

TÜRKİYE CUMHURİYETİ  
AVRUPA BİRLİĞİ BAKANLIĞI



REPUBLIC OF TURKEY  
MINISTRY FOR EU AFFAIRS

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**NATIONAL  
ACTION PLAN  
FOR EU ACCESSION**

January 2016 - December 2019

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Mustafa Kemal Mah. 2082. Cad. No: 4  
06530 100. Yıl Çankaya / ANKARA / TURKEY  
Phone: +90 (312) 218 1300  
Fax: +90 (312) 218 1464  
[www.ab.gov.tr](http://www.ab.gov.tr)

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According to the second paragraph of Article 5 of the  
Implementing Regulation on the  
Procedure and Principles Concerning Bandrole, affixation of  
banderol is not obligatory.



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# CHAPTER 1: FREE MOVEMENT OF GOODS

## CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS<sup>1</sup>:

Screening Report for Chapter 1 on Free Movements of Goods was communicated to Turkey on 17 October 2007 by the Portuguese Presidency.

### Opening Benchmarks:

1. Removal of import permits or license requirements, as well as disproportionate requirements for certificates, for the products covered by the Customs Union, other than motor vehicles, and with particular reference to alcoholic beverages. Submission to the Commission of a plan for removing import permits on used motor vehicles.
2. Completing the internal screening of measures contrary to Article 28-30 of the EC Treaty (concerning the abolishment of quotas between the Member States in exports and imports), provides a plan for their removal and introduces the mutual recognition clause in its legal order.
3. Presenting an action plan with milestones for the remaining alignment in the areas of horizontal and procedural measures, as well as pharmaceuticals.
4. Presenting to the Commission a comprehensive strategy with milestones for the upgrade of administrative capacity necessary for the implementation of the EU legislation on market surveillance.

<sup>1</sup> Chapter 1 on Free Movements of Goods cannot be opened to negotiations due to political blockage.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Law on Product Safety and Technical Regulations <sup>2</sup>	<p>Regulation (EC) No 765/2008 of the European Parliament and of the Council of 9 July 2008 setting out the Requirements for Accreditation and Market Surveillance Relating to the Marketing of Products and Repealing Regulation (EEC) No 339/93</p> <p>Decision No 768/2008/EC of the European Parliament and of the Council of 9 July 2008 on a common framework for the marketing of products</p> <p>Directive 2001/95/EC of the European Parliament and of the Council of 3 December 2001 on General Product Safety</p> <p>Regulation (EC) No 764/2008 of the European Parliament and of the Council of 9 July 2008 laying down Procedures relating to the Application of Certain National</p>	Improving conformity assessment and market surveillance systems with a view to ensuring the safety of the products to be placed on the market.	Preparations are on-going	Ministry of Economy	First half of 2016

<sup>2</sup> Law on Product Safety and Technical Regulations is also referred to in Chapter 28 on Consumer and Health Protection.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		<p>Technical Rules to Products Lawfully Marketed in Another Member State and Repealing Decision No 3052/95/EC</p> <p>Council Directive 85/374/EEC of 25 July 1985 on the Approximation of the Laws, Regulations and Administrative Provisions of the Member States concerning Liability for Defective Products</p>				
2	Law on Firearms	Council Directive 91/477/EEC of 18 June 1991 on the control of the acquisition and possession of weapons	<p>Regulating acquisition and possession of weapons and other related issues.</p> <p>The following laws will be consolidated under the Law on Firearms:</p> <p>Law No. 6136 on Firearms, Knives and Other Instruments (OG:15.07.1953/8458)</p> <p>Law No. 2521 on Manufacturing, Transaction and Possession of the Hunting Rifles, Knives, and Target Shooting Rifles for Sports (OG: 15.09.1981/17459)</p>	Submitted to the Turkish Grand National Assembly	Ministry of Interior	First half of 2017



## 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	By-law on safety of toys	Directive 2009/48/EC of the European Parliament and of the Council of 18 June 2009 on the safety of toys	Revising the By-law on safety of toys (OG: 18.11.2003/ 25293) enacted with the aim of aligning with Council Directive 88/378/EEC, in line with Directive 2009/48/EC of the European Parliament and of the Council of 18 June 2009 on the safety of toys, which repealed Directive No 88/378/EEC	Preparations are on-going	Ministry of Customs and Trade	First half of 2016
2	Amending the By-law on equipment and protective systems intended for use in potentially explosive atmospheres (ATEX) (OG: 30.12.2006/26392)	Directive 2014/34/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to equipment and protective systems intended for use in potentially explosive atmospheres	Amending the previously aligned By-law on equipment and protective systems intended for use in potentially explosive atmospheres, in line with Directive 2014/34/EU	Preparations are on-going	Ministry of Science, Industry and Technology	First half of 2016
3	Amending the By-law on lifts (OG: 15.02.2003/25021)	Directive 2014/33/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to lifts and safety components for lifts	Amending the previously aligned By-law on lifts, in line with Directive 2014/33/EU	Preparations are on-going	Ministry of Science, Industry and Technology	First half of 2016





No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
4	Amending the By-law on non-automatic weighing instruments (OG: 9.3.2007/26457)	Directive 2014/31/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of non-automatic weighing instruments	Amending the previously aligned By-law on non-automatic weighing, in line with Directive 2014/31/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of non-automatic weighing instruments	Preparations are on-going	Ministry of Science, Industry and Technology	First half of 2016
5	Amending the By-law on measuring instruments (OG: 7.8.2008/26960)	Directive 2014/32/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of measuring instruments	Amending the previously aligned By-law on measuring instruments, in line with Directive 2014/32/EU	Preparations are on-going	Ministry of Science, Industry and Technology	First half of 2016
6	Amending the By-law on aerosol dispensers (OG: 30.11.2000/24246)	Commission Directive 2013/10/EU of 19 March 2013 Amending Council Directive 75/324/EEC on the Approximation of the Laws of the Member States relating to Aerosol Dispensers in order to Adapt its Labelling Provisions to Regulation (EC) No 1272/2008 of the European Parliament and of the Council on Classification, Labelling and Packaging of Substances and Mixtures	Amending the previously aligned By-law on aerosol dispensers, in line with Commission Directive 2013/10/EU	Preparations are on-going	Ministry of Science, Industry and Technology	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
7	Amending the By-law on simple pressure vessels (OG: 30.12.2006/26392)	Directive 2014/29/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of simple pressure vessels	Amending the previously aligned By-law on simple pressure vessels, in line with Directive 2014/29/EU	Preparations are on-going	Ministry of Science, Industry and Technology	First half of 2016
8	By-law on detergents	Regulation (EC) No 648/2004 of the European Parliament and of the Council of 31 March 2004 on detergents	Revising the previously aligned Communiqué on detergents and surface active substances used in detergents, in line with Regulation (EC) No 648/2004, and issuing the new legislation as a by-law	Preparations are on-going	Ministry of Customs and Trade	First half of 2016
9	Amending the By-law on electrical equipment designed for use within certain voltage limits (OG: 30.12.2006/26392)	Directive 2014/35/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of electrical equipment designed for use within certain voltage limit	Amending the previously aligned By-law on electrical equipment designed for use within certain voltage limits, in line with Directive 2014/35/EU	Preparations are on-going	Ministry of Science, Industry and Technology	First half of 2016
10	Amending the By-law on electromagnetic compatibility (OG: 24.10.2007/26680)	Directive 2014/30/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to electromagnetic compatibility	Amending the previously aligned By-law on electromagnetic compatibility, in line with Directive 2014/30/EU	Preparations are on-going	Ministry of Science, Industry and Technology	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
11	Amending the By-law on recreational craft (OG: 28.12.2006/26390)	Directive 2013/53/EU of the European Parliament and of the Council of 20 November 2013 on recreational craft and personal watercraft and repealing Directive 94/25/EC	Amending the previously aligned By-law on recreational craft, in line with Directive 2013/53/EU	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications	Second half of 2016
12	Amending the By-law on efficiency requirements for new hot-water boilers fired with liquid or gaseous fuels (OG: 05.06.2008/26897)	Commission Regulation (EU) No 813/2013 of 2 August 2013 implementing Directive 2009/125/EC of the European Parliament and of the Council with regard to eco-design requirements for space heaters and combination heaters	Amending the previously aligned By-law on efficiency requirements for new hot-water boilers fired with liquid or gaseous fuels, in line with Commission Regulation (EU) No 813/2013	Preparations are on-going	Ministry of Science, Industry and Technology	Second half of 2016
13	Amending the By-law on variations to medicinal products for human use that are registered or applied for registration (OG: 03.05.2005/25823)	Commission Regulation (EC) No 1234/2008 of 24 November 2008 concerning the examination of variations to the terms of marketing authorisations for medicinal products for human use and veterinary medicinal products	Amending the previously aligned By-law on variations to medicinal products for human use that are registered or applied for registration, in line with the Commission Regulation (EC) No 1234/2008	Preparations are on-going	Ministry of Health	Second half of 2016
14	By-law on packaging, labelling and follow up of medicinal products for human use	Directive 2011/62/EU of the European Parliament and of the Council of 8 June 2011 amending Directive 2001/83/EC on the Community code relating to medicinal products for human use, as regards the prevention of the entry into the legal supply chain of falsified medicinal products	Amending the previously harmonised By-law on packaging and labelling of medicinal products for human use, in line with Directive 2011/62/EU	Preparations are on-going	Ministry of Health (Turkish Medical Devices and Pharmaceuticals Agency)	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
15	By-law on pyrotechnic articles	Directive 2013/29/EU of the European Parliament and of the Council of 12 June 2013 on the harmonisation of the laws of the Member States relating to the making available on the market of pyrotechnic articles	Aligning with the EU legislation on making available on the market of pyrotechnic articles	Preparations are on-going	Ministry of Science, Industry and Technology	Second half of 2016
16	Amending the By-law on licencing, making available on the market and supervision of explosives for civil uses (OG: 15.10.2002/24907)	Directive 2014/28/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market and supervision of explosives for civil uses	Amending the previously aligned By-law on licencing, making available on the market and supervision of explosives for civil uses, in line with Directive 2014/28/EU	Preparations are on-going	Ministry of Science, Industry and Technology	Second half of 2016
17	Amending the By-law on radio and telecommunication terminal equipment (TTTE) (OG: 24.03.2007/26472)	Directive 2014/53/EU of the European Parliament and of the Council of 16 April 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of radio equipment and repealing Directive 1999/5/EC	Amending the previously aligned By-law on radio and telecommunication terminal equipment, in line with Directive 2014/53/EU	Preparations are on-going	Information and Communication Technologies Authority	Second half of 2016
18	Amending the By-law on pressure equipment (OG: 22.01.2007/26411)	Directive 2014/68/EU of the European Parliament and of the Council of 15 May 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of pressure equipment	Amending the previously aligned By-law on pressure equipment, in line with Directive 2014/68/EU	Preparations are on-going	Ministry of Science, Industry and Technology	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
19	By-law on vehicle functional safety requirements, within the scope of implementing the Regulation (EU) No 168/2013	Commission Delegated Regulation (EU) No 3/2014 of 24 October 2013 supplementing Regulation (EU) No 168/2013 of the European Parliament and of the Council with regard to vehicle functional safety requirements for the approval of two- or three-wheel vehicles and quadricycles	Aligning with the EU legislation on the vehicle functional safety requirements of two- or three-wheel vehicles and quadricycles	Preparations are on-going	Ministry of Science, Industry and Technology	Second half of 2016
20	By-law on vehicle construction and general requirements, within the scope of implementing the Regulation (EU) No 168/2013	Commission Delegated Regulation (EU) No 44/2014 of 21 November 2013 supplementing Regulation (EU) No 168/2013 of the European Parliament and of the Council with regard to the vehicle construction and general requirements for the approval of two- or three- wheel vehicles and quadricycles	Aligning with the EU legislation on vehicle construction and general requirements for two- or three- wheel vehicles and quadricycles	Preparations are on-going	Ministry of Science, Industry and Technology	Second half of 2016
21	By-law on environmental and propulsion unit performance requirements, within the scope of implementing Regulation (EU) No 168/2013	Commission Delegated Regulation (EU) No 134/2014 of 16 December 2013 supplementing Regulation (EU) No 168/2013 of the European Parliament and of the Council with regard to environmental and propulsion unit performance requirements and amending Annex V thereof	Aligning with the EU legislation on environmental and propulsion unit performance requirements for two- or three- wheel vehicles and quadricycles	Preparations are on-going	Ministry of Science, Industry and Technology	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
22	By-law on administrative requirements, within the scope of implementing Regulation(EU) No 168/2013	Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC	Aligning with the EU legislation on administrative requirements for two- or three- wheel vehicles and quadricycles	Preparations are on-going	Ministry of Science, Industry and Technology	Second half of 2016
23	Amending By-law on marine equipment (OG: 23.10.2005/25975)	Directive 2014/90/EU of the European Parliament and of the Council of 23 July 2014 on marine equipment and repealing Council Directive 96/98/EC	Amending the previously aligned By-law on marine equipment, in line with Directive 2014/90/EU	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications	Second half of 2016
24	Amending the By-law on in-vitro diagnostic medical devices (OG: 09.01.2007/26398)	Commission Directive 2011/100/EU of 20 December 2011 amending Directive 98/79/EC of the European Parliament and of the Council on in-vitro diagnostic medical devices	Amending the previously aligned By-law on in-vitro diagnostic medical devices, in line with Commission Directive 2011/100/EU, and with Regulation (EC) No 596/2009	Preparations are on-going	Ministry of Health	Second half of 2016
25	Amending the By-law on manufacturing site of medicinal products for human use (OG: 27.04.2013/28630)	Commission Directive 2003/94/EC of 8 October 2003 laying down the principles and guidelines of good manufacturing practice in respect of medicinal products for human use and investigational medicinal products for human use  Directive 2011/62/EU of the European Parliament and of the	Amending the previously aligned By-law on manufacturing site of medicinal products for human use, in line with the Directive 2003/94/EC, and with the Directive 2011/62/EU	Preparations are on-going	Ministry of Health	First half of 2017



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		Council of 8 June 2011 amending Directive 2001/83/EC on the Community code relating to medicinal products for human use, as regards the prevention of the entry into the legal supply chain of falsified medicinal products				
26	By-law on market surveillance <sup>3</sup>	Regulation (EC) No 765/2008 of the European Parliament and of the Council of 9 July 2008 setting out the requirements for accreditation and market surveillance relating to the marketing of products and repealing Regulation (EEC) No 339/93	Amending the By-law on market surveillance, following the enactment of Draft Law on Product Safety and Technical Regulations	Preparations are on-going	Ministry of Economy	First half of 2017
27	By-law on general product safety <sup>4</sup>	Directive 2001/95/EC of the European Parliament and of the Council of 3 December 2001 on general product safety	Aligning the By-law on general product safety, following the enactment of Draft Law on Product Safety and Technical Regulations	Preparations are on-going	Ministry of Economy Ministry of Customs and Trade	First half of 2017
28	Amending the By-law on pharmaceutical warehouses and products in pharmaceutical warehouses (OG:	Directive 2001/83/EC of the European Parliament and of the Council of 6 November 2001 on the Community code relating to medicinal products for human use	Amending the By-law on pharmaceutical warehouses and products in pharmaceutical warehouses, in line with Directive 2001/83/EC, and	Preparations are on-going	Ministry of Health	Second half of 2017

<sup>3</sup> By-law on market surveillance is also referred to in Chapter 28 on Consumer and Health Protection.

