

|                          |            |
|--------------------------|------------|
| T.B.M.M. Grup Başkanlığı |            |
| Tarih :                  | 17.05.1996 |
| Sayı :                   | 07-96/484  |

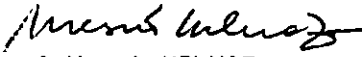
TÜRKİYE BÜYÜK MİLLET MECLİSİ BAŞKANLIĞINA

Türkiye Cumhuriyeti Anayasasının 86 ncı maddesine bir fıkra eklenmesi hakkındaki kanun teklifimiz ekte sunulmuştur.

Gereğini bilgilerinize arz ederim.

Saygılarımla.

① Mustafa Kallıoğlu  
Kodluza Mu.  


  
A. Mesut YILMAZ

Rize Milletvekili

EK : 1 Kanun Teklifi

|                        |                                                                                       |
|------------------------|---------------------------------------------------------------------------------------|
| T. B. M. M. BAŞKANLIĞI |                                                                                       |
| Komisyon               | - Anayasa Kom.                                                                        |
| TARİH                  | 28.1996 2/415                                                                         |
| K. Md.                 | 18. K.D. Eski 1/200                                                                   |
| BAŞKAN                 |  |

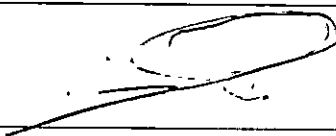
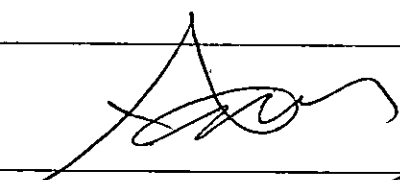
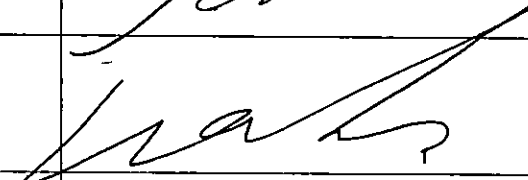
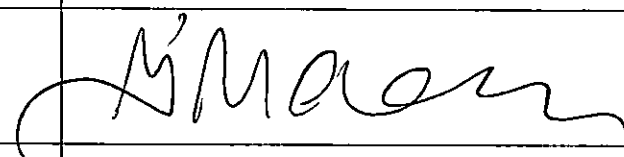
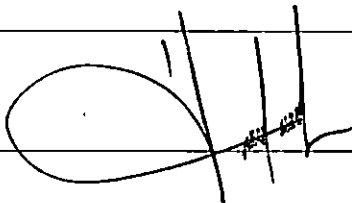
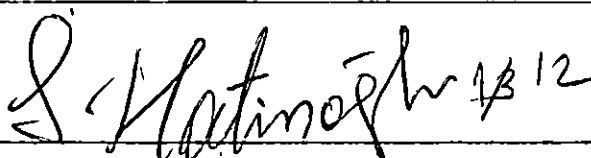
|                             |                |
|-----------------------------|----------------|
| T. B. M. M.                 |                |
| KARAR VE KARARLAR MÜDÜRLÜĞÜ |                |
| TARİH                       | 30 TEMMUZ 1996 |
| SAYI                        | 3042           |

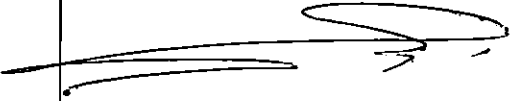
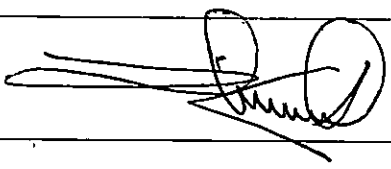
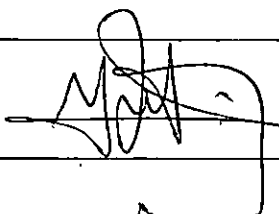
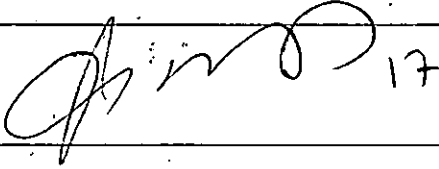
Kan. Kar. Md.  
30.07.1996



