

WEEKLY NEWSLETTER

Metin & Cicek Attorney Partnership Weekly Legal Newsletter



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Law Amending the Unemployment Insurance Law and Certain Laws

- *Official Gazette dated February 03, 2024 and numbered 32449, Law No. 7495*

Law No. 7495 introduces the following important amendments:

1. Minimum Wage Support Increase: Minimum wage support has been increased to 700 TL.
2. Employer Premium Support: A portion of employers' premium payments will be covered by the Unemployment Insurance Fund.
3. Changes to Short-Time Working Allowance: The required number of premium payment days has been reduced to 450 days, and "general epidemic" has been added to the grounds for short-time working. Additionally, the collection of overpayments and reimbursement of payments arising from employer errors have been regulated.
4. Extension of Employment Incentive: The incentive for the employment of women, youth, and unemployed people with vocational qualification certificates has been extended.
5. Minimum Pension Increase: The minimum pension has been increased to TL 10,000.

Approval of the Ratification of the First Additional Protocol to the Free Trade Agreement between the Government of the Republic of Turkey and the Government of Malaysia

- Official Gazette dated February 03, 2024 and numbered 32449, Law No. 7493



The "Agreement between Turkey and Korea on Avoidance of Double Taxation on Income Taxes and Prevention of Tax Evasion and Tax Avoidance" was signed in Seoul on October 22, 2021. The agreement and its annex protocol entered into force on February 3, 2024. The agreement regulates the procedures and principles regarding in which country the income will be taxed and how double taxation will be avoided in case the income is taxed in both countries.

Agreement between Turkey and Korea on Avoidance of Double Taxation on Income Taxes and Prevention of Tax Evasion and Tax Avoidance and its Annex entered into force

- Official Gazette dated February 03, 2024 and numbered 32449, Law No. 7494



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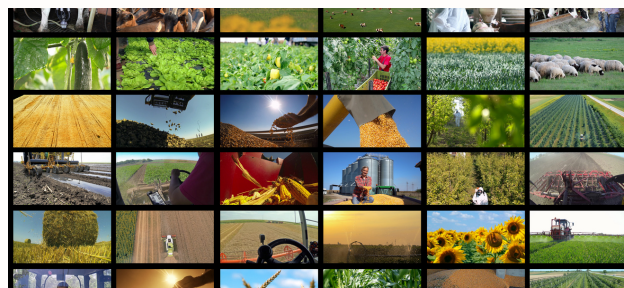
Employment for National Athletes

- 03 February 2024 dated and 32449 numbered Official Gazette, Presidential Decree No. 8154

The Decree stipulates that athletes who have represented Turkey at least ten times in international organizations such as the Olympic or Paralympic Games can be employed as sports experts or coaches without undergoing an examination.