<sup>4</sup> By-law on general product safety is also referred to in Chapter 28 on Consumer and Health Protection.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
	20.10.1999/23852)	2013/C 343/01: Guidelines of 5 November 2013 on Good Distribution Practice of medicinal products for human use	with Guidelines 2013/C 343/01			
29	Amending the By-law on cosmetics (OG: 23.05.2005/25823)	Regulation (EC) No 1223/2009 of the European Parliament and of the Council of 30 November 2009 on cosmetic products	Amending the previously aligned By-law on cosmetics, in line with Regulation (EC) No 1223/2009	Preparations are on-going	Ministry of Health	Second half of 2017
30	By-law on setting emission performance standards for new passenger cars to reduce CO <sub>2</sub> emissions from light-duty vehicles (Category M1)	Regulation (EC) No 443/2009 of the European Parliament and of the Council of 23 April 2009 setting emission performance standards for new passenger cars as part of the Community's integrated approach to reduce CO <sub>2</sub> emissions from light-duty vehicles	Aligning with the EU legislation on emission performance standards for new passenger cars to reduce CO <sub>2</sub> emissions from light-duty vehicles (Category M1)	Preparations are on-going	Ministry of Science, Industry and Technology	First half of 2019
31	By-law setting emission performance standards for new light commercial vehicles to reduce CO <sub>2</sub> emissions from light-duty vehicles (Category N1)	Regulation (EU) No 510/2011 of the European Parliament and of the Council of 11 May 2011 setting emission performance standards for new light commercial vehicles as part of the Union's integrated approach to reduce CO <sub>2</sub> emissions from light-duty vehicles	Aligning with the EU legislation on emission performance standards for new light commercial vehicles to reduce CO <sub>2</sub> emissions from light-duty vehicles (Category N1)	Preparations are on-going	Ministry of Science, Industry and Technology	First half of 2019
32	By-law on medical devices manufactured utilising tissues of animal origin	Commission Regulation (EU) No 722/2012 of 8 August 2012 concerning particular requirements as regards the requirements laid down in Council	Aligning with the EU legislation on medical devices manufactured utilising tissues of animal origin	Preparations are on-going	Ministry of Health	Second half of 2019





No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		Directives 90/385/EEC and 93/42/EEC with respect to active implantable medical devices and medical devices manufactured utilising tissues of animal origin				
33	Communiqué on eco-design requirements for infrared and non-directional household lamps	Commission Regulation (EC) No 859/2009 of 18 September 2009 amending Regulation (EC) No 244/2009 as regards the eco-design requirements on ultraviolet radiation of non-directional household lamps	Aligning with the relevant EU legislation on the Communiqué on eco-design requirements for infrared and non-directional household lamps for the implementation of the By-law on eco-design requirements for energy-related products	Preparations are on-going	Ministry of Science, Industry and Technology	Second half of 2016
34	Amending the Communiqué on eco-design requirements for fluorescent lamps without integrated ballast, high intensity discharge lamps and ballasts (OG:27.08.2011/28038)	Commission Regulation (EC) No 245/2009 of 18 March 2009 implementing Directive 2005/32/EC of the European Parliament and of the Council with regard to eco-design requirements for fluorescent lamps without integrated ballast, for high intensity discharge lamps, and for ballasts and luminaires able to operate such lamps, and repealing Directive 2000/55/EC of the European Parliament and of the Council	Aligning with the relevant EU legislation on eco-design requirements for fluorescent lamps without integrated ballast, for high intensity discharge lamps, and for ballasts for the implementation of the By-law on eco-design requirements for energy-related products (OG: 07.10.2010/27722).	Preparations are on-going	Ministry of Science, Industry and Technology	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		Commission Regulation (EU) No 347/2010 of 21 April 2010 amending Commission Regulation (EC) No 245/2009.				
35	Communiqué on ecodesign requirements for space heaters and combination heaters <sup>5</sup>	Commission Regulation (EU) No 813/2013 of 2 August 2013 implementing Directive 2009/125/EC of the European Parliament and of the Council with regard to ecodesign requirements for space heaters and combination heaters	Aligning the eco-design requirements for space heaters and combination heaters within the scope of implementing the By-law on eco-design requirements for energy-related products	Preparations are on-going	Ministry of Science, Industry and Technology	Second half of 2016
36	Amending the Communiqué on common technical specifications for in-vitro diagnostic medical devices (OG: 07.04.2005/25779)	Commission Decisions 2009/886/EC and 2011/869/EU amending Decision 2002/364/EC on common technical specifications for in vitro diagnostic medical devices	Amending the previously aligned Communiqué on common technical specifications for in-vitro diagnostic medical devices, in line with Commission Decisions 2009/886/EC and 2011/869/EU	Preparations are on-going	Ministry of Health	Second half of 2016
37	Guideline on file conditions for IA and IB types of notifications	Guidelines on the details of the various categories of variations, on the operation of the procedures laid down in Chapters II, IIa, III and IV of Commission Regulation (EC) No 1234/2008 of 24 November 2008 concerning the examination of variations to the terms of	Aligning the existing guideline on variations with the relevant EU legislation	Preparations are on-going	Ministry of Health	Second half of 2016

<sup>5</sup> Communiqué on ecodesign requirements for space heaters and combination heaters is also referred to in Chapter 1 on Free Movement of Goods.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		marketing authorisations for medicinal products for human use and veterinary medicinal products and on the documentation to be submitted pursuant to those procedures				
38	Guidelines on the supervision and evaluation of notified bodies on medical devices	Commission Recommendation of 24 September 2013 on the audits and assessments performed by notified bodies in the field of medical devices	Aligning with the EU legislation on the audits and performance assessments of notified bodies on medical devices	Preparations are on-going	Ministry of Health	First half of 2017
39	Guidelines on Good Distribution Practice of Medicinal Products for Human Use	Guidelines of 5 November 2013 on Good Distribution Practice of medicinal products for human use	Aligning with the EU legislation on good distribution practice of medicinal products for human use	Preparations are on-going	Ministry of Health	Second half of 2017
40	Guidelines on Good Distribution Practice of Active Substances	52015XC0321(01): Guidelines of 19 March 2015 on principles of Good Distribution Practice of active substances for medicinal products for human use	Aligning with the EU legislation on good distribution practice of active substances for medicinal products for human use	Preparations are on-going	Ministry of Health Turkish Medicines and Medical Devices Agency	Second half of 2017



### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	Establishment of ballistic test centre	In accordance with C.I.P. standards, safety and quality assessment of weapons and munitions which are not specifically intended for military purposes, application of the required tests, and authorization for production and importing of the weapons and munitions compatible with the standards. Thereby, weapons and munitions imported from and exported to the EU states, will be tested and certified in accordance with the C.I.P. standards.	A joint project is carried out with Undersecretariat for Defence Industries for the establishment of ballistic test centre. Project is envisaged to be completed by 2016.	Ministry of Interior	First half of 2017



## CHAPTER 2: FREEDOM OF MOVEMENT FOR WORKERS

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### **CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS<sup>6</sup>:**

Screening Report for Chapter 2 on Freedom of Movement for Workers has not been officially communicated to Turkey.

According to the unofficial information, no opening benchmark is envisaged for this Chapter.

However, the draft Screening Report states that the issue of access to labour market will be addressed at a later stage of the negotiations and the Commission will present, at that stage, a revised Draft Common Position Paper together with an “impact study”.

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<sup>6</sup> Chapter 2 on Freedom of Movement for Workers cannot be opened to negotiations due to political blockage.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Law on the Ratification of Bilateral Social Security Agreement between Turkey and Hungary	Regulation (EC) No 883/2004 of the European Parliament and of the Council of 29 April 2004 on the coordination of social security systems	Protecting the social security rights of the insured employees who worked in Turkey and Hungary.	Preparations are on-going <sup>7</sup>	Social Security Institution	First half of 2017
2	Law on the Ratification of Bilateral Social Security Agreement between Turkey and Poland	Regulation (EC) No 883/2004 of the European Parliament and of the Council of 29 April 2004 on the coordination of social security systems	Protecting the social security rights of the insured employees who worked in Turkey and Poland	Preparations are on-going <sup>8</sup>	Social Security Institution	First half of 2017
3	Law on the Ratification of Bilateral Social Security Agreement between Turkey and Spain	Regulation (EC) No 883/2004 of the European Parliament and of the Council of 29 April 2004 on the coordination of social security systems	Protecting the social security rights of the insured employees who worked in Turkey and Spain	Preparations are on-going <sup>9</sup>	Social Security Institution	First half of 2019

<sup>7</sup> Agreement is being negotiated. Following the completion of negotiations, Draft Law on the Ratification of the Agreement shall be prepared and submitted to the TGNA.

<sup>8</sup> Agreement is being negotiated. Following the completion of negotiations, Draft Law on the Ratification of the Agreement shall be prepared and submitted to the TGNA.

<sup>9</sup> Agreement is being negotiated. Following the completion of negotiations, Draft Law on the Ratification of the Agreement shall be prepared and submitted to the TGNA.



## CHAPTER 3: RIGHT OF ESTABLISHMENT AND FREEDOM TO PROVIDE SERVICES

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### **CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS<sup>10</sup>:**

Screening Report for Chapter 3 on Right of Establishment and Freedom to Provide Services was communicated to Turkey on 31 October 2007 by the Portuguese Presidency.

Opening Benchmark:

1. A detailed strategy which should include a timetable of all necessary steps in terms of legislative alignment and institutional capacity in order to comply with the acquis covered by this Chapter should be prepared.

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<sup>10</sup> Chapter 3 on Right of Establishment and Freedom to Provide Services cannot be opened to negotiations due to political blockage.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Amending Law No. 4817 on the Work Permit for Foreigners (OG: 06.03.2003/ 25040)	<p>Directive 2004/38/EC of the European Parliament and of the Council of 29 April 2004 on the right of citizens of the Union and their family members to move and reside freely within the territory of the Member States</p> <p>Council Directive 2005/71/EC of 12 October 2005 on a specific procedure for admitting third-country nationals for the purposes of scientific research</p> <p>Council Directive 2006/123/EC of the European Parliament and of the Council of 12 December 2006 on services in the internal market</p> <p>Directive 2011/98/EU of the European Parliament and of the Council of 13 December 2011 on a single application procedure for a single permit for third-country nationals to reside and work in the territory of a Member State and on a common set of rights for third-country workers legally residing in a Member State</p>	Contributing to alignment with the EU legislation on freedom of establishment by reviewing work permit procedures for simplification purposes	Submitted to the Prime Ministry	Ministry of Labour and Social Security	Second half of 2016





No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
2	Draft Framework Law on Services	Directive 2006/123/EC of the European Parliament and of the Council on services in the internal market	Aligning with the legal framework envisaged by Directive 2006/123/EC, in the fields of temporary service supply and establishment	Preparations are on-going	Ministry for EU Affairs	Second half of 2017
3	Law on Regulation and Recognition of Professional Qualifications <sup>11</sup>	Directive 2005/36/EC of the European Parliament and of the Council of 7 September 2005 on the recognition of professional qualifications	Facilitating the mobility of the individuals for the purposes of education and employment and increasing international employability of Turkish labour force	Preparations are on-going	Vocational Qualifications Authority	Second half of 2017

## 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	By-law on universal postal services	Directive 97/67/EC of the European Parliament and of the Council of 15 December 1997 on common rules for the development of the internal market of Community postal services and the improvement of quality of service  Directive 2002/39/EC of the	Ensuring the universal postal service and laying down the principles and procedures on revenues and costs regarding this service	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications	First half of 2016

<sup>11</sup> Preparation of the Draft Law on Regulation and Recognition of Professional Qualifications is also referred to in Chapter 26 on Education and Culture.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		<p>European Parliament and of the Council of 10 June 2002 amending Directive 97/67/EC with regard to the further opening to competition of Community postal services</p> <p>Directive 2008/6/EC of the European Parliament and of the Council of 20 February 2008 amending Directive 97/67/EC with regard to the full accomplishment of the internal market of Community postal services</p>				
2	By-law on accreditation of education and training institutions <sup>12</sup>	<p>Directive 2005/36/EC on the recognition of professional qualifications</p> <p>Recommendation of the European Parliament and of the Council of 23 April 2008 on the establishment of the European Qualifications Framework for lifelong learning (2008/C 111/01)</p>	Accreditation of the institutions/organisations offering training based on National Qualifications by the accreditation institutions authorised by Vocational Qualifications Institution, and granting Vocational Qualification Certificates to those completing the training programs in accredited training institutions	Preparations are on-going	Vocational Qualifications Authority	Second half of 2016

<sup>12</sup> By-law on accreditation of education and training institutions is also referred to in Chapter 26 on Education and Culture.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
3	By-law on retail information system (PERBIS)	Directive 2006/123/EC of the European Parliament and of the Council on services in the internal market	Following the enactment of Law on Retail Trade, setting up of PERBIS and laying down the principles and procedures on access to information through this system	Preparations are on-going	Ministry of Customs and Trade	First half of 2017

### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	Referencing NQF with European Qualifications Framework (EQF) and Preparation of the Referencing Report <sup>13</sup>	Ensuring transparency of qualifications, promoting recognition of qualifications among different countries, ensuring comparison with other national qualifications frameworks	Technical process for referencing NQF has started after the publication of the By-law on Principles and Procedures regarding the Implementation of the NQF on the Official Gazette No.29537 of 19.11.2015 and the relevant work is carried out by the Vocational Qualifications Authority.	Vocational Qualifications Authority Council of Higher Education Ministry of National Education	Second half of 2016
2	Preparing the Strategy for Freedom to Provide Services and Mutual Recognition of Professional Qualifications	Meeting the Opening Benchmark of Chapter 3 on Right of Establishment and Freedom to Provide Services	Preparations are on-going	Ministry for EU Affairs	Second half of 2017

<sup>13</sup> Referencing NQF with European Qualifications Framework (EQF) and Referencing Report is also addressed in Chapter 26 on "Education and Culture".



