

WEEKLY NEWSLETTER

Metin & Cicek Attorney Partnership Weekly Newsletter



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Regulation on Entrance Examination for Legal Professions and Administrative Judiciary Preliminary Examination

- *Official Gazette dated May 08, 2024 and numbered 32540, Regulation*

This regulation sets out the principles and procedures of the Entrance Examination for Legal Professions and the Preliminary Examination for Administrative Judiciary. For these exams, which are held under the additional article 41 of the Higher Education Law, the regulation explains the conditions, timing, application process and evaluation of the exams.

The regulation, which regulates issues such as entry requirements, timing, announcement and application procedures, contains detailed rules on how the exams conducted by ÖSYM will be conducted. This regulation, which is based on the Higher Education Law, explains the conditions for candidates to take the exams and the process of conducting the exams.

Amendment to the Social Security Institution Health Implementation Communiqué

- Official Gazette dated May 04, 2024 and numbered 32536, Communiqué



With the amendments made to the Health Implementation Communiqué, the Social Security Institution has added new codes and fees for emergency room procedures and general procedures. In addition, some codes in the list of medical supplies used in more than one branch have been repealed or changed and new explanations have been added. Changes were made in the lists of medical supplies for spine surgery, orthopedics and traumatology, cardiology, cardiovascular surgery, radiology, hematology-oncology and anesthesiology. These changes are generally related to the use and pricing of certain medical supplies.

Turkish Justice Academy Regulation on Training and Examination for Assistant Judges and Prosecutors



- Official Gazette dated May 07, 2024 and numbered 32539, Regulation

This regulation sets out the procedures and principles regarding the training and examinations of assistant judges and prosecutors at the Turkish Justice Academy. The Regulation covers issues such as utilization of the academy's services, the training file of assistant judges and prosecutors, assignment of advisors, training of training judges and prosecutors, and cooperation. The purpose, process and principles regarding the implementation of the training are also explained in detail in the regulation. There are different stages of training, namely basic, intermediate and final training, and the purpose and duration of each stage are specified.

Communiqué on Technical Committees for Machinery and Electrical Group Work Equipment

- Official Gazette dated May 08, 2024 and numbered 32540, Communiqué

This communiqué aims to establish technical committees for machinery and electrical groups and to determine their working procedures and principles within the framework of the regulation regulating health and safety conditions in the use of work equipment. The committees are composed of representatives of various institutions and organizations and perform important tasks such as conducting periodic checks, contributing to the development of legislation, promoting safe use and improving maintenance activities. The purpose of this communiqué is to ensure that technical committees work effectively to ensure the safe use and periodic controls of work equipment.

Turkish Food Codex Amendment to the Communiqué on Plastic Materials and Articles in Contact with Food

- Official Gazette dated May 06, 2024 and numbered 32538, Communiqué



A regulation under the Turkish Food Codex includes amendments to the Communiqué on Plastic Materials and Articles in Contact with Food. According to these amendments, restrictions were introduced for certain acids, phenols or alcohols and regulations were made for all salts of these substances. In addition, a provisional article added to the Communiqué states that the compliance period with these amendments will continue until January 1, 2026 and products placed on the market before this date may be available on the market until January 1, 2028. The annexes attached to these amendments have also been amended.

Amendment to the Honorary Traffic Inspectorate Duty and Working Regulation

- Official Gazette dated May 09, 2024 and numbered 32541, Regulation

These amendments include amendments to the Regulation on the duties and work of honorary traffic inspectors. Among the amendments, there are important provisions such as regulations on the electronic application process, innovations regarding the obligation of inspectors to attend training and evaluation meetings, determination of the traffic violations for which inspectors can issue a report, and provisions on ensuring the confidentiality of the personal information of the inspectors. With these amendments, the duties and working conditions of honorary traffic inspectors have been updated and determined.

Amendment to the Regulation on Advertising on Commercial Vehicles

- Official Gazette dated May 09, 2024 and numbered 32541, Regulation



These amendments include amendments to some articles of the Regulation on the placement of advertisements on commercial vehicles. The amendments include regulations on the use of billboards, electronic screens, illuminated monitors, signboards, and the like by certain rules, determining the materials to be used in advertisements on the exterior of vehicles in a way that does not adversely affect driving safety, and ensuring that the writings, pictures, shapes, symbols and similar signs to be used in advertisements comply with certain principles. These amendments aim to protect safety and order in traffic by ensuring the order and safety of advertisements to be placed on commercial vehicles.

Amendment to the Social Security Institution Health Implementation Communiqué

- Official Gazette dated May 09, 2024 and numbered 32541, 1st Repeated, Communiqué

The amendments include an increase in payments for outpatient services provided out of working hours in secondary health care providers, changes in the rules for determining the quantity and duration of use in drug prescriptions, new regulations on the use of certain drugs, duration and detail regulations in treatment protocols made by allergy and immunology-allergy specialist physicians, new principles for children and adults regarding the use of somatropin, regulations on pediatrics and pediatric surgery, and the repeal of the regulation on the maximum dose for darbepoetin.

