







عبر والـ54 پدبر

إصدار: مرصد انتهاكات حرية الرأي والتعبير

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حرّية الرأي والتعبير مضمونين للناس الكلّ بـش يعـبروا علـى رواحهـم وعلـى أفكارهـم. والمرسـوم 54 آش عملنـا فيـه ؟ بالحـق خطـير ؟

المجلـة هـذي هي تبسـيط للمرسـوم هـذا وتسـهيل لـكل الإجـراءات المتعلقـة بيـه. وتعاونـك بـش تعـرف حقوقـك كيـف تتوقـف على أساسـه وتفهـم الإجـراءات الي تنجّم.





بالنسبة لحرية التعبير من بين الحاجات الي تتبناها الدول الديمقراطية، وحرية الرأي هي أحسن طريقة يعبر بها العبد على أفكارو.



الدستور

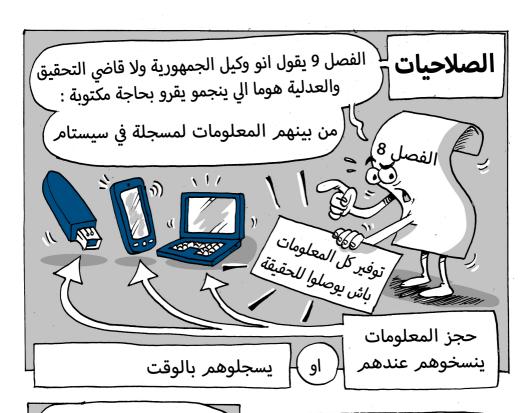
الحقوق والحريات الي طفاهنها الدستور ما تتمس كان بقانون ضروري بش ادافع على الوطن، ولا للأمن العام ولا الصحة العمومية ولا يحمي حقوق الناس.

و صدر المرسوم نومرو 54 في 13 سبتمبر 2022 الي يحكي على مكافحة الجرايم متاع أنظمة المعلومات والاتصال والي يحكي فصله ال24 على جريمة تسمات ب "الإشاعة والأخبار المزيفة"

















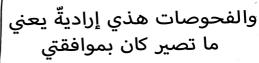


وثىقة

مكتوبة .











جريمة استهلاك مادة مخدرة تثبت من خلال قرينة عدم الامتثال لاجراء عملية التحليل بدون مبرر مقبول.

يعنى في حالة انه يرفض التحليل الفترة الثانية تنجم الوضعية تتقلب عليه.

يصحح على المحاضر

می میں میں در رہ ولا پختار ما بصححش ولا پختار ما

وقتها يتعاقب على جريمة "انوا ما عداش التحليل"

و ما احترمش قانون الطرقات

يثبت إجراءات البحث . يزور الشخص الموقف يزور يحضر معاه وقت الي يحضر في المقابلة يعطي ملاحظات كتابية ومؤيدات يعطي ملاحظات يسأُل كان عنده أسئلة يطلب عرض الموقوف على الفحص الطب

شنوا دور المحامي قدامر ىاحث البداية ؟

نعطیك ساعة بش تتطلع عالملف و نص ساعة بش تزورو



لازم يعلموا المحامي عالاقل

بساعتين قبل ما يسمعوني

ولازم زادا نحسبو الوقت...

حسب الفصل 13 لازم دوب ما نعطيك اسم محاميا تكلموه بالوقت.

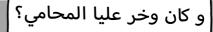


والإجراء هذا من بين الضمانات الي يتمتع بها الموقف. حتى على أرض الواقع ماهوش في مصلحة البحاث انه يطول باش يكلم المحامي.

وحتى كانهم ما همش محتفظين بيا... المحامي عندو الحق انو يقابلني البرا مالمركز قبل السماع ومدة الزيارة تكون نفسها.







الوقت بش ينقص بين اطلاعهم على الملف و مقابلة المحامي



ما انجمش نحضر محامي

عندي الحق انجم نختار محامي آخر بش يحضر معايا



و عندي الحق انقابل محاميا بصفة منفردة لمدة نصف ساعة و كان صار تمديد نزيد نصف ساعة اخرى

من غير حضور الباحث



According to article 13 you have to immediately call my lawyer when I give you his name.



And this procedure is one of the guarantees to which benefit the detainee. In reality, the investigator can't wait for a long time until calling the lawyer.

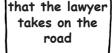
Even if they don0t detain me... The lawyer can still visit me outside of the police station before the hearing and the time is the same.



I accord you an hour to consult the file and half an hour to visit the suspect



They have to inform the lawyer at least two hours before my hearing and don't forget to count the time...



Which will be between an hour or two

These tests are voluntary and I only submit to them with my consent.



Even if I refuse them, the judiciary won't be hindered

And it will allow the Court to use other arguments In case

the suspect refuses the blood test that will prove that he was drunk while driving...