## CHAPTER 4: FREE MOVEMENT OF CAPITAL

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### CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS:

Chapter 4 on Free Movement of Capital was opened to accession negotiations on 19 December 2008 during the French Presidency.

Closing Benchmarks:

1. With respect to capital movements and payments, Turkey makes significant progress in its legislative alignment with the acquis, as indicated in the Action Plan.
2. With respect to real estate acquisition by natural and legal persons of the EU Member States, Turkey presents an action plan including concrete measures and a timetable for the gradual liberalization of the acquisition of real estate by foreigners in line with the acquis.
3. With respect to anti-money laundering, including confiscation, Turkey advances its legislative alignment with the acquis, as well as with the recommendations of the Financial Action Task Force.
4. Turkey demonstrates through a track record that it has at its disposal an adequate administrative capacity to properly implement and enforce the relevant legislation in all areas related to anti-money laundering including confiscation.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Amending the Law no. 5549 on Prevention of Laundering the Proceeds of Crime (OG: 18.10.2006/26323)	Recommendations of the Financial Action Task Force, which were revised in 2012, regarding the fight against money laundering and financing of terrorism	Increasing the efficiency in fight against money laundering and in combating financing of terrorism at the national and international level. This law is also significant for meeting the closing benchmark of the Chapter	Preparations are on-going	Financial Crimes Investigation Board	Second half of 2017

### 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Amending the By-law on measures for prevention of laundering the proceeds of crime and financing of terrorism (OG: 10.06.2014/29026)	Recommendations of the Financial Action Task Force, which were revised in 2012, regarding the fight against money laundering and financing of terrorism	Increasing the efficiency in fight against money laundering and in combating financing of terrorism at the national and international level. This by-law is also significant for meeting the closing benchmark of the Chapter	Preparations are on-going	Financial Crimes Investigation Board	Second half of 2017



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
2	Amending the By-law on program of compliance with the obligations regarding prevention of laundering the proceeds of crime and financing of terrorism (OG: 10.06.2014/29027)	Recommendations of the Financial Action Task Force, which were revised in 2012, regarding the fight against money laundering and financing of terrorism	Increasing the efficiency in fight against money laundering and in combating financing of terrorism at the national and international level. This by-law is also significant for meeting the closing benchmark of the Chapter	Preparations are on-going	Financial Crimes Investigation Board	Second half of 2017

### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	Action Plan on Real Property Acquisition by Foreigners in Turkey	Meeting the closing benchmark of the Chapter	Preparations are on-going	Ministry of Environment and Urbanisation (Directorate General of Land Registry and Cadastre)	Second half of 2017
2	Action Plan on National Risk Assessment on the Fight against Money Laundering and Combating Financing of Terrorism	Increasing the efficiency in fight against money laundering and in combating financing of terrorism at the national and international level. This action plan is also significant for meeting the closing benchmark of the Chapter	Preparations are on-going	Financial Crimes Investigation Board	Second half of 2017



## CHAPTER 5: PUBLIC PROCUREMENT

### CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS:

Screening Report for Chapter 5 on Public Procurement was communicated to Turkey on 17 May 2006 by the Austrian Presidency.

Opening Benchmarks:

1. Turkey tasks an organisation for procurement with guaranteeing a coherent policy during the pre-accession period in all areas related to public procurement and with steering its implementation, in order to facilitate the process of alignment to the acquis and to facilitate the future negotiations on the Chapter.
2. Turkey presents to the Commission its comprehensive strategy, which should include all reforms necessary in terms of legislative alignment and institutional capacity-building in order to comply with the procurement acquis, with time-schedules and milestones. This strategy would cover all aspects and in particular:
  - Alignment of the legislation for public contracts and concessions with the procurement directives, ensuring at the same time coherence of any further legislative initiative on public-private partnerships with the transposed acquis,
  - Alignment of the legislation on review procedures with the remedies directives,
  - Strengthening of administrative capacities at all levels including review bodies and enforcement mechanisms,
  - Detailed action plan for the elimination of domestic preferences and other discriminatory practices other than price preferences, substantiated by an economic and statistical analysis, including a complete list of existing direct and indirect preferences, and time-schedules with milestones for their phasing-out.

This strategy should be updated and supplemented, in particular as regards price preferences, in the light of the outcome of negotiations foreseen under Article 48 of Decision 1/95 of the EC-Turkey Association Council to extend the Customs Union to public procurement.

3. Turkey, as a first step, puts into force amendments to the scope of its legislation in order to ensure that it covers all relevant areas and fits with the scope of the classical and utilities directives as regards contracting authorities and entities as well as contracts covered, and repeals accordingly all exemptions to the procurement regime contained in various specific laws.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Law on Procurement by Entities Operating in the Water, Energy, Transport and Postal Services Sectors	Directive 2014/25/EU of the European Parliament and of the Council of 26 February 2014 on procurement by entities operating in the water, energy, transport and postal services sectors	Establishing the legal framework regulating procurement by entities operating in the water, energy, transport and postal services sectors, and ensuring EU-compliance in these procurements	Preparations are ongoing	Ministry of Finance Public Procurement Authority	Second half of 2016
2	Law Amending the Public Procurement Law No. 4734 (OG: 11.09.2014/29116-bis)	Directive 2014/24/EU of the European Parliament and of the Council of 26 February 2014 on public procurement	Aligning the Turkish public procurement legislation with the current EU acquis to ensure legal compliance and eliminate problems in implementation	Preparations are ongoing	Ministry of Finance Public Procurement Authority	Second half of 2016
3	The Law Amending the Public Procurement Contracts Law No. 4735 (OG: 11.09.2014/29116-bis)	Directive 2014/24/EU of the European Parliament and of the Council of 26 February 2014 on public procurement  Directive 2014/25/EU of the European Parliament and of the Council of 26 February 2014 on procurement by entities operating in the water, energy, transport and postal services sectors	Ensuring the EU-compliance of the contracts to be signed under the Public Procurement Law and the Law on Procurement by Entities Operating in the Water, Energy, Transport and Postal Services Sectors	Preparations are ongoing	Ministry of Finance Public Procurement Authority	Second half of 2016





No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		Commission Regulation (EC) No 2151/2003 of 16 December 2003 amending Regulation (EC) No 2195/2002 of the European Parliament and of the Council on the Common Procurement Vocabulary				

## 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	By-law on implementing the Law on Procurement by Entities Operating in the Water, Energy, Transport and Postal Services Sectors	Directive 2014/25/EU of the European Parliament and of the Council of 26 February 2014 on procurement by entities operating in the water, energy, transport and postal services sectors	Laying down the implementation principles on public procurement rules applicable to the entities operating in the water, energy, transport and postal services sectors	Preparations are ongoing <sup>14</sup>	Public Procurement Authority	First half of 2017
2	By-law amending the By-law on implementation of supply contracts (OG: 16.08.2014/29090)	Directive 2014/24/EU of the European Parliament and of the Council of 26 February 2014 on public procurement	Implementing the amendments to be made to the Laws No. 4734 and Law No. 4735, aligning the implementation with EU practices, standards and principles	Preparations are ongoing <sup>15</sup>	Public Procurement Authority	First half of 2017

<sup>14</sup> It will be issued in accordance with the transition period envisaged in the Law, following the adoption of Draft Law on Procurement by Entities Operating in the Water, Energy, Transport and Postal Services Sectors.

<sup>15</sup> It will be issued following the adoption of the Laws Amending Public Procurement Law No. 4734 and Public Procurement Contracts Law No. 4735.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
3	By-law amending the By-law on implementation of service contracts (OG: 16.08.2014/29090)	Directive 2014/24/EU of the European Parliament and of the Council of 26 February 2014 on public procurement	Implementing the amendments to be made to the Laws No. 4734 and Law No. 4735, aligning the implementation with EU practices, standards and principles	Preparations are ongoing <sup>16</sup>	Public Procurement Authority	First half of 2017
4	By-law amending the By-law on implementation of works contracts (OG: 07.06.2014/29023)	Directive 2014/24/EU of the European Parliament and of the Council of 26 February 2014 on public procurement	Implementing the amendments to be made to the Laws No. 4734 and Law No. 4735, aligning the implementation with EU practices, standards and principles	Preparations are ongoing <sup>17</sup>	Public Procurement Authority	First half of 2017
5	By-law amending the By-law on implementation of consultancy service contracts (OG: 07.06.2014/29023)	Directive 2014/24/EU of the European Parliament and of the Council of 26 February 2014 on public procurement	Implementing the amendments to be made to the Laws No. 4734 and Law No. 4735, aligning the implementation with EU practices, standards and principles	Preparations are ongoing <sup>18</sup>	Public Procurement Authority	First half of 2017
6	By-law amending the By-law on implementation of framework agreement contracts (OG: 16.08.2014/29090)	Directive 2014/24/EU of the European Parliament and of the Council of 26 February 2014 on public procurement	Implementing the amendments to be made to the Laws No. 4734 and Law No. 4735, aligning the implementation with EU practices, standards and principles	Preparations are ongoing <sup>19</sup>	Public Procurement Authority	First half of 2017

<sup>16</sup> It will be issued following the adoption of the Laws Amending Public Procurement Law No. 4734 and Public Procurement Contracts Law No. 4735.

<sup>17</sup> It will be issued following the adoption of the Laws Amending Public Procurement Law No. 4734 and Public Procurement Contracts Law No. 4735.

<sup>18</sup> It will be issued following the adoption of the Laws Amending Public Procurement Law No. 4734 and Public Procurement Contracts Law No. 4735.

<sup>19</sup> It will be issued following the adoption of the Laws Amending Public Procurement Law No. 4734 and Public Procurement Contracts Law No. 4735.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
7	Amending the By-law on electronic procurement (OG: 07.06.2014/29023)	Directive 2014/24/EU of the European Parliament and of the Council of 26 February 2014 on public procurement	Ensuring alignment with the EU acquis by introducing the legal instrument for electronic procurement envisaged in the Public Procurement Law No. 4734 and by reflecting future amendments into the current by-laws	Preparations are on-going	Public Procurement Authority	First half of 2018
8	Amending General Communiqué on public procurement (OG: 16.08.2014/29090)	Directive 2014/24/EU of the European Parliament and of the Council of 26 February 2014 on public procurement Directive 2014/25/EU of the European Parliament and of the Council of 26 February 2014 on procurement by entities operating in the water, energy, transport and postal services sectors	Enhancing the implementation by ensuring better understanding by contracting authorities with respect to the legal harmonization arrangements	Preparations are on-going	Public Procurement Authority	First half of 2017

### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans, etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	Establishing certification systems on competence for ensuring standardisation and efficiency in public procurement	Reducing the number of tender documents, accelerating the procurement process and facilitating market access	Preparations are on-going	Public Procurement Authority	First half of 2019



## CHAPTER 6: COMPANY LAW

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### **CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS:**

Chapter 6 on Company Law was opened to accession negotiations on 17 June 2008 during the Slovenian Presidency.