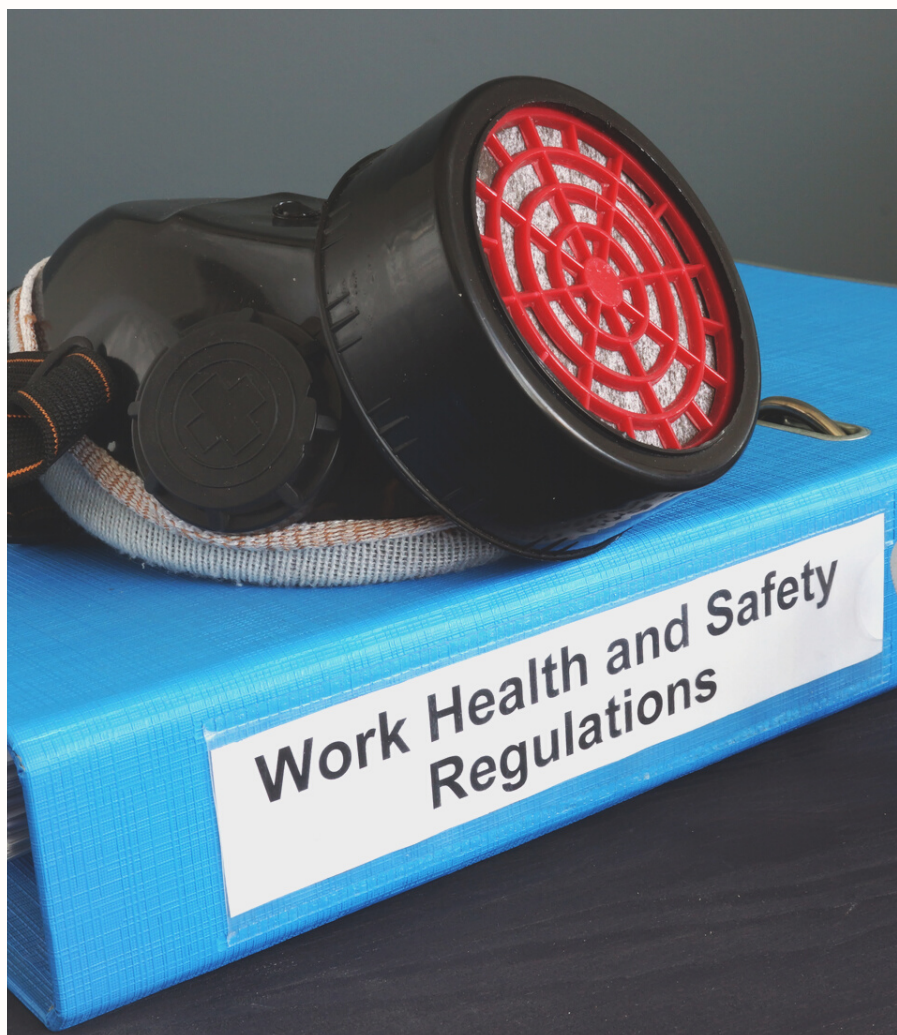
Amendment to the Regulation on Agricultural Products Licensed Warehousing

- Official Gazette dated February 08, 2024 and numbered 32454, Regulation



The amendments to the Regulation on Licensed Agricultural Products Warehousing are summarized below:

1. Amendments were made to the contracts made with the Exchange for the follow-up of warehouse receipts.
2. The new fee tariff entered into force and started to be applied to stored products.
3. The storage fees accrued for the products stored in licensed warehouses are paid by the Soil Products Office to licensed warehouse operators.
4. Licensed warehouse operators can undertake the product delivery obligation in futures contracts.
5. With the provisional article, the licensed warehouse fee tariff approved in January 2024 entered into force.



Amendment to the Regulation on Health and Safety Conditions in the Use of Work Equipment

- *Official Gazette dated February 04, 2024 and numbered 32450, Regulation*

The Amending Regulation introduces additions and regulations on health and safety requirements for the use of work equipment. It contains important regulations on issues such as the obligations of the employer, maintenance and control procedures, periodic control requirements. In addition, special regulations for equipment used in explosive atmospheres and information/training of employees are also specified. The Regulation aims to protect the safety of work equipment and the health of employees.

Amendment to the Regulation on the Responsibilities of Occupational Safety Experts

- *Official Gazette dated February 04, 2024 and numbered 32450, Regulation*

The authority to supervise the duties of Occupational Safety Experts has been given to the Directorate General and new procedures have been introduced for conducting inspections. Within the scope of this regulation, training institutions, trainers, responsible managers and authorized premises will be controlled and inspected through remote access and sanctions will be imposed according to the violations detected. In cases of natural disasters or extraordinary circumstances, certain obligations of occupational safety organizations can be modified or postponed with the approval of the Minister.

Amendment to the Regulation on Occupational Hygiene Measurement, Testing and Analysis

- *Official Gazette dated February 04, 2024 and numbered 32450, Regulation*

04 February 2024 dated and 32450 numbered Official Gazette, Regulation With an article added to the Regulation, some of the obligations of occupational hygiene laboratories in natural disasters or states of emergency, disaster areas or places where a state of emergency has been declared can be changed or postponed.