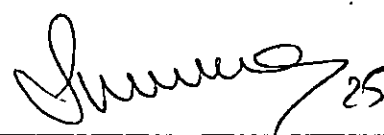
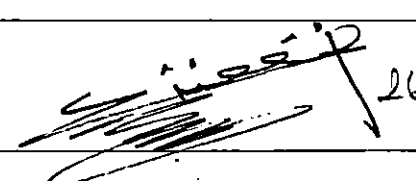
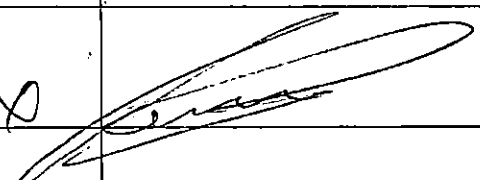
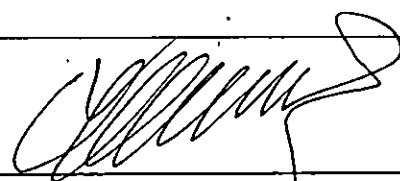
|                                |                |
|--------------------------------|----------------|
| T. B. M. M.                    |                |
| Genel Evrak ve Arşiv Müdürlüğü |                |
| Tarih :                        | 30 TEMMUZ 1996 |
| No. :                          | 8093           |

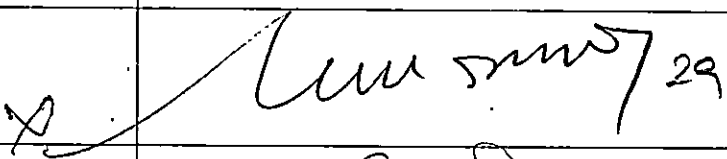
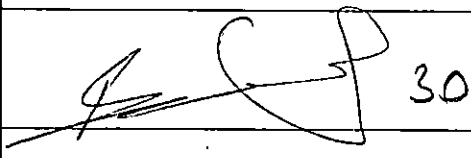
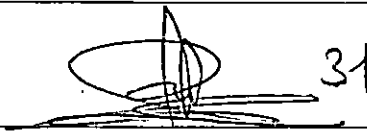
|                       |                              |
|-----------------------|------------------------------|
| <b>ADANA</b>          |                              |
| UĞUR AKSÖZ X          | <i>Uğur Aksöz</i> 1          |
| İMREN AYKUT           |                              |
| MEHMET ALİ BİLİCİ X   | <i>Mehmet Ali Bilici</i> 2   |
| <b>ADİYAMAN</b>       | <del><i>Adıyaman</i></del> 3 |
| MAHMUT BOZKURT X      | <i>Maahmut Bozkurt</i> 3     |
| <b>AFYON</b>          |                              |
| HALİL İBRAHİM ÖZSOY X | <i>Halil İbrahim Özsoy</i> 4 |
| <b>AĞRI</b>           |                              |
| YAŞAR ERYILMAZ        |                              |
| <b>AKSARAY</b>        |                              |
| SADİ SOMUNCUOĞLU X    | <i>Sadi Somuncuoğlu</i> 5    |
| <b>AMASYA</b>         |                              |
| ASLAN ALİ HATİPOĞLU X | <i>Aslan Ali Hatipoğlu</i> 6 |

|                      |                                                                                           |
|----------------------|-------------------------------------------------------------------------------------------|
| <b>ANKARA</b>        |                                                                                           |
| NEJAT ARSEVEN X      |  87     |
| CEMİL ÇİÇEK          |                                                                                           |
| AGÂH OKTAY GÜNER     |                                                                                           |
| İRFAN KÖKSALAN X     |  98     |
| MEHMET SAĞDIÇ X      |  109    |
| YÜCEL SEÇKİNER       |                                                                                           |
| İLKER TUNCAY X       |  110  |
| <b>ANTALYA</b>       |                                                                                           |
| İBRAHİM GÜRDAL X     |  1211 |
| SAMİ KÜÇÜKBAŞKAN     |                                                                                           |
| <b>ARTVİN</b>        |                                                                                           |
| SÜLEYMAN HATİNOĞLU X |  1312 |