Closing Benchmarks:

1. Turkey adopts the Draft Turkish Commercial Code, the Draft Law on the Entry into Force and Implementation of the Turkish Commercial Code aligning with the acquis, as well as all relevant legislation aligning with the EU acquis.
2. Turkey modifies the Capital Markets Law in line with the relevant acquis.
3. Turkey fully aligns its accounting, financial reporting and audit legislation, including its secondary legislation, with the acquis.
4. Turkey sets up the Turkish Auditing Standards Authority as the sole supreme authority in determining auditing standards and ethics, authorising independent auditors and audit companies under a public oversight system and monitoring their activities within the frame of quality assurance.
5. Turkey reinforces its capacity to appropriately implement and enforce the acquis under Company law.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1. PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Law Amending the Turkish Commercial Code (OG 14.02.2011/27846)	<p>Directive 2009/102/EC of the European Parliament and of the Council of 16 September 2009 in the area of company law on single-member private limited liability companies</p> <p>Council Directive 89/666/EEC of 21 December 1989 concerning disclosure requirements in respect of branches opened in a Member State by certain types of company governed by the law of another State</p> <p>Council Directive 82/891/EEC of 17 December 1982 based on Article 54 (3) (g) of the Treaty, concerning the division of public limited liability companies</p> <p>Directive 2011/35/EU of the European Parliament and of the Council of 5 April 2011 concerning mergers of public limited liability companies</p> <p>Directive 2012/30/EU of the European Parliament and of the</p>	Aligning the Law with relevant EU legislation	Necessary amendments will be made to the Law following completion of the European Commission's study regarding the level of alignment of the Turkish Commercial Code with the relevant Directives	Ministry of Customs and Trade	First half of 2017



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		Council of 25 October 2012 on coordination of safeguards which, for the protection of the interests of members and others, are required by Member States of companies within the meaning of the second paragraph of Article 54 of the Treaty on the Functioning of the European Union, in respect of the formation of public limited liability companies and the maintenance and alteration of their capital, with a view to making such safeguards equivalent				

## 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Amending the By-law on Statutory Audit (OG: 16.12.2012/ 28509)	Directive 2014/56/EU of the European Parliament and of the Council of 16 April 2014 amending Directive 2006/43/EC on statutory audits of annual accounts and consolidated accounts  Regulation (EU) No 537/2014 of the European Parliament and of the Council of 16 April 2014 on specific requirements regarding statutory audit of public-interest entities and repealing Commission Decision 2005/909/EC	Following a detailed legal analysis, aligning with the Directive 2014/56/EU and Regulation (EU) No 537/2014, if necessary	Preparations are ongoing	Turkish Public Oversight, Accounting and Auditing Standards Authority	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
2	By-law amending the By-law on trade registry (OG: 27.01.2013/28541)	Directive 2009/101/EC of the European Parliament and of the Council of 16 September 2009 on coordination of safeguards which, for the protection of the interests of members and third parties, are required by Member States of companies within the meaning of the second paragraph of Article 48 of the Treaty, with a view to making such safeguards equivalent	Aligning the By-law with the relevant EU legislation	Necessary amendments will be made in the Law following completion of the European Commission's study regarding the level of alignment of the Turkish Commercial Code with the relevant Directives	Ministry of Customs and Trade	First half of 2017
3	Amending the Communiqué on Turkish Financial Reporting Standard (TFRS Version 9-3) regarding the Financial Instruments (OG:28.10.2011/28098)	Regulation (EC) No 1606/2002 of the European Parliament and of the Council of 19 July 2002 on the application of international accounting standards	Updating relevant TMS/TFRS. Currently, full alignment with (EC) 1606/2002 has been achieved. However, IAS/IFRSs are updated constantly by International Accounting Standards Board.	Preparations are ongoing	Turkish Public Oversight, Accounting and Auditing Standards Authority	First half of 2016
4	Amending the Communiqué on Turkish Financial Reporting Standard (TFRS Version 9-4) regarding the Financial Instruments (OG:18.09.2014/29123)	Regulation (EC) No 1606/2002 of the European Parliament and of the Council of 19 July 2002 on the application of international accounting standards	Updating the relevant TMS/TFRS. Currently, full alignment with (EC) 1606/2002 has been achieved. However, IAS/IFRSs are updated constantly by International Accounting Standards Board.	Preparations are ongoing	Turkish Public Oversight, Accounting and Auditing Standards Authority	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
5	Communiqué on Turkish Financial Reporting Standard (TFRS 15) regarding the revenue from contracts with customers	Regulation (EC) No 1606/2002 of the European Parliament and of the Council of 19 July 2002 on the application of international accounting standards	Updating the relevant TMS/TFRS  Currently, full alignment with (EC) 1606/2002 has been achieved. However, IAS/IFRSs are updated constantly by International Accounting Standards Board.	Preparations are ongoing	Turkish Public Oversight, Accounting and Auditing Standards Authority	First half of 2016
6	National Financial Reporting Framework	Directive 2013/34/EU of the European Parliament and of the Council of 26 June 2013 on the annual financial statements, consolidated financial statements and related reports of certain types of undertakings	Aligning the financial reporting of undertakings that are not within the scope of Turkish Accounting Standards with the EU legislation, following completion of the legal gap analysis with respect to Directive 2013/34/EU	Preparations are ongoing	Turkish Public Oversight, Accounting and Auditing Standards Authority	First half of 2016
7	Communiqué on the standard on assurance engagements (GDS 3410), assurance engagements on greenhouse gas statements	Directive 2006/43/EC of the European Parliament and of the Council of 17 May 2006 on statutory audits of annual accounts and consolidated accounts, amending Council Directives 78/660/EEC and 83/349/EEC and repealing Council Directive 84/253/EEC  Directive 2014/56/EU of the European Parliament and of the Council of 16 April 2014 amending	Increasing the level of alignment with the EU legislation on the auditing standards and the audit reporting, through publication of regulating standards and relevant service standards regarding the assurance engagements other than audits of historical financial statements, with the exception of information	Preparations are ongoing	Turkish Public Oversight, Accounting and Auditing Standards Authority	Second half of 2016





No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		<p>Directive 2006/43/EC on statutory audits of annual accounts and consolidated accounts</p> <p>Regulation (EU) No 537/2014 of the European Parliament and of the Council of 16 April 2014 on specific requirements regarding statutory audit of public-interest entities and repealing Commission Decision 2005/909/EC</p>	<p>systems</p> <p>Through the Communiqués on National Auditing Standards, alignment with the provisions of EU Directives on auditing standards and audit reporting has been achieved.</p>			
8	Communiqué on the standard on related services (IHS 4410), engagements to compile financial statements	<p>Directive 2006/43/EC of the European Parliament and of the Council of 17 May 2006 on statutory audits of annual accounts and consolidated accounts, amending Council Directives 78/660/EEC and 83/349/EEC and repealing Council Directive 84/253/EEC</p> <p>Directive 2014/56/EU of the European Parliament and of the Council of 16 April 2014 amending Directive 2006/43/EC on statutory audits of annual accounts and consolidated accounts</p> <p>Regulation (EU) No 537/2014 of the European Parliament and of the Council of 16 April 2014 on specific requirements regarding statutory audit of public-interest entities and repealing Commission Decision 2005/909/EC</p>	<p>Increasing the level of alignment with the EU legislation on the auditing standards and the audit reporting, through publication of regulating standards and relevant service standards regarding the assurance engagements other than audits of historical financial statements, with the exception of information systems</p> <p>Through the Communiqués on National Auditing Standards, alignment with the provisions of EU Directives on auditing standards and audit reporting has been achieved.</p>	Preparations are on-going	Turkish Public Oversight, Accounting and Auditing Standards Authority	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
9	Communiqué amending the Communiqué on takeover bids (OG: 23.01.2014/28891)	Directive 2004/25/EC of the European Parliament and of the Council of 21 April 2004 on takeover bids	Aligning the Communiqué with relevant EU legislation	Necessary amendments will be made by the Capital Markets Board, following completion of the European Commission's study on the level of legal alignment	Capital Markets Board	First half of 2018
10	Communiqué amending the Communiqué on voting by proxy and proxy solicitation (OG: 24.12.2013/28861)	Directive 2007/36/EC of the European Parliament and of the Council of 11 July 2007 on the exercise of certain rights of shareholders in listed companies	Aligning the Communiqué with relevant EU legislation	Necessary amendments will be made by the Capital Markets Board, following completion of the European Commission's study on the level of legal alignment	Capital Markets Board	First half of 2018
11	Communiqué amending the Communiqué on merger and demerger (OG: 28.12.2013/28865)	Sixth Council Directive 82/891/EEC of 17 December 1982 based on Article 54 (3) (g) of the Treaty, concerning the division of public limited liability companies Directive 2011/35/EU of the European Parliament and of the Council of 5 April 2011 concerning mergers of public limited liability companies	Aligning the Communiqué with relevant EU legislation	Necessary amendments will be made by the Capital Markets Board, following completion of the European Commission's study on the level of legal alignment	Capital Markets Board	First half of 2018

### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	European Bank for Reconstruction and Development (EBRD) Project on the Implementation of the Principles of Corporate Governance	Implementation of the principles of corporate governance by listed companies and increasing the efficiency of related surveillance activities. Following activities will be carried out during this 12-months project: designing the necessary processes, preparing methods and guidelines and providing relevant information to the companies.	The project was launched on 5 November 2015.	Capital Markets Board	Second half of 2016
2	EU Project on Enhancing the Institutional Capacity of Capital Markets Board of Turkey	Training the CMB staff on the EU accounting and auditing practices for listed companies. Following activities will be carried out during this 18-months project: training of trainers, preparation of training materials, study visits to the relevant Member State authorities and internship programmes	The project was launched on 24 August 2015 and the relevant work is on-going.	Capital Markets Board	First half of 2017
3	Completing Central Registry System (MERSIS) Phase II	Storing regularly the trade registry records of natural and legal persons and the content to be registered and published; carrying out the related procedures in electronic environment; providing and ensuring access to the trade	MERSIS Phase-I has been completed. In MERSIS Phase-II, all economic entities in Turkey including craftsmen, self-employed persons, professional organisations (trade unions, chambers, unions and their	Ministry of Customs and Trade	First half of 2017



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
		registry information in electronic environment	supreme boards), public institutions and bodies and other natural and legal persons (such as apartment building managers) will be included in the system.		



## CHAPTER 7: INTELLECTUAL PROPERTY LAW

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### CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS:

Chapter 7 on Intellectual Property Law was opened to accession negotiations on 17 June 2008 during the Slovenian Presidency.

#### Closing Benchmarks:

1. Engaging in a successful dialogue on Intellectual Property Rights (IPR) issues according to the terms of reference submitted by the Commission to Turkey on 3 April 2008.
2. Ensuring sufficient administrative capacity for the enforcing institutions with a view to enforcing the rights concerning the fight against piracy and counterfeit.
3. Providing a satisfactory track record of investigations, prosecutions and judicial treatment of violations and an improved performance concerning the effective enforcement of Intellectual Property Law by Turkey, including a substantial reduction in the volume of counterfeited and pirated goods exported to the EU.
4. Completing the alignment with the Community acquis concerning the community exhaustion of rights and the introduction of supplementary protection certificates, and ensuring the enforcement of these rights by accession.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	The Law amending Decree Law No. 551 on the Protection of Patent Rights and Certain Laws and Decree Laws (No. 556 and 554)	Directive 2008/95/EC of the European Parliament and of the Council of 22 October 2008 to approximate the laws of the Member States relating to trade marks	Increasing the level of alignment with the EU legislation on trademarks and remedying the problems in implementation	Preparations are on-going	Ministry of Science, Industry and Technology (Turkish Patent Institute)	First half of 2016
		Directive 98/71/EC of the European Parliament and of the Council of 13 October 1998 on the legal protection of designs	Increasing the level of alignment with the EU legislation on designs and remedying the problems in implementation			
		Regulation (EC) No 816/2006 of the European Parliament and of the Council of 17 May 2006 on compulsory licensing of patents relating to the manufacture of pharmaceutical products for export to countries with public health problems	Establishing a better functioning system, corresponding to the needs and facts of Turkey, consistent with the rules and standards under international agreements to which Turkey is a party			
		Directive 98/44/EC of the European Parliament and of the Council of 6 July 1998 on the legal protection of biotechnological inventions				



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
2	Amending the Customs Law No. 4458 (O.G.: 04.11.1999/23866)	Regulation (EU) No 608/2013 of the European Parliament and of the Council of 12 June 2013 concerning customs enforcement of intellectual property rights and repealing Council Regulation (EC) No 1383/2003	Aligning with the EU legislation concerning customs enforcement of intellectual property rights	Preparations are on-going	Ministry of Customs and Trade	Second half of 2017
3	Amending the Law No. 5846 on Intellectual and Artistic Works (O.G.: 13.12.1951/7981)	<p>Directive 2009/24/EC of the European Parliament and of the Council of 23 April 2009 on the legal protection of computer programs</p> <p>Directive 2006/115/EC of the European Parliament and of the Council of 12 December 2006 on rental right and lending right and on certain rights related to copyright in the field of intellectual property</p> <p>Directive 2006/116/EC of the European Parliament and of the Council of 12 December 2006 on the term of protection of copyright and certain related rights</p> <p>Council Directive 93/83/EEC of 27 September 1993 on the coordination of certain rules concerning copyright and rights related to copyright applicable to satellite broadcasting and cable retransmission</p> <p>Directive 96/9/EC of the European Parliament and of the Council of 11 March 1996 on the legal protection of databases</p>	Further aligning with relevant EU legislation, enhancing efficiency in the functioning of the collecting societies and in the fight against infringements of rights in the digital area	Preparations are on-going	Ministry of Culture and Tourism	Second half of 2017



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		<p>Directive 2001/29/EC of the European Parliament and of the Council of 22 May 2001 on the harmonisation of certain aspects of copyright and related rights in the information society</p> <p>Directive 2001/84/EC of the European Parliament and of the Council of 27 September 2001 on the resale right for the benefit of the author of an original work of art</p> <p>Directive 2012/28/EU of the European Parliament and of the Council of 25 October 2012 on certain permitted uses of orphan works Text with EEA relevance</p> <p>Directive 2014/26/EU of the European Parliament and of the Council of 26 February 2014 on collective management of copyright and related rights and multi-territorial licensing of rights in musical works for online use in the internal market</p>				

## 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	By-law on the Decree Law No. 556 on the protection of trade marks (OG: 30.03.2013/28603)	Directive 2008/95/EC of the European Parliament and of the Council of 22 October 2008 to approximate the laws of the Member States relating to trade marks	Determining the implementation procedures following the adoption of the Law	Preparations are on-going	Turkish Patent Institute	Second half of 2016





No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
2	By-law on the Decree Law No. 554 on the protection of industrial designs (OG: 30.03.2013/28603)	Directive 98/71/EC of the European Parliament and of the Council of 13 October 1998 on the legal protection of designs  Council Regulation (EC) No 6/2002 of 12 December 2001 on Community designs	Determining the implementation procedures following the adoption of the Law	Preparations are on-going	Turkish Patent Institute	Second half of 2016
3	By-law on the Decree Law No. 551 on the protection of patent rights (OG: 30.03.2013/28603)	Directive 98/44/EC of the European Parliament and of the Council of 6 July 1998 on the legal protection of biotechnological inventions Regulation (EC) No 816/2006 of the European Parliament and of the Council of 17 May 2006 on compulsory licensing of patents relating to the manufacture of pharmaceutical products for export to countries with public health problems	Determining the implementation procedures following the adoption of the Law	Preparations are on-going	Turkish Patent Institute	Second half of 2016
4	Amending the By-law on customs (OG: 07.10.2009/27369-bis)	Regulation (EU) No 608/2013 of the European Parliament and of the Council of 12 June 2013 concerning customs enforcement of intellectual property rights and repealing Council Regulation (EC) No 1383/2003	Determining the implementation procedures following the amendment to the Customs Law	Preparations are on-going	Ministry of Customs and Trade	Second half of 2019



### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	2017 Training Programme for practitioners of intellectual property rights	Increasing the technical knowledge of IPR staff and ensuring consistency in implementation of the IPR legislation for effective protection of intellectual property rights	Training programme will be updated in line with trainings to be carried out in 2016 and emerging needs.	Turkish Patent Institute Ministry of Culture and Tourism	Second half of 2016
2	2017 Activity Programme to raise awareness and consciousness on intellectual property rights among the public	Raising awareness among the public on intellectual property rights	The activity programme will be updated in line with activities to be carried out in 2016 and emerging needs	Turkish Patent Institute Ministry of Culture and Tourism	Second half of 2016
3	Establishing electronic archive system in Turkish Patent Institute	Ensuring transition from paper-based archive system to electronic archive system. In this context, current physical archives will be scanned and stored electronically and operations will be carried out through information from the electronic archive, therefore scope of information available to third persons will be extended and speed of access will increase.	Preparations are on-going	Turkish Patent Institute	Second half of 2016
4	Establishment of Intellectual Property Rights Academy	Developing the professional expertise and capacity building for Turkish Patent Institute experts, trademark and patent agents, judges and prosecutors	Work has been initiated for legal framework analysis, impact analysis and stakeholder analysis along with preparation of related legislation and curriculum	Turkish Patent Institute Ministry of Culture and Tourism	First half of 2017



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
5	2018 Training Programme for practitioners of intellectual property rights	Increasing the technical knowledge of IPR staff and ensuring consistency in implementation of the IPR legislation for effective protection of intellectual property rights	Training programme will be updated in line with trainings to be carried out in 2017 and emerging needs.	Turkish Patent Institute  Ministry of Culture and Tourism	Second half of 2017
6	2018 Activity Programme to raise awareness and consciousness on intellectual property rights among the public	Raising awareness among the public on intellectual property rights	The activity programme will be updated in line with activities to be carried out in 2017 and emerging needs	Turkish Patent Institute  Ministry of Culture and Tourism	Second half of 2017
7	Enabling courts' access to Turkish Patent Institute's database	Enabling instant inquiry of information through integration of Turkish Patent Institute's database with National Judicial Network Project (UYAP)	Work will be initiated for establishing the necessary infrastructure	Turkish Patent Institute  Ministry of Justice	Second half of 2017
8	Strengthening copyrights system in order to foster creative and copyright-based industries	Enhancing administrative capacities of institutions functioning in the field of copyright, supporting the judiciary in this field, increasing the awareness of stakeholders with regard to the importance and benefits of copyrights with a view to promoting creative economy, encouraging strong coordination among public institutions	Work is on-going in the scope of Strengthening Copyrights System in Turkey with a Focus on Development of Creative Industries Project financed by IPA-ESEI 2013.	Ministry of Culture and Tourism	Second half of 2017



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
9	Ensuring more efficient protection of intellectual property rights at customs through trainings, workshops and seminars as well as supplying new equipment	Further aligning the national legislation on customs enforcement of intellectual property rights with the EU legislation, enhancing technical and administrative capacity in the fight against counterfeiting and piracy	Tender process has been completed under the related component of Modernization of Turkish Customs Administration VIII Project financed by IPA. Implementation will begin in the first half of 2016.	Ministry of Customs and Trade	First half of 2018
10	2019 Training Programme for practitioners of intellectual property rights	Increasing the technical knowledge of IPR staff and ensuring consistency in implementation of the IPR legislation for effective protection of intellectual property rights	Training programme will be updated in line with trainings to be carried out in 2018 and emerging needs.	Turkish Patent Institute Ministry of Culture and Tourism	Second half of 2018
11	2019 Activity Programme to raise awareness and consciousness on intellectual property rights among the public	Raising awareness among the public on intellectual property rights	The activity programme will be updated in line with activities to be carried out in 2018 and emerging needs	Turkish Patent Institute Ministry of Culture and Tourism	Second half of 2018

## CHAPTER 8: COMPETITION POLICY

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### CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS:

Screening Report for Competition Policy Chapter has been conveyed to Turkey by the Austrian Presidency on 28 June 2006.

Opening Benchmarks:

1. Ensuring transparency in the area of state aid by providing a comprehensive inventory of all state aid measures covered by the Association Council Decision No. 1/95 on implementing the final phase of the Customs Union.
2. Providing detailed information on the evolution of capacity in the steel sector and state aid given to each company since 2001.
3. Adopting a state aid law setting out general conditions and rules for authorization, monitoring the implementation and the recovery of state aid, for the purpose of implementing the obligations resulting from existing bilateral agreements between Turkey and the EU.
4. Setting up an operationally independent state aid authority with the powers necessary for the full application of the state aid rules resulting from existing bilateral agreements. This authority should have the power to authorize state aid schemes and individual aid grants, as well as the power for the recovery of the unlawfully granted aid. Until then, in line with the requirements of the Customs Union Agreement, the adoption of new aid schemes or extension of existing ones should be avoided.
5. Presenting an action plan, accepted by the Commission, with a clear timetable for the alignment of all remaining aid schemes or equivalent measures identified as incompatible with the obligations resulting from existing bilateral agreements between Turkey and the EU.
6. Adopting all necessary measures to ensure that no steel company benefits from state aid given in breach of the Agreement between the ECSC and Turkey on trade in coal and steel products.

Such state aids given since 2001 could be accepted by the Council under strict conditions to be embodied in a national restructuring programme (NRP); any such restructuring programme should, in order to better meet those strict conditions, be adopted before 1 September 2006.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Law Amending the Law No. 4054 on Protection of Competition (OG:13.12.1994/22140)	<p>Council Regulation (EC) No 1/2003 of 16 December 2002 on the implementation of the rules on competition laid down in Articles 81 and 82 of the Treaty</p> <p>Council Regulation (EC) No 139/2004 of 20 January 2004 on the control of concentrations between undertakings</p> <p>Commission Regulation (EC) No 622/2008 of 30 June 2008 amending Regulation (EC) No 773/2004, as regards the conduct of settlement procedures in cartel cases</p> <p>Notice on agreements of minor importance which do not appreciably restrict competition under Article 101(1) of the Treaty on the Functioning of the European Union (De Minimis Notice)</p>	Increasing the alignment level with the EU law in antitrust area by introducing substantive and procedural amendments in mergers and also introducing de minimis, commitment and settlement procedures	Preparations are on-going.	Competition Authority	Second half of 2016



## 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	By-law on the monitoring and supervision of state aid for research and development and innovation	<p>Framework for State aid for research and development and innovation (2014/C 198/01)</p> <p>Commission Regulation (EU) No 651/2014 declaring certain categories of aid compatible with the internal market in application of Articles 107 and 108 of the Treaty</p>	Aligning with the EU acquis on state aids and fulfilling the obligations arising from Customs Union (Articles 34 and 39 of Decision 1/95 of the EC-Turkey Association Council) and Turkey-EU ECSC Free Trade Agreement (Article 7)	Preparations are on-going	Undersecretariat of Treasury <sup>20</sup>	Second half of 2016
2	By-law on monitoring and auditing the state aids for promoting risk capital in the enterprises with certain qualities	<p>Guidelines on State aid to promote risk finance investments (2014/C 19/04)</p> <p>Commission Recommendation 2003/361/EC of 6 May 2003 concerning the definition of micro, small and medium-sized enterprises</p>	Aligning with the EU acquis on state aids and fulfilling the obligations arising from Customs Union (Articles 34 and 39 of Decision 1/95 of the EC-Turkey Association Council) and Turkey-EU ECSC Free Trade Agreement (Article 7)	Preparations are on-going	Undersecretariat of Treasury	Second half of 2016
3	By-law on the monitoring and supervision of regional State aid	<p>Guideline on regional State aid for 2014-2020 (2013/C 209/01)</p> <p>Commission Regulation (EU) No 651/2014 declaring certain categories of aid compatible with</p>	Aligning with the EU acquis on state aids and fulfilling the obligations arising from Customs Union (Articles 34 and 39 of Decision 1/95 of the EC-	Preparations are on-going	Undersecretariat of Treasury	Second half of 2016

<sup>20</sup> Undersecretariat of Treasury expressed as the responsible institution for the measures 1-15 means State Aids Monitoring and Supervision Board and General Directorate of State Aids.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		the internal market in application of Articles 107 and 108 of the Treaty	Turkey Association Council) and Turkey-EU ECSC Free Trade Agreement (Article 7)			
4	By-law on the monitoring and supervision of state aid for environmental protection	Guideline on State aid for environmental protection and energy 2014-2020 (2014/C 200/01)  Commission Regulation (EU) No 651/2014 declaring certain categories of aid compatible with the internal market in application of Articles 107 and 108 of the Treaty	Aligning with the EU acquis on state aids and fulfilling the obligations arising from Customs Union (Articles 34 and 39 of Decision 1/95 of the EC-Turkey Association Council) and Turkey-EU ECSC Free Trade Agreement (Article 7)	Preparations are on-going	Undersecretariat of Treasury	Second half of 2016
5	By-law on determination of the reference interest rate that will be used for the determination of cash grant equivalent of State aid	Communication from the Commission on the revision of the method for setting the reference and discount rates (2008/C 14/02)	Aligning with the EU acquis on state aids and fulfilling the obligations arising from Customs Union (Articles 34 and 39 of Decision 1/95 of the EC-Turkey Association Council) and Turkey-EU ECSC Free Trade Agreement (Article 7)	Preparations are on-going	Undersecretariat of Treasury	Second half of 2016
6	By-Law on the application and examination procedures pursuant to the Law on the Monitoring and Supervision of State Aids	Council Regulation (EC) No 659/1999 laying down detailed rules for the application of Article 93 of the EC Treaty.  Commission Regulation (EC) No 794/2004 implementing Council Regulation (EC) No 659/1999 laying	Aligning with the EU acquis on state aids and fulfilling the obligations arising from Customs Union (Articles 34 and 39 of Decision 1/95 of the EC-Turkey Association	Preparations are on-going	Undersecretariat of Treasury	Second half of 2016





No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		down detailed rules for the application of article 93 of the EC Treaty	Council) and Turkey-EU ECSC Free Trade Agreement (Article 7)			
7	By-Law on the notification procedures pursuant to the Law on the Monitoring and Supervision of State Aids	Commission Regulation (EC) No 794/2004 implementing Council Regulation (EC) No 659/1999 laying down detailed rules for the application of article 93 of the EC Treaty	Aligning with the EU acquis on state aids and fulfilling the obligations arising from Customs Union (Articles 34 and 39 of Decision 1/95 of the EC-Turkey Association Council) and Turkey-EU ECSC Free Trade Agreement (Article 7)	Preparations are on-going	Undersecretariat of Treasury	Second half of 2016
8	By-law on the monitoring and supervision of regional State aid in the form of guarantees	Commission Notice on the application of Articles 87 and 88 of the EC Treaty to State aid in the form of guarantees (2008/C 155/02)	Aligning with the EU acquis on state aids and fulfilling the obligations arising from Customs Union (Articles 34 and 39 of Decision 1/95 of the EC-Turkey Association Council) and Turkey-EU ECSC Free Trade Agreement (Article 7)	Preparations are on-going	Undersecretariat of Treasury	Second half of 2016
9	By-law on monitoring and supervision of de minimis aids	Commission Regulation (EU) No 1407/2013 of 18 December 2013 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to de minimis aid	Aligning with the EU acquis on state aids and fulfilling the obligations arising from Customs Union (Articles 34 and 39 of Decision 1/95 of the EC-Turkey Association Council) and Turkey-EU ECSC Free Trade Agreement (Article 7)	Preparations are on-going	Undersecretariat of Treasury	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
10	By-law on the monitoring and supervision of State aids provided for employment, training and certain undertakings	<p>Communication from the Commission 'Criteria for the analysis of the compatibility of state aid for training subject to individual notification' (2009/C 188/01)</p> <p>Commission Regulation (EU) No 651/2014 declaring certain categories of aid compatible with the internal market in application of Articles 107 and 108 of the Treaty</p> <p>Communication from the Commission 'Criteria for the analysis of the compatibility of State aid for the employment of disadvantaged and disabled workers subject to individual notification' (2009/C 188/02)</p> <p>Commission Recommendation 2003/361/EC of 6 May 2003 concerning the definition of micro, small and medium-sized enterprises</p>	Aligning with the EU acquis on state aids and fulfilling the obligations arising from Customs Union (Articles 34 and 39 of Decision 1/95 of the EC-Turkey Association Council) and Turkey-EU ECSC Free Trade Agreement (Article 7)	Preparations are on-going	Undersecretariat of Treasury	Second half of 2016
11	By-law on the monitoring and supervision of state aids provided to undertakings in the form of sale and rental	Commission Communication on State aid elements in sales of land and buildings by public authorities (97/C 209/3)	Aligning with the EU acquis on state aids and fulfilling the obligations arising from Customs Union (Articles 34 and 39 of Decision 1/95 of the EC-	Preparations are on-going	Undersecretariat of Treasury	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
	of public real estates or granting of easements on public real estates		Turkey Association Council) and Turkey-EU ECSC Free Trade Agreement (Article 7)			
12	By-law on the monitoring and supervision of state aid to public undertakings and certain undertakings	<p>Commission Directive 2006/111/EC of transparency of financial relations between Member States and public undertakings as well as on financial transparency within certain undertakings</p> <p>Commission Communication on EU state aid rules to compensation granted for the provision of services of general economic interest (2012/C 8/02)</p> <p>Commission Decision of 2012/21/EU on the application of Article 106(2) of the Treaty on the Functioning of the European Union to State aid in the form of public service compensation granted to certain undertakings entrusted with the operation of services of general economic interest</p> <p>Commission Communication 2012/C 8/03 on European Union framework for State aid in the</p>	Aligning with the EU acquis on state aids and fulfilling the obligations arising from Customs Union (Articles 34 and 39 of Decision 1/95 of the EC-Turkey Association Council) and Turkey-EU ECSC Free Trade Agreement (Article 7)	Preparations are on-going	Undersecretariat of Treasury	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		<p>form of public service compensation for the public service obligation</p> <p>Commission Regulation (EU) No 360/2012 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to de minimis aid granted to undertakings</p>				
13	By-law on the monitoring and supervision of state aid in the form of short-term export-credit insurance	Communication from the Commission to the member states on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to short-term export-credit insurance (2012/C 392/01)	Aligning with the EU acquis on state aids and fulfilling the obligations arising from Customs Union (Articles 34 and 39 of Decision 1/95 of the EC-Turkey Association Council) and Turkey-EU ECSC Free Trade Agreement (Article 7)	Preparations are on-going	Undersecretariat of Treasury	Second half of 2016
14	By-law on the monitoring and supervision of state aid in the form of direct business taxation	Commission notice on the application of the State aid rules to measures relating to direct business taxation (98/C 384/03)	Aligning with the EU acquis on state aids and fulfilling the obligations arising from Customs Union (Articles 34 and 39 of Decision 1/95 of the EC-Turkey Association Council) and Turkey-EU ECSC Free Trade Agreement (Article 7)	Preparations are on-going	Undersecretariat of Treasury	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
15	By-law on the recovery of State aids	<p>Council Regulation (EC) No 659/1999 laying down detailed rules for the application of Article 93 of the EC Treaty.</p> <p>Commission Regulation (EC) No 794/2004 implementing Council Regulation (EC) No 659/1999 laying down detailed rules for the application of article 93 of the EC Treaty</p> <p>Commission Notice towards an effective implementation of Commission decisions ordering Member States to recover unlawful and incompatible State aid(2007/C 272/05)</p>	Aligning with the EU acquis on state aids, one of the components of the competition policy, and fulfilling the obligations arising from Customs Union (Articles 34 and 39 of Decision 1/95 of the EC-Turkey Association Council) and Turkey-EU ECSC Free Trade Agreement (Article 7)	Preparations are on-going	Undersecretariat of Treasury	Second half of 2016
16	By-law on the Settlement Procedures and Principles	<p>Commission Regulation (EC) No 622/2008 of 30 June 2008 amending Regulation (EC) No 773/2004, as regards the conduct of settlement procedures in cartel cases</p> <p>Commission Notice on the conduct of settlement procedures in view of the adoption of Decisions pursuant to Article 7 and Article 23 of Council Regulation (EC) No 1/2003 in cartel cases</p>	Laying down the settlement principles and procedures within the framework of the Law Amending Law No. 4054	Preparations are on-going <sup>21</sup>	Competition Authority	Second half of 2016

