

104TH CONGRESS
1ST SESSION

H. R. 1274

To limit assistance for Turkey under the Foreign Assistance Act of 1961 and the Arms Export Control Act until that country complies with certain human rights standards.

IN THE HOUSE OF REPRESENTATIVES

MARCH 21, 1995

Mr. ANDREWS (for himself, Mrs. MALONEY, Mr. BILIRAKIS, Mr. MANTON, and Mr. ZIMMER) introduced the following bill; which was referred to the Committee on International Relations

A BILL

To limit assistance for Turkey under the Foreign Assistance Act of 1961 and the Arms Export Control Act until that country complies with certain human rights standards.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Turkish Human Rights
5 Compliance Act”.

6 **SEC. 2. FINDINGS.**

7 The Congress makes the following findings:

1 (1) The Department of State, in its 1995 re-
2 port entitled “Country Reports on Human Rights”,
3 documented a systematic and widespread pattern of
4 human rights abuses by the Government of Turkey.
5 According to the portion of the report relating to
6 Turkey, “the human rights situation in Turkey
7 worsened significantly in 1994”.

8 (2) Amnesty International, Human Rights
9 Watch, the United Nations Committee Against Tor-
10 ture, the European Parliament, the International
11 Human Rights Law Group, the Lawyers Committee
12 for Human Rights, Physicians Without Frontiers,
13 Freedom House, the Humanitarian Law Project, the
14 Turkish Human Rights Associations, and other
15 human rights monitoring organizations have docu-
16 mented extensive and continuing human rights
17 abuses by the Government of Turkey, including the
18 widespread use of torture.

19 (3) The actions of the Government of Turkey
20 are in violation of several international human rights
21 agreements to which Turkey is a party, including
22 the United Nations Universal Declaration of Human
23 Rights, the Final Act of the Conference on Security
24 and Cooperation in Europe, and the European Con-
25 vention on Human Rights.

1 (4) The Government of Turkey continues to
2 deny the existence of its 15,000,000 Kurdish citizens
3 and has used military force to deny them an iden-
4 tity, destroying more than 2,000 Kurdish villages
5 and uprooting more than 2,000,000 Kurds.

6 (5) Turkey continues its illegal military occupa-
7 tion of Cyprus and has obstructed efforts to reach
8 a just and lasting resolution to the division of Cy-
9 prus and the massive uprooting of Greek Cypriots
10 caused by the 1974 invasion by Turkey of Cyprus.

11 (6) The Government of Turkey continues to
12 blockade Armenia, obstructing the delivery of Amer-
13 ican and international humanitarian relief supplies.

14 (7) Turkey continues to place prohibitive re-
15 strictions on the religious leadership of Christian
16 communities within Turkey and has failed to protect
17 these communities adequately from acts of violence
18 and vandalism.

19 (8) The Congress, in the fiscal year 1995 budg-
20 et for foreign assistance, withheld 10 percent of the
21 principal amount of direct loans to Turkey because
22 of that country's human rights record and the situa-
23 tion in Cyprus. The Government of Turkey has stat-
24 ed that it would reject any United States assistance
25 tied to its human rights record, which, according to

1 independent human rights monitoring organizations,
2 has continued to deteriorate.

3 **SEC. 3. RESTRICTIONS ON ASSISTANCE FOR TURKEY.**

4 (a) RESTRICTIONS.—Of the funds made available for
5 fiscal year 1996 for assistance to the Government of Tur-
6 key under the Foreign Assistance Act of 1961 and the
7 Arms Export Control Act, the President shall withhold,
8 first from grant assistance, if any, and then from loan as-
9 sistance, \$500,000 for each day that Turkey does not
10 meet the conditions of section 4.

11 (b) WAIVER.—The President may waive the applica-
12 tion of subsection (a) if the President determines that it
13 is in the national security interest of the United States
14 to do so.

15 **SEC. 4. CONDITIONS.**

16 The conditions of this section are met when the Presi-
17 dent certifies to Congress that the Government of Tur-
18 key—

19 (1) allows free and unfettered monitoring of the
20 human rights situation within its territory by domes-
21 tic and international human rights monitoring orga-
22 nizations, including but not limited to, the Turkish
23 Human Rights Association, the Conference on Secu-
24 rity and Cooperation in Europe, Amnesty Inter-
25 national, and Human Rights Watch;

1 (2) recognizes the civil, cultural, and human
2 rights of its Kurdish citizens, ceases its military op-
3 erations against Kurdish civilians, and takes demon-
4 strable steps toward a peaceful resolution of the
5 Kurdish issue;

6 (3) takes demonstrable steps toward the total
7 withdrawal of its military forces from Cyprus and
8 demonstrates its support for a settlement recogniz-
9 ing the sovereignty, independence, and territorial in-
10 tegrity of Cyprus, with a constitutional democracy
11 based on majority rule, the rule of law, and the pro-
12 tection of minority rights;

13 (4) completely removes its blockade of United
14 States and international assistance to Armenia; and

15 (5) removes official restrictions on Christian
16 churches and schools and offers sufficient protection
17 against acts of violence and harassment directed at
18 members of the clergy, and offers sufficient protec-
19 tion against acts of vandalism directed at church
20 and school property.

○