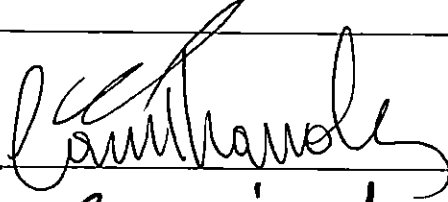
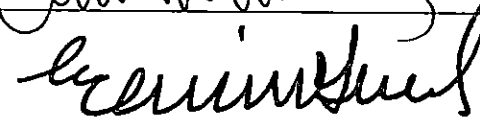
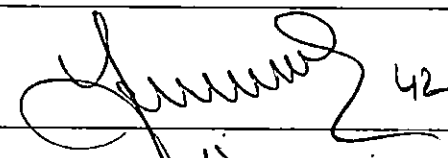
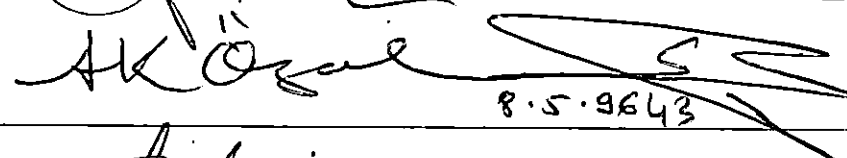
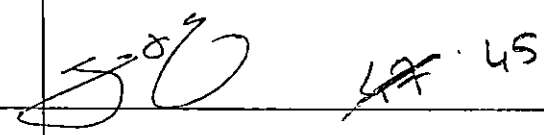
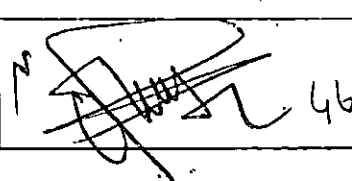
|                  |                                                                                          |
|------------------|------------------------------------------------------------------------------------------|
| <b>AYDIN</b>     |                                                                                          |
| CENGİZ ALTINKAYA | X  13   |
| YÜKSEL YALOVA    | X  14   |
| <b>BALIKESİR</b> |                                                                                          |
| SAFA GİRAY       | ?                                                                                        |
| HÜSNÜ SIVALIOĞLU | X  15   |
| <b>BARTIN</b>    |                                                                                          |
| ZEKİ ÇAKAN       |                                                                                          |
| <b>BATMAN</b>    |                                                                                          |
| TAULLAH HAMİDİ   | X  16 |
| <b>BAYBURT</b>   |                                                                                          |
| ÜLKÜ GÜNEY       | X  17 |
| <b>BITLİS</b>    |                                                                                          |
| KÂMRAN İNAN      | ?                                                                                        |

|                                 |           |
|---------------------------------|-----------|
| <b>BOLU</b>                     |           |
| <b>AVNİ AKYOL</b>               |           |
| <b>ABBAS İNCEAYAN</b> <i>Y</i>  | <i>18</i> |
| <b>BURDUR</b>                   |           |
| <b>YUSUF EKİNCİ</b> <i>X</i>    | <i>19</i> |
| <b>BURSA</b>                    |           |
| <b>İLHAN KESİCİ</b> <i>?</i>    |           |
| <b>FERİDUN PEHLİVAN</b>         |           |
| <b>İBRAHİM YAZICI</b> <i>Y.</i> | <i>20</i> |
| <b>ÇANAKKALE</b>                |           |
| <b>CUMHUR ERSÜMER</b> <i>X</i>  | <i>21</i> |
| <b>ÇANKIRI</b>                  |           |
| <b>METE BÜLGÜN</b> <i>X</i>     | <i>22</i> |

|                                 |                                                                                              |
|---------------------------------|----------------------------------------------------------------------------------------------|
| <b>DENİZLİ</b>                  |                                                                                              |
| <b>HASAN KORKMAZCAN</b>         |                                                                                              |
| <b>DİYARBAKIR</b>               |                                                                                              |
| <b>ABDÜLKADİR AKSU</b> X        |  23         |
| <b>MUZAFFER ARSLAN</b> X        |  24        |
| <b>SEBGETULLAH SEYDİAOĞLU</b> X |  25        |
| <b>ERZURUM</b>                  |                                                                                              |
| <b>NECATİ GÜLLÜLÜ</b> X         |  26      |
| <b>ESKİŞEHİR</b>                |                                                                                              |
| <b>MUSTAFA BALÇILAR</b> X       |  27<br>28 |
| <b>GAZİANTEP</b>                |                                                                                              |
| <b>MUSTAFA TAŞAR</b>            |                                                                                              |
| <b>ÜNAL YAŞAR</b> X             |  28      |