Regulation Amending the Regulation on Duties, Authorities, Responsibilities and Training of Workplace Physicians and Other Health Personnel

- *Official Gazette dated February 04, 2024 and numbered 32450, Regulation*

In order to monitor whether the trainings are provided effectively and efficiently, the Directorate General will control and supervise the training institutions, trainers and responsible managers, the authorized place, on-site or through remote access via digital infrastructure.

Amendment to the Regulation on Occupational Health and Safety Services to be Provided by the Employer or Employer's Representative in Workplaces

- *Official Gazette dated February 04, 2024 and numbered 32450, Regulation*

Trainings subject to the Regulation may also be provided by public institutions and organizations, professional organizations in the nature of public institutions, workers' and employers' organizations by signing a protocol with the Ministry.

Amendment to the Communiqué on Supporting Conversion to Turkish Lira Deposit and Participation Accounts

- Official Gazette dated February 05, 2024 and numbered 32451, Regulation



Within the scope of the amendment, foreign currency deposit account and participation fund account balances denominated in US dollars, Euros and British pounds sterling existing in banks as of 31/1/2024 for domestic resident real persons and 30/6/2023 for domestic resident legal entities will be converted into Turkish lira at the conversion rate upon request of the account holder.

Amendment to the Regulation on Occupational Health and Safety Services

- Official Gazette dated February 04, 2024 and numbered 32450, Regulation

Amendments to the Regulation on Occupational Health and Safety Services include the following changes:

1. Determination of the definition of employee health center and authorization requirements.
2. Change of the term "OSGB" to "OSGB or ÇASMER".
3. Update of the title and content of the Regulation.
4. Renewal of regulations on joint health and safety units and employee health centers.
5. Clarification of the duties and authorities of occupational safety experts.
6. Determination of application, authorization, and audit procedures.
7. Provision for the alteration of authorization conditions for OSGBs and ÇASMERs in the event of natural disasters or extraordinary circumstances.

Amendment to the Communiqué on Supporting Conversion from Gold Accounts to Turkish Lira Deposit and Participation Accounts

- Official Gazette dated February 05, 2024 and numbered 32451, Regulation



Within the scope of the amendment, the gold accounts of resident real persons as of 31/1/2024 and resident legal entities as of 31/12/2021 will be converted into Turkish lira at the conversion price upon request of the account holder.

Communiqué on the Procedures and Principles for Determining the Compliance of Macarons with Technical Regulations

- *Official Gazette dated February 07, 2024 and numbered 32453, Communiqué No. 2023/60*

The purpose of the Communiqué is to determine the procedures and principles regarding the determination of the compliance of macarons with technical regulations. According to the Regulation, the production and supply of Macarons to the market must adhere to the following conditions:

- 1.Ensuring the compliance of the product with technical regulations by examining the inputs and packaging.
- 2.Subjecting the materials used in macarons to certain rules, such as the prohibition of sweeteners.
- 3.Regulating packaging colors and content according to certain standards.
- 4.Placing health warnings and other information on the outside of unit packages according to specified standards.
- 5.Writing and placing trademarks and distinguishing marks according to certain rules.
- 6.Ensuring that the physical characteristics of macarons comply with standards.
- 7.Applying general regulations for tobacco products also to macarons.



"Earthquake Region Provinces Report" prepared under the coordination of the Ministry of National Education Strategy Development Presidency was presented to the public

The "Earthquake Region Provinces Report", prepared under the coordination of the Ministry of National Education's Strategy Development Directorate, summarizes the activities carried out following the earthquakes on February 6 and their effects. The report covers in detail issues such as the number of students and teachers in the region, the work of MoNE AKUB teams, shelter and food services. The report also covers various issues such as the development of educational environments and teacher appointments. The report presents in detail the support provided to the earthquake-affected regions and the processes.

