
6 September 2018

TURKMENISTAN: Ninth jailed conscientious objector in 2018

By Felix Corley, Forum 18 (<https://www.forum18.org/>)

With a third jailing in August, of 18-year-old Sokhbet Agamyradov, nine conscientious objectors are known to have been jailed in 2018. Forum 18 could not reach Human Rights Ombudsperson Yazdursun Gurbannazarova to ask why men unable to perform military service on grounds of conscience cannot do alternative service.

The jailing of 18-year-old Sokhbet Agamyradov brings to nine the number of conscientious objectors known to have been jailed in Turkmenistan in 2018 for refusing compulsory military service on grounds of conscience.

A court in Mary handed Jehovah's Witness Agamyradov a one-year ordinary regime labour camp term on 27 August (see below).

All nine of the conscientious objectors known to be serving prison terms in Turkmenistan for refusing compulsory military service are Jehovah's Witnesses. The youngest are aged 18 and the oldest 24. Eight – including Agamyradov - are serving one-year jail terms and the ninth a two-year sentence (see list at foot of article).

Agamyradov was the third conscientious objector jailed in August (see F18News 16 August 2018 http://www.forum18.org/archive.php?article_id=2405).

Of the other six conscientious objectors sentenced earlier, two were jailed in January, one in June and three in July (see F18News 30 July 2018 http://www.forum18.org/archive.php?article_id=2400).

Many prisoners of conscience

The nine jailed conscientious objectors are among the many people Turkmenistan has jailed for exercising freedom of religion or belief (see Forum 18's Turkmenistan religious freedom survey http://www.forum18.org/archive.php?article_id=2244).

Five Muslims who met to study the works of theologian Said Nursi failed to overturn their 12-year jail terms at Turkmenistan's Supreme Court on 11 July. Four of the five are in the top-security prison at Ovadan-Depe, where prisoners have suffered torture and death from abuse or neglect (see F18News 27 July 2018 http://www.forum18.org/archive.php?article_id=2399).

Dozens of Muslims from in and around the eastern city of Turkmenabad [Turkmenabat] were imprisoned in 2013 and after to punish them for their involvement in a Muslim study group. Most or all the prisoners are believed to be held in Ovadan-Depe. Relatives often have no information as to whether they are still alive. Three of the group are known to have died in prison (see F18News 27 September 2017 http://www.forum18.org/archive.php?article_id=2318).

Jehovah's Witness Bahram Hemdemov is serving a four-year jail term to punish him for hosting a religious meeting (see below).

No answers

Forum 18 again tried to call the Human Rights Ombudsperson Yazdursun Gurbannazarova, who was named by the government-appointed parliament, to find out why young men are being jailed for refusing military service on grounds of conscience. The woman who answered her office phone on 5 September told Forum 18 that Gurbannazarova was out at a meeting. The phone went unanswered on 6 September. Her mobile phone went unanswered each time Forum 18 called on both 5 and 6 September.

Forum 18 also tried to call Yusupguly Eshshayev, since 30 March the Chair of the Mejlis (Parliament) Human Rights Committee, to find out if the authorities will ever introduce a law to allow those with conscientious objections to compulsory military service to perform an alternative civilian service. However, the man who answered his phone on 5 September told Forum 18 Eshshayev was out of the office at an event and would not be back that day. His phone went unanswered on 6 September.

No conscientious objection, no alternative service

In defiance of repeated calls by the United Nations and the Organisation for Security and Co-operation in Europe, Turkmenistan offers no alternative to its compulsory military service. Military service for men between the ages of 18 and 27 is generally two years (see F18News 30 July 2018 http://www.forum18.org/archive.php?article_id=2400).

Young men who refuse military service on grounds of conscience face prosecution under Criminal Code Article 219, Part 1. This punishes refusal to serve in the armed forces in peacetime with a maximum penalty of two years' imprisonment or two years' corrective labour.

From 2014, courts punished conscientious objectors with corrective labour or suspended prison terms, rather than imprisonment. However, jailings resumed with the two prison terms in January 2018 (see F18News 23 March 2018 http://www.forum18.org/archive.php?article_id=2363).

Another one-year jail term

Jehovah's Witness Sokhbet Agamyradov, who turned 18 in January, was called up to compulsory military service in the south-eastern city of Mary. He told the Conscription Office that he could not perform military service on grounds of conscience.

The Conscription Office handed Agamyradov's case to prosecutors, who brought a case against him under Criminal Code Article 219, Part 1. The case was handed to Mary City Court.

On 27 August, Judge Maysa Abdyeva of Mary City Court found Agamyradov guilty and sentenced him to one year's ordinary regime labour camp, Jehovah's Witnesses told Forum 18. As he had not been in detention in the run-up to the trial, Agamyradov was arrested at the end of the trial and led away to the city's detention centre.

Agamyradov filed an appeal against his sentence on 31 August. No date for the appeal to be heard at Mary Regional Court has yet been set.

Agamyradov is currently being held in Mary's detention centre, MR-D/14, until his appeal is heard.