<sup>21</sup> It will be issued after the adoption of Draft Law Amending the Law No. 4054 on Protection of Competition



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
17	Communiqué on agreements, concerted actions and decisions that may not be investigated by the board according to market share and turnover thresholds	Notice on agreements of minor importance which do not appreciably restrict competition under Article 101(1) of the Treaty on the Functioning of the European Union (De Minimis Notice)	Laying down the criteria regarding the agreements, concerted actions and decisions of associations of undertakings that may not be investigated by the Board, e.g. market share and turnover thresholds within the framework of Law Amending the Law No. 4054	Preparations are on-going <sup>22</sup>	Competition Authority	Second half of 2016
18	Communiqué on the principles and procedures of commitments offered by the undertakings for the removal of competition concerns	Council Regulation (EC) No 1/2003 of 16 December 2002 on the implementation of the rules on competition laid down in Articles 81 and 82 of the Treaty	Laying down principles and procedures on commitment, within the framework of Law Amending the Law No. 4054	Preparations are on-going <sup>23</sup>	Competition Authority	Second half of 2016
19	Amending Communiqués on block exemptions	Commission Regulation (EU) No 330/2010 of 20 April 2010 on the application of Article 101(3) of the Treaty on the Functioning of the European Union to categories of vertical agreements and concerted practices	Revising current block exemption communiqués, within the framework of Law Amending the Law No. 4054	Preparations are on-going <sup>24</sup>	Competition Authority	Second half of 2016

<sup>22</sup> It will be issued after the adoption of Draft Law Amending the Law No. 4054 on Protection of Competition.

<sup>23</sup> It will be issued after the adoption of Draft Law Amending the Law No. 4054 on Protection of Competition.

<sup>24</sup> It will be issued after the adoption of Draft Law Amending the Law No. 4054 on Protection of Competition.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		Commission Regulation (EU) No 461/2010 of 27 May 2010 on the application of Article 101(3) of the Treaty on the Functioning of the European Union to categories of vertical agreements and concerted practices in the motor vehicle sector				Second half of 2016
		Commission Regulation (EU) No 1217/2010 of 14 December 2010 on the application of Article 101(3) of the Treaty on the Functioning of the European Union to certain categories of research and development agreements				Second half of 2016
		Commission Regulation (EU) No 267/2010 of 24 March 2010 on the application of Article 101(3) of the Treaty on the Functioning of the European Union to certain categories of agreements, decisions and concerted practices in the insurance sector				First half of 2017
		Commission Regulation (EU) No 316/2014 of 21 March 2014 on the application of Article 101(3) of the Treaty on the Functioning of the European Union to categories of technology transfer agreements				First half of 2017



## CHAPTER 9: FINANCIAL SERVICES

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### **CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS<sup>25</sup>:**

The Screening Report for Chapter 9 on Financial Services was communicated to Turkey on June 2007 by the German Presidency.

There is no opening benchmark for this Chapter.

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<sup>25</sup> Chapter 9 on Financial Services cannot be opened to negotiations due to political blockage.





## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1-PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Amending Banking Law No.5411 (OG: 01.11.2005 /25983-bis)	Directive 2014/59/EU establishing a framework for the recovery and resolution of credit institutions and investment firms	Introduction of "bridge banking" into Turkey's current resolution regime in accordance with Directive 2014/59/EU	Preparations are on-going	Savings Deposit Insurance Fund	Second half of 2016
2	Amending Banking Law No.5411 (OG: 01.11.2005 /25983-bis)	Directive 2014/49/EU of the European Parliament and of the Council of 16 April 2014 on deposit guarantee schemes	Aligning with the EU legislation through extending guarantee schemes to cover commercial deposits as well	Preparations are on-going	Savings Deposit Insurance Fund	First half of 2019
3	Amendment on Banking Law No:5411 (OG: 01.11.2005/25983-bis)	Directive 2014/59/EU establishing a framework for the recovery and resolution of credit institutions and investment firms	Aligning with the EU legislation through comprehensive amendments to the current resolution regime	Preparations are on-going	Banking Regulation and Supervision Agency  Savings Deposit Insurance Fund (SDIF)	First half of 2019



## 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Drafting a new By-law in line with the amendment to Banking Law No. 5411 regarding resolution regime	Directive 2014/59/EU establishing a framework for the recovery and resolution of credit institutions and investment firms	Aligning with the EU legislation through comprehensive amendments to the current resolution regime	Preparations are on-going	Banking Regulation and Supervision Agency  Savings Deposit Insurance Fund	First half of 2019
2	Amending the By-law on principles and procedures regarding payment of insured deposits and participation funds in the banks whose operation license is revoked, as well as bankruptcy and liquidation of these banks (OG: 23.02.2007/26443)	Directive 2014/49/EU of the European Parliament and of the Council of 16 April 2014 on deposit guarantee schemes	Gradually repaying the insured deposits within 20 business days following revocation of operating license of the bank. Similar to the Directive, a gradual transition is envisaged and repayment period is planned to be set as 20 business days by 31.12.2019, and as 7 business days by 31.12.2024.	Preparations are on-going	Savings Deposit Insurance Fund	First half of 2019
3	Amending the Decision No. 32 of the Council of Ministers on protection of the value of the Turkish currency (OG:11.08.1989/20249)	Directive 2007/64/EC of the European Parliament and of the Council of 13 November 2007 on payment services in the internal market amending Directives 97/7/EC, 2002/65/EC, 2005/60/EC and 2006/48/EC and repealing Directive 97/5/EC Directive 2009/44/EC of the	Amending the exchange legislation to enable money transfers from Turkey to abroad via financial institutions other than resident banks	Preparations are on-going	Undersecretariat of Treasury	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		European Parliament and of the Council of 6 May 2009 amending Directive 98/26/EC on settlement finality in payment and securities settlement systems and Directive 2002/47/EC on financial collateral arrangements as regards linked systems and credit claims Directive 2009/110/EC of the European Parliament and of the Council of 16 September 2009 on the taking up, pursuit and prudential supervision of the business of electronic money institutions amending Directives 2005/60/EC and 2006/48/EC and repealing Directive 2000/46/EC				
4	Amending the Communiqué on capital and capital adequacy of intermediaries (OG: 26.06.1998/23384-bis)	Directive 2013/36/EU of the European Parliament and of the Council of 26 June 2013 on access to the activity of credit institutions and the prudential supervision of credit institutions and investment firms, amending Directive 2002/87/EC and repealing Directives 2006/48/EC and 2006/49/EC	Aligning with the EU legislation through amending the Communiqué. However, transition programs and periods will be adopted in cases where the legislative amendments are deemed to impose excess burden on the sector. Accordingly, fully aligned legislation will be enacted 1-year prior to the EU membership and will become effective upon membership.	Preparations are on-going	Capital Markets Board	First half of 2018



### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	Implementing EU Project on Enhancing the Institutional Capacity of Capital Markets Board of Turkey	Following activities will be carried out during this 18-months project: legal gap analysis, drafting legislation for alignment, training the CMB staff through seminars, meetings, study visits and internships	Preparations are on-going	Capital Markets Board	First half of 2017
2	Ensuring alignment with the EU regulatory framework for insurance, Solvency II	Ensuring gradual alignment with Solvency II arrangements to be introduced by the EU in the forthcoming period	Preparations are on-going	Undersecretariat of Treasury	First half of 2019



## CHAPTER 10: INFORMATION SOCIETY AND MEDIA

### CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS:

Chapter 10 on Information Society and Media was opened to accession negotiations on 19 December 2008 during the French Presidency.

#### Closing Benchmarks:

1. Turkey completes the legislative alignment with the acquis on electronic communications, in particular on universal service, consumer rights and spectrum management (including harmonisation of radiofrequency allocation), and with the acquis on information society services.
2. Turkey secures implementation of competitive safeguard measures against operators with significant market power following market analyses, and the general authorisation regime in line with the acquis. In particular, Turkey provides a track record of the enforcement of the rights of new entrants on the electronic communications market.
3. Turkey ensures sufficient administrative capacity to enforce the acquis in the field of electronic communications, as well as the transparency, predictability and independence of the telecommunications regulator.
4. Turkey adopts legislation aimed at transposing the acquis in the field of audiovisual policy, notably the Audiovisual Media Services Directive, including measures to ensure that the national legal framework complies with the principle of freedom of reception and retransmission of television broadcasts.
5. Turkey completes public consultation with the relevant stakeholders as regards the impact of the measures adopted in view of enhancing the transparency of the audiovisual regulatory process and the independence of the competent regulatory body, and reflects the findings as appropriate.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Amending the Law No.5224 on the Evaluation, Classification and Support of Cinema Films (OG: 21.07.2004/25529)	Communication from the Commission on the follow-up to the Commission communication on certain legal aspects relating to cinematographic and other audiovisual works (Cinema communication) of 26.09.2001 (COM/2004/0171) Recommendation of the European Parliament and of the Council of 16 November 2005 on film heritage and the competitiveness of related industrial activities (2005/865/CE)	Supporting development and sustainability of the film sector and aligning with the EU norms	Preparations are on-going	Ministry of Culture and Tourism	First half of 2019

### SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Amending the By-law on authorisation in electronic communications sector(OG: 28.5.2009/27241)	Directive 2002/20/EC of the European Parliament and of the Council on the authorisation of electronic communications networks and services	Addressing the rights and obligations of operators; introducing the definition of general authorisation; and provision of a regulatory framework conducive to timely	Preparations are on-going	Information and Communication Technologies Authority	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
			provision of innovative, new generation and convergent services and reduced administrative burden			
2	By-law on processing of personal data and the protection of privacy in the electronic communications sector	Directive 2002/58/EC of the European Parliament and of the Council concerning the processing of personal data and the protection of privacy in the electronic communications sector	Completing the secondary legislation on processing of personal data and the protection of privacy in the electronic communications sector, which are covered by the Article 51 of the Electronic Communications Law No. 5809	Preparations are on-going	Information and Communication Technologies Authority	First half of 2016
3	Secondary legislation on security and service quality standards and notification obligations pursuant to the Law No.6563 on the Regulation of Electronic Commerce (OG: 05.11.2014 / 29166), By-law on Commercial Communication and Commercial Electronic Messages (OG: 15.07.2015, 29417) and the By-law on Service Providers and Intermediary Service Providers in Electronic	<p>Directive 2000/31/EC of the European Parliament and of the Council on certain legal aspects of information society services, in particular electronic commerce, in the Internal Market</p> <p>Directive 2002/58/EC of the European Parliament and of the Council concerning the processing of personal data and the protection of privacy in the electronic communications sector</p>	Completing the secondary legislation to overcome the obstacles for online shopping of Turkish internet users, to address the concerns about the security, privacy and quality of service and reduce the informal economy; and to this end, establishing a structure with the participation of relevant public institutions, administrations and NGOs; introducing a security stamp system for the security of e-commerce and setting out a	Preparations are on-going	<p>Ministry of Customs and Trade</p> <p>Ministry of Economy</p> <p>Ministry of Development</p> <p>Ministry of Finance</p> <p>Ministry of Transport, Maritime Affairs and Communicati</p>	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
	Commerce (OG: 26/08/2015, 29457)		monitoring and evaluation system to follow up the development of the e-commerce.		ons	
4	Amending the By-law on promotion of cinema films (OG: 13.11.2004/25642)	<p>Communication from the Commission on the follow-up to the Commission Communication on certain legal aspects relating to cinematographic and other audiovisual works (Cinema communication) of 26.09.2001 COM/2004/0171</p> <p>Recommendation of the European Parliament and of the Council of 16 November 2005 on film heritage and the competitiveness of related industrial activities (2005/865/CE)</p>	Updating the By-law on promotion of the film sector upon enactment of the Draft Law	Preparations are ongoing	Ministry of Culture and Tourism	First half of 2019
5	Amending the By-law governing the rules and procedures on evaluation and classification of cinema films (OG: 8.11.2008/27048)	<p>Communication from the Commission on the follow-up to the Commission Communication on certain legal aspects relating to cinematographic and other audiovisual works (Cinema communication) of 26.09.2001 COM/2004/0171</p> <p>Recommendation of the European Parliament and of the Council of 16 November 2005 on film heritage and the competitiveness of related industrial activities (2005/865/CE)</p>	Updating the By-law on evaluation and classification of cinema films upon enactment of the Draft Law	Preparations are ongoing	Ministry of Culture and Tourism	First half of 2019





### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	Conclusion of the tenders for terrestrial/digital television and radio frequency planning	Completing the transition process for terrestrial/digital radio and television broadcasting	Preparations are on-going for the new process pursuant to the court rulings regarding the tenders in 2013 for national, regional and local terrestrial/digital television and radio frequency planning	The Turkish Radio and Television Supreme Council	First half of 2019
2	Establishment of a Film Museum and Archive	Preserving and promoting the national film heritage	Preparations are on-going	Ministry of Culture and Tourism	First half of 2019



## CHAPTER 11: AGRICULTURE AND RURAL DEVELOPMENT

### CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS<sup>26</sup>:

Screening Report for Chapter 11 on Agriculture and Rural Development was communicated to Turkey on 24 January 2007 by the German Presidency.

