



**SCREENING CHAPTER 27  
ENVIRONMENT**

**AGENDA ITEM: BIRDS DIRECTIVE  
Directive 79/409/EEC**

**Country Session: The Republic of TURKEY  
29 May - 2 June 2006**



# CONTENT

- **Legislative Framework**
- **Institutional Framework**
- **Implementation**
- **Inspection and Enforcement**
- **Difficulties and Requirements**



## LEGISLATIVE FRAMEWORK

- Law No. 2872 on Environment as amended by Law No.5491
- Law No. 4915 on Terrestrial Hunting
- Law No. 4856 on the Establishment and Duties of Ministry of Environment and Forestry
- Statutory Decree No. 383 on the Establishment of the Authority for the Protection of Special Areas
- Law No. 2873 on National Parks
- Law No. 6831 on Forests
- Law No. 2863 on the Protection of Cultural and Natural Heritage
- Law No. 1380 on Fisheries



# INSTITUTIONAL FRAMEWORK

## Competent Authorities

- Ministry of Environment and Forestry (MoEF)
- Ministry of Agriculture and Rural Affairs (MoRA)
- Ministry of Culture and Tourism (MoCT)

## Scientific Institutions

Universities and Turkish Scientific and Technological Research Council (TUBITAK)



## IMPLEMENTATION

### **Carrying out an assessment of Annex I bird species and regularly occurring migratory species**

Technical studies on the assessment of Annex I bird species have been carried out under the Project “Capacity Building in the Field of Environment for Turkey, Component 3: Nature (TR0203-03.3)” financed under 2002 EU Pre-Accession Financial Assistance



## IMPLEMENTATION (CONT'D)

### Identifying and designating special protection areas (SPAs) (Art. 4)

- Twinning Project
- Law No. 4915 on Terrestrial Hunting
  - By-law on Wildlife Protection and Improvement Areas
  - Wildlife Improvement Areas
  - Wildlife Protection Areas



## IMPLEMENTATION (CONT'D)

### Identifying and designating special protection areas (SPAs) (Art. 4)

- By-law on Conservation of Wetlands
  - wetlands and Ramsar Sites
- Others
  - national parks, nature reserve areas, nature parks
  - special protection areas (Not SPA)
  - natural sites



## IMPLEMENTATION (CONT'D)

**Establishing measures to ensure that bird populations are maintained at appropriate levels, both inside and outside SPAs (Arts. 2 & 3)**

- **By-Law on Protection of Game, Wildlife and Their Habitats**
  - to protect game and wild animals and their habitats
  - to regulate the transport, replacement, protection measures, collect and capture, management of wildlife and their illness, harm of species
  - to sustain survival of wild life species, their habitats, marking of the species, scientific studies, capturing, handling, rehabilitating the species and management of their habitats





## IMPLEMENTATION (CONT'D)

**Taking special conservation measures to protect the habitats of Annex I species and regularly occurring migratory species (Art. 4)**

- Art. 4 of Law on Terrestrial Hunting
  - conservation provisions
- By-law on Wildlife Protection and Improvement Area
- By-law on Principles and Procedures for Protection of Game, Wild Animals Together with their Habitats and Prevention of Pests and Disease
- By-law on Keeping, Breeding and Trade of Game and Wild Animals and the Product Obtained from them
  - Provisions on trade



## IMPLEMENTATION (CONT'D)

**Taking special conservation measures to protect the habitats of Annex I species and regularly occurring migratory species (Art. 4)**

- By-law on Keeping, Breeding and Trade of Game and Wild Animals and the Products Obtained from Them
- By-law on Conservation of Wetlands
- Art. 2 of Law No. 2873 on National Parks



## IMPLEMENTATION (CONT'D)

### Establishing a general system of protection for all wild bird species (Arts. 5 & 6)

- Art. 4 of Law No. 4915 on Terrestrial Hunting
- Art. 14 of Law No. 2873 on National Parks
- By-law on Conservation of Wetlands
- By-law on Principles and Procedures for Protection of Game, Wild Animals Together with their Habitats and Prevention of Pests and Disease



## IMPLEMENTATION (CONT'D)

### Establishing a general system of protection for all wild bird species (Arts. 5 & 6)

Activities such as land planning and species protection action plans to protect species are being undertaken in accordance to the provisions of international conventions to which Turkey is a Party

- Paris Convention (OG: 17.12.1966/12460)
- Barcelona Convention (OG: 31.10.1980/19404)
- Bern Convention (OG: 20.02.1984/18318)
- Ramsar Convention (OG: 17.05.1994/21937)



## IMPLEMENTATION (CONT'D)

### Establishing a system of authorizations for any derogation (Art. 9)

- Art. 4 of Law on Terrestrial Hunting
  - “In case it is determined that the wild animals that are not under protection have reproduced up to a number that will be harmful for the agricultural areas and breeding and wild animals or that they carry any epidemics...”
  
- Art 11. of By-law on Principles and Procedures for Protection of Game, Wild Animals Together with their Habitats and Prevention of Pests and Disease
  - Principles and procedures for “Application and Permission for Catching or Collection from Nature”.



## IMPLEMENTATION (CONT'D)

### Establishing measures to ensure that hunting of Annex II species does not jeopardize conservation efforts (Art. 7)

- Law No. 4915 on Terrestrial Hunting

Specific provisions for hunting are clearly defined and also a commission about hunting, Central Hunting Commission is established

- Art. 12 of Law No. 4915 on Terrestrial Hunting

In cases where the number of some hunting animal species is under threat MoEF is authorized for prohibiting hunting



## IMPLEMENTATION (CONT'D)

### Prohibiting certain types of capture/killing (Art. 8)

- According to the Art. 6 of Law on Terrestrial Hunting
  - Hunting with poison is prohibited
  - Automatic, semi-automatic, pump and similar hunting rifles without grooves and air rifles and pistols, whose chambers are not limited so as to accommodate two bullets may not be used in hunting
  - The land, air vehicles and floating vehicles other than the ones whose place of use and characteristics are to be determined by the Central Hunting Commission within the scope of struggle and other than the trained animals



## IMPLEMENTATION (CONT'D)

### Prohibiting certain types of capture/killing (Art. 8)

- According to the context of Art. 6 of Law on Terrestrial Hunting
  - Devices emitting sound, magnetic wave, light, living baits, traps and magnetic wave emitting devices, the use of which in hunting is prohibited by the Central Hunting Commission and similar instruments and tools may not be held and sold in the markets and commercial stores
  - Hunting lodges may not be established other than the ones whose features are determined by the Central Hunting Commission and hunting may not be performed at those hunting lodges





## INSPECTION AND ENFORCEMENT SYSTEM

- Section 6 of Law No. 4915 on Terrestrial Hunting (Art. 20 – 30)
  
- By-law on Principles and Procedures for Selection, Education, Duties and Responsibilities of Voluntary Wildlife Wardens
  - voluntary wildlife wardens can be appointed to help officials of Ministry of Environment and Forestry and security forces



## INSPECTION AND ENFORCEMENT SYSTEM (CONT'D)

- By-law on Principles and Procedures of Hunting with in the Scope of Hunting Tourism for Domestic and Foreign Hunters
  - a portion of the income from hunting tourism by MoEF is allocated to municipalities and village governing council, which have areas in hunting grounds for conservation, up-keeping, and production of wild life and game animals, is delivered



## DIFFICULTIES AND REQUIREMENTS

- **Institutional capacity**
- **Scientific support**
- **Inventory and monitoring**
- **Integration with other sectors**
- **Management (cost, etc)**



***Thank you for your attention***