In this case he'll be punished for not "submitting to the tests"



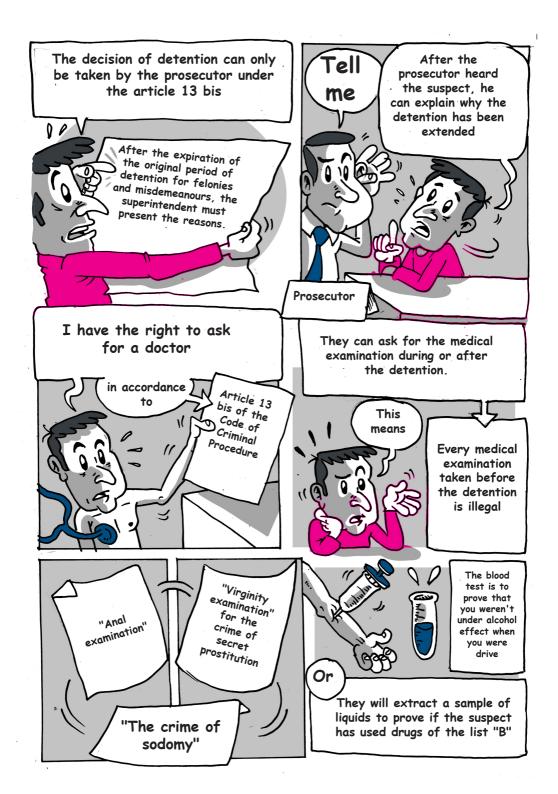
The crime of using drugs can be proven like the other crimes

> In case the suspect refuses to pass the tests, the situation will turn against him.

What's the role of the lawyer in front of the initial researcher?

View the search view the search the procedures Visit the riverained Attend the retained ATTEND THE NO. the confrontation Ask questions Make observations Submission of written observations and writter observations and endorsements Request a

medical examination for the medical examination to report



My rights as a detainee

They are four

1 - Right to informUsually two people

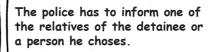
They have to inform me about the cause of my detention

They have to inform me about my right to call a doctor

The duration of my detention and if it can be extended or not

And my right to call a lawyer to attend the detention with me

In case I don't speak arabic they have call the consulate who will provide me a translator and a lawyer.





Hello,

They must inform them with:

2- The right to know why his detention has been extended



It has to be legal There has to be a valable cause to the extension



In necessary cases, they can overhear the suspect's calls to get the information they need or even



The article 10 of the decree 54

In the same context



Even if the suspect is in flagrante delicto, the decision of retain can only be taken by the public prosecutor



The things they detain have to be listed and then write a report of detention

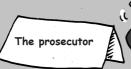


The day
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number of
the case

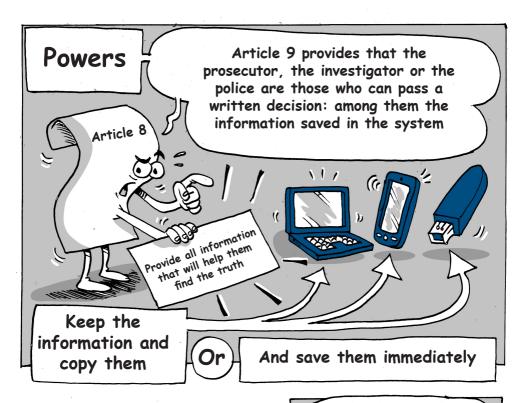
The things they detain have to be lis

And this is provided by article 13 bis

Who has the authority to make the retention decision?











And this crime occurs when a person uses social networks to create, share or send rumors and fake

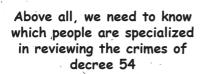
news.

It occurs even when the person creates fake documentation to cause harm either to others or to public security and national defense



And the punishment doubles if the harmed person is a public official

Do you want me to tell you about what you need to know in case they arrest and detain you for a crime under law 54?

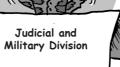






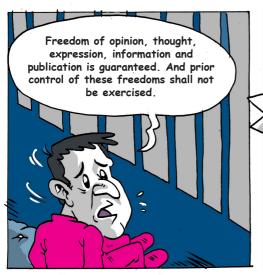
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Those who work at the Ministry of Communication





Freedom of expression is one of the pillars of democratic States, and freedom of opinion is the best way for a person to express herself



Constitution «No restrictions shall be placed on the rights and freedoms guaranteed by this Constitution except by law and as required by national defence, public security, public health, protection of the rights of others or public morals.»

Accordingly, no revision may be made so as not to prejudice the rights and freedoms that people have gained.

And the decree 54 on combating crimes related to information and communication systems has been promulgated on the 13th of september 2022. And its 24th article provides a crime know as «Rumors and fake news»







Freedom of opinion and expression is guaranteed to everyone to express themselves.

What about Decree 54? Is it really dangerous?

This comic book is a simplification of the decree and a facilitation of all procedures related to it. It will help you know your rights in case you're being detained on its basis and be aware of the procedures you can go through.

Express yourself and let the 54 guess

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