#### Opening Benchmarks:

1. Turkey establishes an IPARD Agency (Instrument for Pre-accession Assistance in Rural Development) accredited in compliance with EU requirements.
2. Turkey presents to the Commission a strategy to reverse the tendency of recent years of increasing importance of coupled direct support payments and price support measures in the agriculture budget, in favour of decoupled direct support in line with the current trend of the Common Agricultural Policy. This strategy should also include steps towards the alignment of public support for state economic enterprises with EU state aid rules, as well as the respect by such enterprises of the EU rules on transparency.
3. Turkey presents to the Commission a detailed strategy referring also to sensitive products such as cereals, sugar, milk, livestock, fruit and vegetables (including targets, deadlines, responsible authority and cost estimates) to ensure sound and reliable statistical information about agriculture and rural development, in order to reach a satisfactory level to start negotiations.
4. Turkey presents to the Commission a strategy on how it intends to further develop the system of land identification and the National Farmer Registration System to prepare for controls on agricultural land.
5. Turkey lifts restrictions on trade in beef meat, live bovine animals and derivate products.

<sup>26</sup> Chapter 11 on Agriculture and Rural Development cannot be opened to negotiations due to political blockage.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	The Law amending Decree Law No. 1/756 on the Protection of Patent Rights and Certain Laws and Decree Laws	Regulation (EU) No 1151/2012 of the European Parliament and of the Council on quality schemes for agricultural products and foodstuffs	Including producer groups as eligible applicants for the protection of geographical indication, regulating use of logo, reducing the reclamation period for applications, introducing reconciliation system and rearranging the control system.	Submitted to the Turkish Grand National Assembly	Ministry of Science, Industry and Technology  (Turkish Patent Institute)	First half of 2016
2	Sugar Law	Regulation (EU) No 1308/2013 of the European Parliament and of the Council establishing a common organisation of the markets in agricultural products  Commission Regulation (EC) No 967/2006 laying down detailed rules for the application of Council Regulation (EC) No 318/2006 as regards sugar production in excess of the quota	Aligning partially with the regulations on sugar sector	Submitted to the Turkish Grand National Assembly	Ministry of Science, Industry and Technology  (The Turkish Sugar Authority)	First half of 2016
3	Amending the Law No.1163 on Cooperatives (OG:10.05.1969/13195,	Regulation (EU) No 1308/2013 of the European Parliament and of the Council establishing a common organisation of the markets in	Developing an operational EU-compliant organisational structure for agricultural producer	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2017



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
	Law No.5200 on Agricultural Producers Unions (OG:06.07.2004/25514, and the Law No.5957 on the Regulation of the rules and procedures of the commerce of fruits and vegetables and other goods to be determined according to their supply and demand (OG:26.03.2010/27533)	agricultural products	organisations; in order to attain this goal and control the established mechanisms, developing a system in line with the EU rules for the recognition of the producer organizations by the competent public authority		Ministry of Customs and Trade	

## 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Implementing By-law under Decree Law No. 555 on the Protection of Geographical Indications	Regulation (EU) No 1151/2012 of the European Parliament and of the Council on quality schemes for agricultural products and foodstuffs	Introducing the implementation principles	Preparations are on-going	Turkish Patent Institute	First half of 2016
2	By-law on classification of cattle carcasses	Regulation (EU) No 1308/2013 of the European Parliament and of the Council establishing a common organisation of the markets in agricultural products	In line with the EU Common Market Organisation rules, laying down and implementing the classification criteria for cattle carcasses and laying down the rules on the notification of market prices	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
3	By-law on classification of sheep carcasses	Regulation (EU) No 1308/2013 of the European Parliament and of the Council establishing a common organisation of the markets in agricultural products	In line with the EU Common Market Organisation rules, laying down and implementing the classification criteria for sheep carcasses in Turkey and laying down the rules on the notification of market prices	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2016
4	By-law on principles of cross compliance rules for agricultural supports	Regulation (EU) No 1306/2013 of the European Parliament and of the Council of 17 December 2013 on the financing, management and monitoring of the common agricultural policy and repealing Council Regulations (EEC) No 352/78, (EC) No 165/94, (EC) No 2799/98, (EC) No 814/2000, (EC) No 1290/2005 and (EC) No 485/2008	Establishing cross compliance rules, including rules for animal welfare, plant health, public health and environmental care implemented in the EU as a condition to benefit from agricultural supports	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2017
5	By-law on Integrated Administration Control System	Regulation (EU) No 1306/2013 of the European Parliament and of the Council of 17 December 2013 on the financing, management and monitoring of the common agricultural policy and repealing Council Regulations (EEC) No 352/78, (EC) No 165/94, (EC) No 2799/98, (EC) No 814/2000, (EC) No 1290/2005 and (EC) No 485/2008	Preparation for the establishment of the Integrated Administration and Control System implemented by the EU Member States for the management and control of the applications made by the farmers within the scope of various support schemes	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2017



### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Paper, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	Establishing the necessary administrative and legal framework for the implementation of Measure No.201 on "Preparation for Implementation of Actions relating to Environment and the Countryside" which is pending implementation under the IPARD Programme of 2007-2013.	Adopting a multi-dimensional approach in the field of rural development which also serves for the protection of the environment and rural landscape in accordance with the Common Agricultural Policy. To this end, implementing Measure No. 201 under the IPARD Program and starting a pilot implementation of the measures for erosion control in the IPARD provinces.	The working groups, established under the coordination of MoFAL with the participation of the relevant stakeholders, continue to carry out the relevant work. Activities with regard to this measure will start following the adoption of the decision of the European Commission on the conferral of management powers.	Ministry of Food, Agriculture and Livestock	First half of 2016
2	Preparing the strategy to improve the Turkish agricultural statistics system and submitting to the European Commission <sup>27</sup>	Meeting the third opening criteria of the Chapter and ensuring production of reliable statistical data for use in the negotiations with the EU	Preparations are on-going	Ministry of Food, Agriculture and Livestock (MoFAL)  Turkish Statistical Institute	Second half of 2016
3	Establishing the necessary administrative and legal framework for the implementation of Measure No.202 on "Preparation and Implementation of Local Rural Development	Adopting a participatory approach in rural development in accordance with the Common Agricultural Policy To this end, implementing Measure No. 202 under the IPARD Programme and	The working groups, established under the coordination of MoFAL with the participation of the relevant stakeholders, continue to carry out the relevant work.	Ministry of Food, Agriculture and Livestock	Second half of 2016

<sup>27</sup> Strategy to Improve the Turkish Agricultural Statistics System is also addressed to in Chapter 18 on Statistics.



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
	Strategies (LEADER)" which is pending implementation under the IPARD Programme of 2007-2013.	starting a pilot implementation of the local development strategies to be pursued by the local action groups in the IPARD provinces.			
4	Preparations for the Land Parcel Identification System	Contributing to the work on the establishment of the Integrated Administration and Control System referred to in the Regulation (EU) No. 1306/2013	The project on the "Digitisation of the Land Parcel Identification System" financed under the 2010 IPA-Programme, was launched as of 1 October 2014.	Ministry of Food, Agriculture and Livestock	First half of 2017
5	Establishing the administrative and technical capacity to carry out impact assessment regarding harmonization of the agricultural support system with the EU's Common Agricultural Policy.	Compiling the data necessary to prepare the strategy document for the alignment of agricultural supports with the EU's Common Agricultural Policy in the scope of the second technical opening benchmark of the Chapter, and building the administrative and technical capacity	In order to develop the technical capacity for impact assessment, MoFAL has submitted a project proposal under the 2013-ESEI Programme, which is currently being evaluated by the EU Delegation in Ankara.	Ministry of Food, Agriculture and Livestock	Second half of 2017
6	Preparing a strategy for alignment with the Common Market Organisation	Laying down the road map to align with the Common Market Organisation rules determined by the Regulation (EU) No. 1308/2013	A project proposal, including the drafting of the document, has been submitted by MoFAL for the 2014 IPA-Programme.	Ministry of Food, Agriculture and Livestock	Second half of 2017
7	Establishing administrative capacity related to the cross compliance rules	Establishing the necessary administrative capacity for the implementation of cross compliance rules related to animal welfare, animal health, plant	The administrative capacity will be established by the project on the "Establishment of the Integrated Administrative and Control System" financed under the 2011	Ministry of Food, Agriculture and Livestock	Second half of 2017



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
		health, public health and environmental care implemented in the European Union as a condition to benefit from agricultural supports, contributing to the work on the establishment of the Integrated Administration and Control System	IPA Programme.		





## CHAPTER 12: FOOD SAFETY, VETERINARY AND PHYTOSANITARY POLICY

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### CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS:

Chapter 12 on Food Safety, Veterinary and Phytosanitary Policy was opened to accession negotiations on 30 June 2010 during the Spanish Presidency.

#### Closing Benchmarks:

1. Turkey implements systems for identification and registration of animals that are compliant with the EU acquis and fully operational, including through implementing its commitments made in view of meeting the relevant opening benchmark.
2. Turkey submits an approved national programme for the upgrading of establishments for products of animal origin, including establishments for animal by-products. This programme must include a precise plan for the monitoring by the Turkish authorities of the process of upgrading establishments. As regards the milk sector, the national programme must include a strategy for the use of non-compliant raw milk. Turkey must also demonstrate sufficient progress in the implementation of this national programme. Furthermore, Turkey demonstrates that it has devoted sufficient human and financial resources for monitoring the process of upgrading the establishments covered by the national programme.
3. Turkey fulfils its obligations related to animal disease notification, ensuring satisfactory cooperation with the EU Member States, implements surveillance and control measures for animal diseases notifiable to the EU and contingency plans for major epizootic diseases as provided for under the acquis and fully applies the acquis in the area of Foot and Mouth Disease (FMD) by implementing a detailed eradication plan established in advance.
4. Turkey has transposed and implements an effective system for the control of Transmissible Spongiform Encephalopathies (TSEs): total feed ban, control of specified risk materials, TSEs testings.



