

INSTRUCTIONS

Article 11

The Public Prosecution member shall prepare a sufficient written notice on the suit including a summary of the fact and a concentrated review for the evidences and presumptions, discuss them, as well as the legal adoption of the fact and state his legal requests. He shall incite the notice in public according to law. This shall not effect his right in submitting a new reading if something necessitates same through the course of the suit.

Article 12

When the court convenes to re-hear the trial or review the suit, the Public Prosecution member shall extend a reading including his opinion and legal requests.

Article 13

The court shall ask for the reading of the Public Prosecution member before adopting a decision without a trial, such as a decision on passing a warrant of arrest or release, or transferring or referring the suit to another court or when convening in cassation capacity; and it shall notify him of its decisions passed to this effect within three days.

Article 14

Courts shall fix on their decisions the applications of the Public Prosecution member evidently and sufficiently.

Article 15

The Public Prosecution member shall impeach, in cassation, the court's decisions being passed to the contrary of this requests. In case he is satisfied with the court's decision passed against his opinion, he shall submit to his reference a written memorandum expressing his new opinion and reasons for not impeaching the decision affiliating thereto a photocopy of his reading and the decision of the court.

Article 16

If the lawsuit is provided legally to be sent spontaneously to the Presidency of the Public Prosecution or to the Public Prosecutor before the Court of Cassation, then, the Public Prosecution

member, if the decision passed to the contrary of his requests, shall have to submit a written memorandum declaring therein his opinions and requests to the Presidency of the Public Prosecution or to the Public Prosecutor before the Court of Cassation.

Article 17

The Public Prosecution member shall arrange a file for the cassation bills presented by him and the result that come out from the cassation impeachments.

Article 18

If the impeachment before the court in its cassation capacity is presented by one of the Public Prosecution members or by the parties of the suit, the court, before passing its decision, shall review the suit to the Public Prosecution member appointed or nominated before it with a view to extending his opinion thereon; and it shall notify him of its decision within three days after the date of its issuance.

Article 19

The judicial assistant in the court shall be responsible for notifying the Public Prosecution member of the decisions that the court is legally bound to notify him of.

Article 20

These Instructions shall enter into force as from the date of its publication in the Official Gazette. They shall be applied to lawsuits preceding their issuance on which no decisive decision has been passed.

Minister of Justice

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