|                              |                                                                                        |
|------------------------------|----------------------------------------------------------------------------------------|
| <b>GİRESUN</b>               |                                                                                        |
| <b>BURHAN KARA</b>           |                                                                                        |
| <b>YAVUZ KÖYMEN</b> X        |  29  |
| <b>RASİM ZAIMOĞLU</b> X      |  30  |
| <b>GÜMÜŞHANE</b>             |                                                                                        |
| <b>MAHMUT ÖLTAN SUNGURLU</b> |                                                                                        |
| <b>HAKKARİ</b>               |                                                                                        |
| <b>NAİM GEYLANİ</b> Y        |  31 |
| <b>HATAY</b>                 |                                                                                        |
| <b>LEVENT MISTIKOĞLU</b>     |                                                                                        |
| <b>HÜSEYİN YAYLA</b>         |                                                                                        |
| <b>İĞDIR</b>                 |                                                                                        |
| <b>ADİL AŞIRIM</b>           |                                                                                        |

|                        |      |
|------------------------|------|
| <b>İSPARTA</b>         |      |
| ERKAN MUMCU            | X 32 |
| <b>İCEL</b>            |      |
| HALİL CİN              | X 33 |
| ALİ ER                 | X 34 |
| RÜŞTÜ KÂZİM YÜCELEN    | X 35 |
| <b>İSTANBUL</b>        |      |
| <b>BÜLENT AKARCALI</b> |      |
| AHAT ANDİCAN           | X 36 |
| REFİK ARAS             |      |
| ALİ COŞKUN             | X 37 |
| HÜSNÜ DOĞAN            | X 38 |
| HALİT DUMANKAYA        | X 39 |

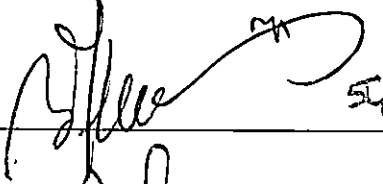
|                    |                                                                                               |
|--------------------|-----------------------------------------------------------------------------------------------|
| YILMAZ KARAKOYUNLU |                                                                                               |
| M. CAVİT KAVAK     | X  40       |
| EMİN KUL           | X  41       |
| YUSUF NAMOĞLU      | X  42       |
| KORKUT ÖZAL        | X  8.5.9643 |
| ALİ TALİP ÖZDEMİR  | X  44       |
| YUSUF PAMUK        | X  45      |
| GÜNEŞ TANER        |                                                                                               |
| ŞADAN TUZCU        |                                                                                               |
| İZMİR              |                                                                                               |
| İŞİN ÇELEBİ        |                                                                                               |
| İ. KAYA ERDEM      |                                                                                               |
| METİN ÖNEY         | X  46      |

|                        |   |    |
|------------------------|---|----|
| RÜŞTÜ SARACOĞLU        | X | 47 |
| SUHA TANIK             | X | 48 |
| KARS                   |   |    |
| Y. SELAHATTİN BEYRİBEY |   |    |
| KASTAMONU              |   |    |
| MURAT BAŞESGİOĞLU      | X | 49 |
| KAYSERİ                |   |    |
| İBRAHİM YILMAZ         | X | 50 |
| KIRIKKALE              |   |    |
| RECEP MIZRAK           | X | 51 |
| KIRKLARELİ             |   |    |
| CEMAL ÖZBİLEN          | X | 52 |
| KIRSEHİR               |   |    |
| MEHMET ALİ ALTIN       | X | 53 |

**KOCAELİ**

BÜLENT ATASAYAN

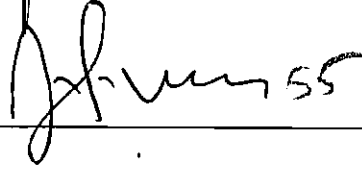
X



54

HAYRETTİN UZUN

X

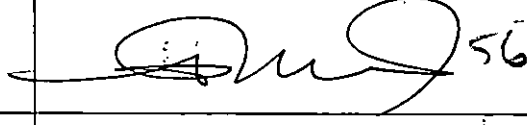


55

**KONYA**

AHMET ALKAN

X



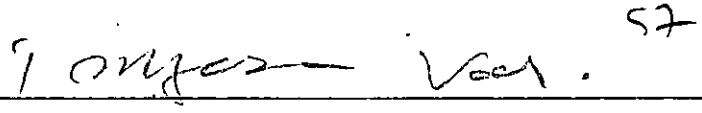
56

MEHMET KEÇECİLER

?

