PROBATION AS A NEW CRIMINAL EXECUTION PROCEDURE AND CONDITIONS FOR UTILIZATION OF THIS PROCEDURE

ABSTRACT

Examination of probation criminal execution procedure is studied in this paper. Firstly legal nature of probation is examined and then dwelled on conditions and differences from the counterparts of probation criminal execution method within this context. Additionally followings points are to be searched; in what way the convicted will be supervised and how to be put an end to the application in the probation criminal execution procedure. The amendment of 5275 law on execution of sentences and security measures (CGTİHT) with code numbered 6291 comforted the high occupancy rate in the penal institutions. But on the other hand these amendments are brought out the result that convicted persons allowed to be used the probation criminal execution procedure without assessment of their good conduct. The new amendment caused to be released some convicted from penal institutions without any improvement and from this point caused to be perceived as a pardon.