Two appeals pending

The two other conscientious objectors sentenced earlier in August - Isa Sayayev and Ruslan Artykmuradov – are still in local detention centres awaiting their appeal hearings (see F18News 16 August 2018 http://www.forum18.org/archive.php?article_id=2405).

Koneurgench City Court sentenced Sayayev to a one-year ordinary regime labour camp term on 9 August. On 13 August he lodged an appeal to Dashoguz Regional Court and is awaiting a date for the hearing. Sayayev remains in the DZ-D/7 detention centre in the city of Dashoguz.

Sayat District Court sentenced Artykmuradov to a one-year ordinary regime labour camp term on 13 August. He lodged an appeal to Lebap Regional Court and is awaiting a date for the hearing. Artykmuradov remains in the LB-D/9 detention centre in the city of Turkmenabad.

Six jailed conscientious objectors in one labour camp

If the three young men lose their appeals, they are likely to be sent to serve their sentences at the ordinary regime labour camp LB-K/12 in the desert near Seydi, in Lebap Region. Many other prisoners of conscience jailed to punish them for exercising the right to freedom of religion or belief have been held in the camp.

The six conscientious objectors sentenced between January and July - Arslan Begenchov, Kerven Kakabayev, Mekan Annayev, Ikhlosbek Rozmetov, Veniamin Genjiyev and Maksat Jumadurdiyev – are already serving their sentences at the Seydi camp.

Also held at Seydi Labour Camp is fellow Jehovah's Witness Bahram Hemdemov. He was arrested during a March 2015 raid on his home, after which he was tortured. He is serving a four year prison term from 19 May 2015 on charges of allegedly inciting religious hatred, which he strongly denies, but his real "crime" seems to have been hosting a meeting for worship (see F18News 5 April 2016 http://www.forum18.org/archive.php?article_id=2164).

The address of the Seydi Labour Camp is:

746222 Lebap velayat

Seydi

Turkmenistan

List of known jailed conscientious objectors

Nine conscientious objectors to compulsory military service (listed below) – all of them Jehovah's Witnesses – are known to be serving prison sentences under Criminal Code Article 219, Part 1:

- 1) Arslan Begenchovich Begenchov; born 15 May 1999; sentenced 17 January 2018 Charjew District Court; appeal rejected 13 February 2018 Lebap Regional Court; one year ordinary regime labour camp.
- 2) Kerven Arslanovich Kakabayev; born 9 September 1996; sentenced 29 January 2018 Koneurgench City Court; appeal denied due to missed appeal deadline 27 June 2018 Dashoguz Regional Court; one year ordinary regime labour camp.
- 3) Mekan Orazdurdyevich Annayev; born 22 June 1999; sentenced 26 June 2018 Turkmenbashi City Court; no appeal to Balkan Region Court; two year ordinary regime labour camp.
- 4) Ikhlosbek Valijon oglu Rozmetov; born 26 November 1997; sentenced 11 July 2018 Gurbansoltan eje District Court; appeal rejected 23 July 2018 Dashoguz Regional Court; one year ordinary regime labour camp.
- 5) Veniamin Muslimovich Genjiyev; born 12 May 2000; sentenced 17 July 2018 Danew District Court; no appeal to Lebap Regional Court; one year ordinary regime labour camp.
- 6) Maksat Jumadurdyevich Jumadurdyev; born 15 May 2000; sentenced 17 July 2018 Danew District Court; no appeal to Lebap Regional Court; one year ordinary regime labour camp.
- 7) Isa Muslimovich Sayayev; born 14 May 1994; sentenced 9 August 2018 Koneurgench City Court; appeal lodged to Dashoguz Regional Court; one year ordinary regime labour camp.
- 8) Ruslan Khadynyaz oglu Artykmuradov; born 24 May 2000; sentenced 13 August 2018 Sayat District Court; appeal lodged to Lebap Regional Court; one year ordinary regime labour camp.
- 9) Sokhbet Rejepmyradovich Agamyradov; born 4 January 2000; sentenced 27 August 2018 Mary City Court; appeal lodged to Mary Regional Court; one year ordinary regime labour camp.

(END)

For a personal commentary by a Protestant within Turkmenistan, on the fiction - despite government claims - of religious freedom in the country, and how religious communities and the international community should respond to this, see http://www.forum18.org/Archive.php?article_id=728.

For a personal commentary by another Turkmen Protestant, arguing that "without freedom to meet for worship it is impossible to claim that we have freedom of religion or belief," see http://www.forum18.org/Archive.php?article_id=1128.

More reports on freedom of thought, conscience and belief in Turkmenistan can be found at <http://www.forum18.org/Archive.php?query=&religion=all&country=32>.

For more background information see Forum 18's religious freedom survey of Turkmenistan at http://www.forum18.org/Archive.php?article_id=2244.

A compilation of Organisation for Security and Co-operation in Europe (OSCE) freedom of religion or belief commitments can be found at http://www.forum18.org/Archive.php?article_id=1351.

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