Fintürk March 2024 Data Published by BBDK



Within the scope of the Official Statistics Program, Fintürk published Selected Banking Sector Data by Province. These data are collected from banks under supervision through the BRSA Data Transfer System and presented on a quarterly basis. The data includes participation, development and investment and deposit banks as well as public, domestic private and foreign banks. The tables include loans, deposits, retail banking products, selected sectoral loans, ratios, branch distribution and gold loans/deposits. In addition, a newsletter containing the main indicators of the Turkish Banking Sector based on March 2024 data is available on the BRSA's official page.

Amendment to the Regulation on Horse Racing Joint Betting

- *Official Gazette dated May 05, 2024 and numbered 32537, Regulation*

With the amendments made to the regulation on betting on horse races, many terms and concepts have been updated. The definitions and usage of terms such as electronic ticket, electronic coupon, daily official program have been rearranged and the concept of participation fee has been clarified. Furthermore, some changes have been made in the relations and authorities between the Racing Organization and the Contractor. The technical infrastructure and procedural principles regarding joint betting in the virtual environment have also been determined. With these amendments, the regulations regarding the management and placement of joint bets in horse races have been updated.

Regulation on Assistant Judges and Prosecutors



- *Official Gazette dated May 07, 2024 and numbered 32539, Regulation*

The purpose of this regulation is to prepare assistant judges and prosecutors for the judicial system. This preparation includes the acquisition of necessary knowledge, skills, and ethical values. The appointment, term, duties, and training of assistant judges and prosecutors are covered by this regulation. Appointments are made by written examination and interview and the term of office is three years. Their duties include activities such as file review, and assisting in court proceedings and correspondence. The regulations set out the terms of office and working principles for assistant judges and prosecutors in the judicial and administrative judiciary. For example, they are foreseen to be assigned to certain courts for certain periods of time and to perform various tasks. Training judges and prosecutors also contribute to the development of assistant judges and prosecutors by providing them with professional guidance. These regulations aim to increase the professional competence of the deputies and to support the functioning of the justice system.

Competition Board's Final Decision on META Announced

The Competition Board had imposed an administrative fine of TRY 346 million on META for combining the data collected from Facebook, Instagram, and WhatsApp services, making it difficult for competitors to operate and creating a barrier to entry into the market. The Board decided to impose an administrative fine of a certain amount per day for META's failure to take the necessary measures to correct this violation. However, META's compliance measures were eventually deemed sufficient by the Board and the fine was finalized. Users are now given the option that their personal data will not be merged unless they merge their Facebook and Instagram accounts. Users who have already merged their accounts will also see a new "Consent Screen" later this month. and will be able to separate the accounts they want. Users will also receive detailed information on how their data will be merged and will be able to change their minds if necessary. As a result, META's proposed solutions for the obligations imposed by the Board Decision dated 20.10.2022 were accepted. The fine for the period was finalized at approximately 552 million.

Bill on Amendments to the Turkish Commercial Code and Certain Laws Submitted to the Grand National Assembly of Turkey



The proposed Law on Amendments to the Turkish Commercial Code and Certain Laws dated 03/05/2024 includes various legal amendments. Amendments are envisaged to the procedures for the election of board members, appointment and dismissal of directors in joint stock companies. In addition, amendments are envisaged to the Consumer Protection Law on the regulation of advertising content, time extension in cooperatives, regulations on competition protection and retail trade, product safety and technical regulations. These amendments are intended to update trade policies and improve their functioning.

Draft Regulation on the Procedures and Principles Regarding the Transfer of Personal Data Abroad is Published

With the Law No. 7499 on the Amendment of the Code of Criminal Procedure and Certain Laws published in the Official Gazette dated 12/03/2024 and numbered 32487, Article 9 of the Law No. 6698 regarding the "transfer of personal data abroad" has been amended.

Within the scope of the amendment, it is foreseen that the procedures and principles regarding the implementation of the Article will be established by regulation.

The Draft Regulation on the Procedures and Principles Regarding the Transfer of Personal Data Abroad ("Draft Regulation"), prepared by the Personal Data Protection Authority, was published on the Authority's website on 09/05/2024 and submitted for public opinion.

Those interested are able to submit their opinions on the Draft Regulation to the e-mail address hukuk@kvkk.gov.tr until 20/05/2024 in accordance with the opinion form on the page and in a processable format.



In addition, within the scope of the preamble of the Draft Regulation, it is stated that the amendment to Law No. 6698 is "to ensure harmonization with the European Union acquis, to adapt to the demands of public institutions and organizations and private sector representatives, the problems encountered in practice, the innovations brought by the developing technology and the new approaches adopted in international platforms.

Applications for Experts to Prepare Draft Reports for the 7th Assessment Cycle of the Intergovernmental Panel on Climate Change (IPCC) are Open

The works for the 7th Assessment Cycle began with the 60th Session of the IPCC, which was held at Istanbul Lutfi Kirdar Convention and Exhibition Center between January 16-19, 2024.

Under the 7th assessment cycle, with the decision adopted at the 60th Session of the IPCC, the meeting for the determination of the scope of "Working Group I, II and III Reports, the Synthesis Report and the 1994 IPCC Technical Guidelines for Assessing Climate Change Impacts and Adaptation" will be held in Kuala Lumpur in December 2024.



Experts who wish to be considered as candidates for the scope-setting meeting to be held in Kuala Lumpur should send their CVs of no more than 4 pages in English to ipcc@iklim.gov.tr by the close of business on May 30, 2024.