**KÜTAHYA**

MUSTAFA KALEMLİ



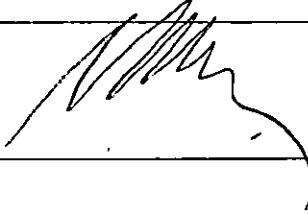
57

**MALATYA**

MİRAC AKDOĞAN

METİN EMİROĞLU

X

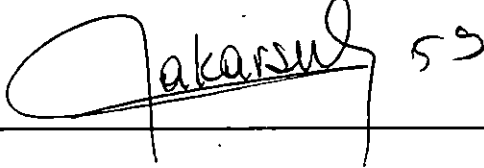


58

**MANİSA**

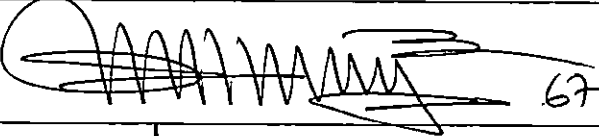
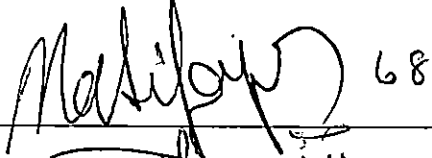
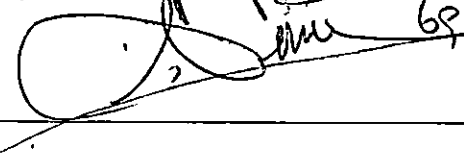
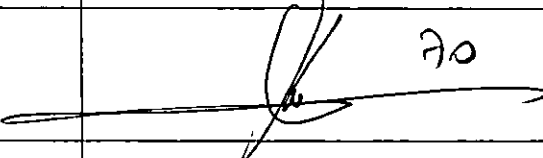
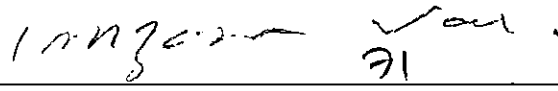
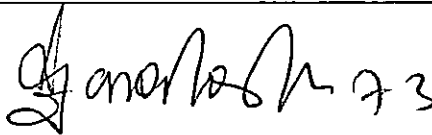
ABDULLAH AKARSU

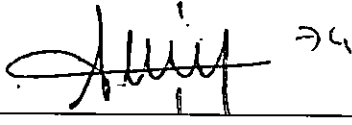
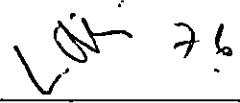
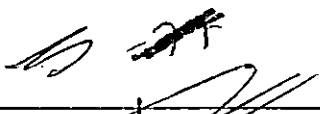
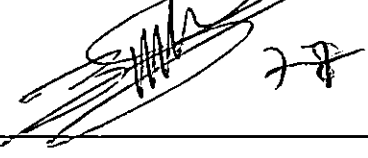
X

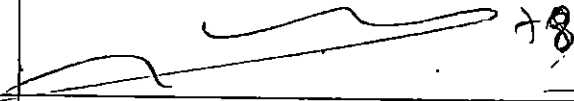
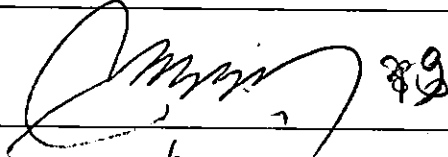
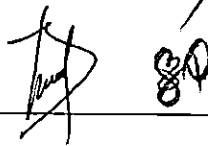
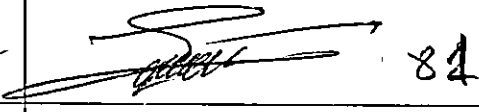
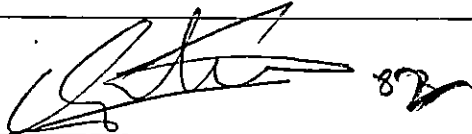
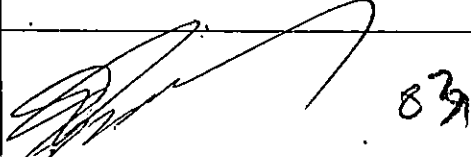


