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Headnotes:

The symbols, signs and names used by political parties that have been dissolved may not be used by other political parties. Any other political party using those symbols, signs and names shall be warned to stop using them.

Summary:

The Chief Public Prosecutor of the Republic requested that the Happiness Party (Saadet Partisi) be given an official reprimand for using the symbol "SP", the symbol once used by a party dissolved by the Constitutional Court.

On 10 July 1992 the Constitutional Court dissolved the Socialist Party. Under Article 96 of the Law on Political Parties, the names, emblems, symbols and similar signs of dissolved political parties may not be used by other political parties. According to Article 104 of the Law on Political Parties, where any political party acts contrary to the provisions of the Law on Political Parties other than Article 101 or obligatory provisions of other laws on political parties, the Chief Public Prosecutor of the Republic may bring an application to the Constitutional Court. Where the Constitutional Court finds that the political party has acted contrary to the above-mentioned provisions, the Court will warn the political party to remedy the situation.

Since the Socialist Party had used the symbol "SP", the Happiness Party could not use that symbol.

Therefore, the Constitutional Court unanimously warned the Happiness Party to remove the symbol "SP" within a six-month period.