ILO Publishes Directive on General Principles of Labor Inspection

Labour inspection is one of the priorities of the International Labour Organization (ILO). The ILO's founding treaty and subsequent instruments encourage member States to strengthen their labour inspection systems. The Labour Inspection Convention and the Labour Inspection (Agriculture) Convention provide important standards for the development of national labour inspection systems. On 06.02.2024, the International Labour Organization issued a directive stressing the importance of strengthening labour inspection institutions. The ILO Directive on general principles of labour inspection provides technical guidance on basic principles and focuses on supporting national labour inspection systems.

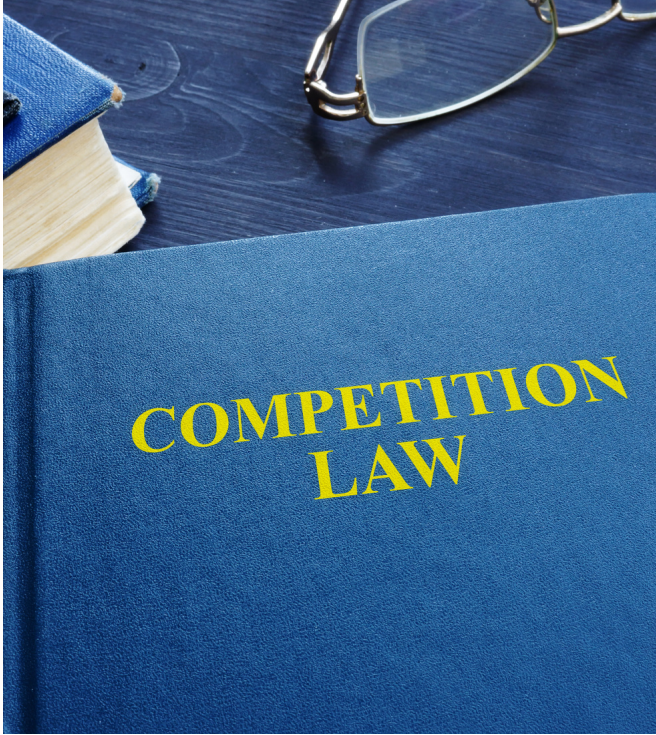


ILO Publishes Guidelines on the Collection and Use of Labour Inspection Statistics



Labour inspection statistics help governments develop their labor policies and improve their labor inspection systems. This short guide from the International Labour Organization, dated 06.02.2024, highlights the importance and benefits of labor inspection statistics, especially for ministries of labor and labor inspectors. The guide presents information in a user-friendly manner and contains practical information on labor inspection statistics. Topics such as the benefits of these statistics, methods to improve efficiency, coverage areas, production processes, interpretation, and presentation to stakeholders are covered in detail. The aim of these guidelines is not only to improve labor inspection statistics but also to increase cooperation and facilitate joint work between national labor inspectors, other government agencies, and relevant stakeholders.

The Investigation Against Neolife İthalat İhracat AŞ Concluded



Neolife İthalat İhracat AŞ was decided upon by the Competition Authority on 05.02.2024 within the scope of the investigation initiated by the Board decision dated 13.04.2023 and numbered 23-18/343-M(10). In this context:

- 1.The company was found to have violated Article 4 of Law No. 4054 on the Protection of Competition by determining the sales price of its sellers.
- 2.Therefore, an administrative fine was imposed on the company at a certain rate.
- 3.As a result, it was decided to conclude the investigation with a settlement.

Public Opinion on the Regulation Amending the Regulation on Radio Equipment



With the decision of the Information and Communication Technologies and Communication Board, it has been decided to publish the Draft Regulation Amending the Regulation on Radio Equipment Regulation on the website of the Authority for a period of 30 (thirty) days in order to receive public opinion. Within the scope of the planned amendment draft:

According to the Regulation, markings and information requirements for certain categories or classes of radio equipment have been determined. Additionally, amendments and additions to certain provisions have been introduced. These regulations aim to ensure that radio equipment is appropriately marked, that certain information is made available to consumers, and that compliance with conformity standards is ensured.