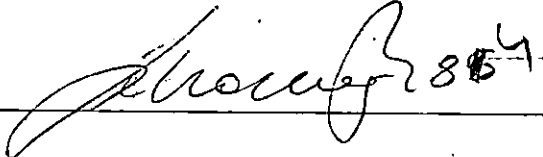
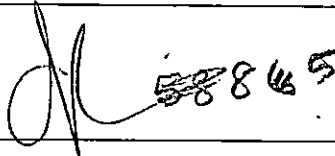
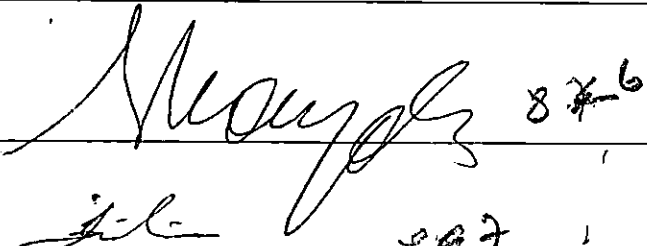
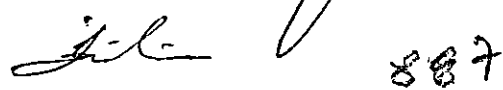
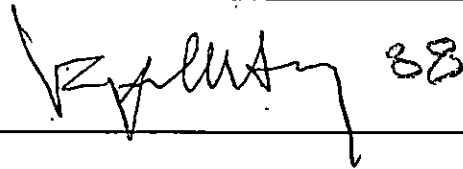
59

|                  |   |                         |
|------------------|---|-------------------------|
| SÜMER ORAL       | ✓ | S. Şimşek 60            |
| EKREM PAKDEMİRLİ |   |                         |
| KAHRAMANMARAŞ    |   |                         |
| ESAT BÜTÜN       |   |                         |
| ALİ DOĞAN        | ✓ | <del>Ş. Şimşek</del> 61 |
| MARDİN           |   |                         |
| SÜLEYMAN ÇELEBİ  | ✓ | <del>Ş. Şimşek</del> 62 |
| ÖMER ERTAŞ       | ✓ | <del>Ş. Şimşek</del> 63 |
| MUĞLA            |   |                         |
| LALE AYTAMAN     | ✓ | Ş. Şimşek 64            |
| MUŞ              |   |                         |
| ERKAN KEMALOĞLU  | ✓ | <del>Ş. Şimşek</del> 65 |
| NEVSEHİR         |   |                         |
| ABDULKADİR BAŞ   | ✓ | S. Şimşek 66            |

|                   |                                                                                         |
|-------------------|-----------------------------------------------------------------------------------------|
| <b>NIĞDE</b>      |                                                                                         |
| AKIN GÖNEN ?      |                                                                                         |
| <b>ORDU</b>       |                                                                                         |
| BAHRİ KİBAR X     |  67   |
| NABİ POYRAZ X     |  68   |
| ŞÜKRÜ YÜRÜR X     |  69   |
| <b>RİZE</b>       |                                                                                         |
| AVNİ KABAOĞLU     |                                                                                         |
| AHMET KABİL X     |  70 |
| A. MESUT YILMAZ   |  71 |
| <b>SAKARYA</b>    |                                                                                         |
| AHMET NEİDİM X    |  72  |
| ERSİN TARANOĞLU X |  73 |

|                         |                                                                                        |
|-------------------------|----------------------------------------------------------------------------------------|
| <b>SAMSUN</b>           |                                                                                        |
| CEMAL ALİŞAN X          |  74   |
| BİLTEKİN ÖZDEMİR X      |  75   |
| ADEM YILDIZ             |                                                                                        |
| <b>ŞİİRT</b>            |                                                                                        |
| NİZAMETTİN SEVGİLİ ?    |                                                                                        |
| <b>SİNOP</b>            |                                                                                        |
| YAŞAR TOPCU             |                                                                                        |
| <b>ŞIRNAK</b>           |                                                                                        |
| MEHMET SALİH YILDIRIM X |  76 |
| TEKİRDAĞ                |  77 |
| ENİS SÜLÜN X            |  78 |

