a particularly harsh impact on many smaller institutions, who have lost a large portion of their teaching and research faculties. For example, reports indicate that approximately 50% of academic personnel at Munzer University, and nearly 40% of faculty at Mardin Artuklu University, have recently been dismissed.

We do note that Decree 685, issued on January 23, 2017, established an entity known as the State of Emergency Procedures Investigation Commission, creating a formal appeals process. The commission is expected to begin receiving applications on July 17, 2017. To represent a meaningful change of course and limit further harm, the commission must receive sufficient resources, support, and independence to rectify all recent wrongful dismissals and expulsions, and restore those targeted to their previous positions.

The impacts of these actions go far beyond simple job losses. For the foreseeable future, they leave individual scholars unable to pursue their careers, to provide for their families, or even to travel outside of Turkey to seek jobs abroad. The dismissal of these scholars also denies Turkey's higher education community substantial human and intellectual capital – losses that will compound over time not only due to the loss of these scholars' productive years of teaching and research, but also because the current targeting of higher education will lead fewer students to take up academic careers, and many academics still working in Turkey will likely seek opportunities elsewhere.

- **Restrictions on travel:** In addition to ending their professional lives, those dismissed—and their spouses—have been stripped of their passports, curtailing any possibility of mitigating the harms they suffer by attempting to continue their professions abroad.

The numbers above, as staggering as they are, reflect only publicly available, verifiable information. The actual number of persons already affected is in all likelihood higher, and actions against higher education personnel continue.

In the absence of material evidence to the contrary—evidence that goes beyond mere words and allegations—the actions outlined above against higher education institutions, scholars, staff, and students strongly suggest retaliation for the nonviolent exercise of academic freedom, freedom of expression, and freedom of association. This is especially true of actions against individuals based solely on their public endorsement of the Academics for Peace petition or their alleged affinity for the so-called Gülenist movement. Further, the speed and scope of these actions raise grave concerns about the objectivity and fairness of any investigations and proceedings. These concerns are underscored in cases of mass dismissals by government decree, restrictions on travel imposed on persons dismissed from their positions, and similar restrictions imposed on their family members.

These actions are not only attacks on individuals, but on the higher education sector in Turkey and on Turkish society generally. If not quickly reversed, these actions will undermine Turkey's status as an international center for learning and intellectual exchange.

We therefore respectfully urge you to direct all necessary steps to reverse these dangerous and destructive actions. In particular, we implore you to: (i) suspend any investigations, prosecutions, detentions, or other actions against individuals based solely on the nonviolent exercise of the right to academic freedom, freedom of expression, or freedom of association; (ii) ensure the restoration of status for those denied access to study or to their professions based on such conduct; (iii) take the steps necessary to ensure that the State of Emergency Procedures Investigation Commission has the resources and independence needed to ensure just and swift resolution of wrongful dismissals and expulsions; and (iv) ensure the restoration of passports and the right to travel for those affected by the actions described above, including persons dismissed from their positions and their families.

We welcome further information that would help us clarify any of the above data, and look forward to your earliest response to this request.

Sincerely,



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Executive Director

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