|                              |                                                                                         |
|------------------------------|-----------------------------------------------------------------------------------------|
| <b>TOKAT</b>                 |                                                                                         |
| <b>METİN GÜRDERE</b> X       |  78   |
| <b>TRABZON</b>               |                                                                                         |
| <b>EYÜP AŞIK</b>             |                                                                                         |
| <b>ALİ KEMAL BAŞARAN</b> X   |  89   |
| <b>İBRAHİM ÇEBİ</b> X        |  80    |
| <b>ŞANLIURFA</b>             |                                                                                         |
| <b>SEYYİT EYÜPOĞLU</b> X     |  81  |
| <b>EYÜP CENAP GÜLPINAR</b> ? |                                                                                         |
| <b>İİŞAK</b>                 |                                                                                         |
| <b>YILDIRIM AKTÜRK</b> V     |  82 |
| <b>VAN</b>                   |                                                                                         |
| <b>MUSTAFA BAYRAM</b> X      |  83  |

|                     |   |                                                                                     |
|---------------------|---|-------------------------------------------------------------------------------------|
| ŞERİF BEDİR HANOĞLU | ✓ |   |
| YALOVA              |   |                                                                                     |
| YAŞAR OKUYAN        | ✓ |    |
| YOZGAT              |   |                                                                                     |
| LÜTFULLAH KAYALAR   | ✓ |   |
| İSMAİL DURAK ÜNLÜ   | ✓ |   |
| ZONGULDAK           |   |                                                                                     |
| VEYSEL ATASOY       | ✓ |  |

88. Ad.

## G E R E K Ç E

Bu deęişiklikle, Anayasanın 86 ncı maddesinin birinci fıkrasına bir cümle eklenmek suretiyle hedeflenen amaç, Türkiye Büyük Millet Meclisi üyelerinin temsil ve yasama görevlerini daha verimli ve etkin bir biçimde yerine getirebilmelerini sağlamak üzere bazı batı parlamentolarında uygulandığı gibi yeni bir sistem ve imkan getirmektir.

Bu sistenle üyeler seçim bölgelerinde özel bir büro açabilecekler ve bu büroda yasama görevlerinin gereęi olan seçmenle temaslarını daha düzenli olarak yerine getirebileceklerdir. Böylece vatandaşların merkeze gelmeleri sırasındaki zaman kaybı önleendięi gibi, milletvekilleri ile mahallinde yüz yüze görüşmeleri sayesinde istek ve ihtiyaçlar daha çabuk giderilmiş olacaktır.

Bu konuda yapılan araştırmalar sonucunda ortaya çıkan hukuki görüşlerden biri, Anayasa'da bir deęişikliklięe gerek olmadan, Siyasi Partiler veya Milletvekilleri ödenek ve yollukları hakkındaki kanunlardan birinde deęişiklik yapmak veya müstakil bir kanun çıkarmak suretiyle amaç sağlanabilir, şeklindedir. Diğer hukuki görüş ise, Anayasa'da bir deęişiklik yapmadan, kanunla kurulacak bu sistem, Milletvekiline ek bir ödenek sayılabileceğinden Anayasaya aykırı düşer.

Konunun hassasiyeti göz önünde bulundurularak, herhangi bir istismar ve yanlış yoruma meydan vermemek için Anayasa deęişiklięi tercih edilmiştir.

Fıkraaya eklenen hükümle, yapılacak ödemenin şekil, usul ve esasları ile diğer ayrıntıların tespiti, çıkarılacak bir kanuna bırakılmıştır. Ancak yapılacak ödemenin miktarına bir tavan getirilmiştir.

TÜRKİYE CUMHURİYETİ ANAYASASININ 86 NCI MADDESİNİN  
DEĞİŞTİRİLMESİ HAKKINDA KANUN TEKLİFİ

Madde 1.- 7.11.1982 tarihli, 2709 numaralı Türkiye Cumhuriyeti Anayasasının 86 ncı maddesine aşağıdaki Fıkra eklenmiştir.

"Ayrıca, seçim bölgesi büro giderleri için yapılacak ödemenin miktarı ve bununla ilgili usul ve esaslar Kanunla düzenlenir. Şu kadarki; ödenecek miktar yolluk miktarını aşamaz."

Madde 2.- Bu Kanun yayımı tarihinde yürürlüğe girer.