5. Turkey has transposed the EU animal welfare legislation and ensured that the sector is aware and prepared, sufficiently in advance, for effective implementation at the latest by accession.
6. Turkey continues to set up and develop, in accordance with the acquis, the relevant administrative structures, in particular in order to implement a fully EU-compliant system for all relevant official controls, in particular operational Border Inspection Posts, including the funding of this system; Turkey further increases its administrative capacities and infrastructures; Turkey demonstrates that it will have sufficient administrative capacity to correctly implement and apply all the acquis covered by this Chapter by accession.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1.	Turkish Food Codex By-law on labelling and information to customers	Regulation (EU) No 1169/2011 of the European Parliament and of the Council of 25 October 2011 on the provision of food information to consumers	Aligning with the provisions on mandatory food information, distance selling, voluntary information and information on potential allergens in mass caterers listed in the Regulation (EU) No 1169/2011 and not included in Turkish Food Codex By-law on labelling (OG:29.12.2011/28157)	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2016
2.	By-law on Minimum Rules for the Protection of Chickens Kept for Meat Production	Council Directive 2007/43/EC of 28 June 2007 laying down minimum rules for the protection of chickens kept for meat production	Laying down the requirements regarding the welfare of chickens kept for meat production	Preparations are on-going	Ministry of Food, Agriculture and Livestock (MoFAL)	First half of 2016
3.	By-law on preparation, submission and evaluation of applications regarding approval of feed additives	Commission Regulation (EC) No 429/2008 of 25 April 2008 on detailed rules for the implementation of Regulation (EC) No 1831/2003 of the European Parliament and of the Council as regards the preparation and the presentation of applications and the assessment and the authorisation of feed additives	Laying down all approval processes of feed additives	Preparations are on-going	Ministry of Food, Agriculture and Livestock (MoFAL)	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
4.	By-law on combat against bluetongue disease	<p>Council Directive 2000/75/EC of 20 November 2000 laying down specific provisions for the control and eradication of bluetongue</p> <p>Commission Regulation (EC) No 1266/2007 of 26 October 2007 on implementing rules for Council Directive 2000/75/EC as regards the control, monitoring, surveillance and restrictions on movements of certain animals of susceptible species in relation to bluetongue</p>	Laying down the requirements with regard to the diagnosis and control of bluetongue disease	Preparations are on-going	Ministry of Food, Agriculture and Livestock (MoFAL)	First half of 2016
5.	By-law on identification and registration of pigs	<p>Council Directive 64/432/EEC of 26 June 1964 on animal health problems affecting intra-Community trade in bovine animals and swine</p> <p>Council Directive 2008/71/EC of 15 July 2008 on the identification and registration of pigs</p> <p>2000/678/EC Commission Decision of 23 October 2000 laying down detailed rules for registration of holdings in national databases for porcine animals as foreseen by Council Directive 64/432/EEC</p>	Registering and monitoring the pigs in low numbers in Turkey	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
6.	By-law on identification and registration of equidae	Council Directive 2009/156/EC of 30 November 2009 on animal health conditions governing the movement and importation from third countries of equidae Commission Regulation (EC) No 504/2008 of 6 June 2008 implementing Council Directives 90/426/EEC and 90/427/EEC as regards methods for the identification of equidae	Registering and monitoring the equidae	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2016
7.	By-law on identification and registration of dogs, cats and ferrets	Commission Implementing Regulation (EU) No 577/2013 of 28 June 2013 on the model identification documents for the non-commercial movement of dogs, cats and ferrets, the establishment of lists of territories and third countries and the format, layout and language requirements of the declarations attesting compliance with certain conditions provided for in Regulation (EU) No 576/2013 of the European Parliament and of the Council	Registering and monitoring the non-commercial movement of cats and dogs	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2016
8.	By-law on implementation of rapid alert system for food and feed	Commission Regulation (EU) No 16/2011 of 10 January 2011 laying down implementing measures for the rapid alert system for food and feed	Implementing the rapid alert system for food and feed	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
9.	Turkish Food Codex By-law on food enzymes	Regulation (EC) No 1332/2008 of the European Parliament and of the Council of 16 December 2008 on food enzymes and amending Council Directive 83/417/EEC, Council Regulation (EC) No 1493/1999, Directive 2000/13/EC, Council Directive 2001/112/EC and Regulation (EC) No 258/97	Identifying the steps and conditions to include the food enzymes in the list and labelling rules	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2016
10.	Turkish Food Codex By-law on nutrition and health claims made on foods	Regulation (EC) No 1924/2006 of the European Parliament and of the Council of 20 December 2006 on nutrition and health claims made on foods	Identifying the rules on nutrition and health claims for the labelling of foods supplied to the final consumer and mass caterers	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2016
11.	Amending the By-law on food irradiation (OG:06.11.1999/23868)	Directive 1999/2/EC of the European Parliament and of the Council of 22 February 1999 on the approximation of the laws of the Member States concerning foods and food ingredients treated with ionising radiation	Updating the issues such as irradiation plants, employment, licences, permits and registrations within the scope of the referred By-law	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2016
12.	By-law on implementation of animal health requirements applicable to imports of deep-frozen semen of bovine species	2011/630/EU: Commission Implementing Decision of 20 September 2011 on imports into the Union of semen of domestic animals of the bovine species	Identifying animal health requirements applicable to imports of deep-frozen semen of bovine species	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
13.	Amending the By-law on sampling and analysis methods aimed at the official controls of feed (OG: 27.12.2011/28155)	Commission Regulation (EU) No 278/2012 of 28 March 2012 amending Regulation (EC) No 152/2009 as regards the determination of the levels of dioxins and polychlorinated biphenyls Commission Regulation (EU) No 51/2013 of 16 January 2013 amending Regulation (EC) No 152/2009 as regards the methods of analysis for the determination of constituents of animal origin for the official control of feed	Aligning with the new legislation related to the determination of dioxins and polychlorinated biphenyls in feed and alignment with the legislation on the determination of animal origin content in feed through light microscopy and PCR method.	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2016
14.	Turkish Food Codex By-law on purity criteria for food additives	Commission Regulation (EU) No 231/2012 of 9 March 2012 laying down specifications for food additives listed in Annexes II and III to Regulation (EC) No 1333/2008 of the European Parliament and of the Council	Laying down the specifications for food additives including colours and sweeteners listed in Annex II and III to Regulation (EC) No 1333/2008 and consolidating the following legislation under the relevant By-law: Turkish Food Codex Communiqué on purity criteria for food additives other than colours and sweeteners used in foods (OG:08.04.2012/28258);	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
			Turkish Food Codex Communiqué on purity criteria for sweeteners used in foods (OG:07.01.2011/27808) and Turkish Food Codex Communiqué on purity criteria for colours used in foods (OG:10.04.2002/24722)			
15.	By-law on animal health requirements applicable to imports of deep-frozen semen of bovine species	Council Directive 88/407/EEC of 14 June 1988 laying down the animal health requirements applicable to intra-Community trade in and imports of deep-frozen semen of domestic animals of the bovine species	Identifying animal health requirements applicable to imports of deep-frozen semen of bovine species	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2016
16.	By-law on animal welfare at the time of cut, slaughter and killing of animals	Council Regulation (EC) No 1099/2009 of 24 September 2009 on the protection of animals at the time of killing	Identifying animal welfare rules in slaughterhouses and at the time of both cut and killing of animals	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2016
17.	By-law on implementation of health certificates for trade in semen, ova and embryos of animals of the equine, ovine and caprine species and in ova and embryos of animals of the porcine species	2010/470/EU: Commission Decision of 26 August 2010 laying down model health certificates for trade within the Union in semen, ova and embryos of animals of the equine, ovine and caprine species and in ova and embryos of animals of the porcine species	Identifying implementation criteria on health certificates for trade in semen, ova and embryos of animals of the equine, ovine and caprine species and in ova and embryos of animals of the porcine species	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2016





No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
18.	By-law on implementation of animal health requirements applicable to imports of embryos of bovine species	Council Directive 89/556/EEC of 25 September 1989 on animal health conditions governing intra-Community trade in and importation from third countries of embryos of domestic animals of the bovine species	Identifying the implementation criteria for animal health requirements applicable to imports of embryos of bovine species	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2017
19.	By-law on animal health conditions and veterinary certification requirements for imports of bovine embryos	2006/168/EC: Commission Decision of 4 January 2006 establishing the animal health and veterinary certification requirements for imports into the Community of bovine embryos and repealing Decision 2005/217/EC	Identifying animal health conditions and veterinary certification requirements for imports of bovine embryos	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2017
20.	By-law on animal health conditions governing the introduction of ovine and caprine animals into the country	Council Directive 91/68/EEC of 28 January 1991 on animal health conditions governing intra-Community trade in ovine and caprine animals	Identifying animal health conditions for the imports of ovine and caprine animals	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2017
21.	By-law on health and quarantine conditions for imports of certain birds	Commission Implementing Regulation (EU) No 139/2013 of 7 January 2013 laying down animal health conditions for imports of certain birds into the Union and the quarantine conditions	Identifying health and quarantine conditions for imports of certain birds	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2017



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
22.	Amending the By-law on Feed Hygiene (OG: 27.12.2011/28155)	Commission Regulation (EU) No 225/2012 of 15 March 2012 amending Annex II to Regulation (EC) No 183/2005 of the European Parliament and of the Council as regards the approval of establishments placing on the market, for feed use, products derived from vegetable oils and blended fats and as regards the specific requirements for production, storage, transport and dioxin testing of oils, fats and products derived thereof	Updating the rules regarding the approval of establishments placing on the market, for feed use, products derived from certain oils and fats	Preparations are on-going	Ministry of Food, Agriculture and Livestock (MoFAL)	Second half of 2017
23.	By-law on combating classical swine fever	Council Directive 2001/89/EC of 23 October 2001 on Community measures for the control of classical swine fever 2002/106/EC: Commission Decision of 1 February 2002 approving a Diagnostic Manual establishing diagnostic procedures, sampling methods and criteria for evaluation of the laboratory tests for the confirmation of classical swine fever	Identifying the requirements with regard to the diagnosis and control of classical swine fever	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2017



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
24.	By-law on combating African swine fever	Council Directive 2002/60/EC of 27 June 2002 laying down specific provisions for the control of African swine fever and amending Directive 92/119/EEC as regards Teschen disease and African swine fever 2003/422/EC: Commission Decision of 26 May 2003 approving an African swine fever diagnostic manual	Identifying the requirements with regard to the diagnosis and control of African swine fever	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2017
25.	Implementing Regulation on the registration, certification and marketing of landraces	Commission Directive 2008/62/EC of 20 June 2008 providing for certain derogations for acceptance of agricultural landraces and varieties which are naturally adapted to the local and regional conditions and threatened by genetic erosion and for marketing of seed and seed potatoes of those landraces and varieties  Commission Directive 2009/145/EC of 26 November 2009 providing for certain derogations, for acceptance of vegetable landraces and varieties which have been	Making legal arrangements related to the registration, certification and marketing of landraces	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2017

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		traditionally grown in particular localities and regions and are threatened by genetic erosion and of vegetable varieties with no intrinsic value for commercial crop production but developed for growing under particular conditions and for marketing of seed of those landraces and varieties				
26.	By-law on semen, ova and embryos collection and storage centres, production teams, certification requirements and import of animals of the equine species	2010/471/EU: Commission Decision of 26 August 2010 on imports into the Union of semen, ova and embryos of animals of the equine species as regards lists of semen collection and storage centres and embryo collection and production teams and certification requirements	Identifying the implementation criteria for semen, ova and embryos collection and storage centres, production teams, certification requirements and import of animals of the equine species	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2017
27.	By-law on imports of semen, ova and embryos of animals of the ovine and caprine species	2010/472/EU: Commission Decision of 26 August 2010 on imports of semen, ova and embryos of animals of the ovine and caprine species into the Union	Identifying the requirements on imports of semen, ova and embryos of animals of the ovine and caprine species	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2018
28.	By-law on a list of countries, territories, zones or compartments from which poultry and poultry products may be	Commission Regulation (EC) No 798/2008 of 8 August 2008 laying down a list of third countries, territories, zones or compartments from which	Identifying the list of countries, territories, zones or compartments from which poultry and poultry products may be imported	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2019



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
	imported into and transit and the veterinary certification requirements	poultry and poultry products may be imported into and transit through the Community and the veterinary certification requirements	into and transit and the veterinary certification requirements			
29.	Communiqué on the methods of veterinary checks for products from other countries destined for introduction into free zones, free warehouses, customs warehouses or operators supplying cross border means of sea transport	2000/571/EC : Commission Decision of 8 September 2000 laying down the methods of veterinary checks for products from third countries destined for introduction into free zones, free warehouses, customs warehouses or operators supplying cross border means of sea transport	Laying down the methods of veterinary checks for products from other countries destined for introduction into free zones, free warehouses, customs warehouses or operators supplying cross border means of sea transport	Preparations are on-going	Ministry of Food, Agriculture and Livestock (MoFAL)	First half of 2016
30.	Communiqué on veterinary certificates for importing live animals, semen, embryos, ova and products of animal origin	2007/240/EC: Commission Decision of 16 April 2007 laying down new veterinary certificates for importing live animals, semen, embryos, ova and products of animal origin into the Community	Identifying veterinary certificates for importing live animals, semen, embryos, ova and products of animal origin	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2016
31.	Turkish Food Codex Communiqué on addition of vitamins and minerals and of certain other substances to foods	Regulation (EC) No 1925/2006 of the European Parliament and of the Council of 20 December 2006 on the addition of vitamins and minerals and of certain other substances to foods	Transposing into the national legislation the list of vitamins, minerals and certain other substances determined by the relevant EU legislation	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
32.	Amending the Turkish Food Codex Communiqué on supplementary foods for infants and young children (OG: 01.11.2007-26687)	Commission Directive 2006/125/EC of 5 December 2006 on processed cereal-based foods and baby foods for infants and young children	Reflecting in the Turkish Food Codex the upcoming amendments in the relevant EU legislation	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2016
33.	Communiqué on animal and public health conditions and model certificates for imports of certain meat products and treated stomachs, bladders and intestines for human consumption	2007/777/EC: Commission Decision of 29 November 2007 laying down the animal and public health conditions and model certificates for imports of certain meat products and treated stomachs, bladders and intestines for human consumption from third countries and repealing Decision 2005/432/EC	Laying down animal and public health conditions and model certificates for imports of certain meat products and treated stomachs, bladders and intestines for human consumption	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2016
34.	Communiqué on public and animal health rules as regards animal by-products and derived products not intended for human consumption	Commission Regulation (EU) No 142/2011 of 25 February 2011 implementing Regulation (EC) No 1069/2009 of the European Parliament and of the Council laying down health rules as regards animal by-products and derived products not intended for human consumption and implementing Council Directive 97/78/EC as regards certain samples and items exempt from veterinary checks at the border under that Directive	Identifying public and animal health rules as regards animal by-products and derived products not intended for human consumption	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
35.	Amending the Turkish Food Codex Communiqué on substances that may be added for specific nutritional purposes in foods for particular nutritional uses (OG:22.08.2006-26267)	Commission Regulation (EC) No 953/2009 of 13 October 2009 on substances that may be added for specific nutritional purposes in foods for particular nutritional uses	Updating the list of substances that may be added for specific nutritional purposes in foods for particular nutritional uses	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2016
36.	Turkish Food Codex Communiqué on active and intelligent materials and articles intended to come into contact with food	Commission Regulation (EC) No 450/2009 of 29 May 2009 on active and intelligent materials and articles intended to come into contact with food	Aligning partially with the relevant EU legislation through making arrangements related to the approval procedure in the application file for the specified materials and articles Full alignment will be achieved upon accession	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2016
37.	Communiqué on conditions for animal health governing imports of day old chicks and hatching eggs	Council Directive 2009/158/EC of 30 November 2009 on animal health conditions governing intra-Community trade in, and imports from third countries of, poultry and hatching eggs	Setting out the conditions of animal health governing imports of day old chicks and hatching eggs	Preparations are on-going	Ministry of Food, Agriculture and Livestock (MoFAL)	Second half of 2016
38.	Communiqué on the import and transit of the animal by-products and derived products not intended for human consumption	Commission Regulation (EU) No 142/2011 of 25 February 2011 implementing Regulation (EC) No 1069/2009 of the European Parliament and of the Council laying down health rules as	Setting out the rules for the import and transit of the animal by-products and derived products not intended for human consumption	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		regards animal by-products and derived products not intended for human consumption and implementing Council Directive 97/78/EC as regards certain samples and items exempt from veterinary checks at the border under that Directive				
39.	Communiqué on protection measures in relation to highly pathogenic avian influenza and movements of pet birds accompanying their owners into the country	32007D0025: Commission Decision of 22 December 2006 as regards certain protection measures in relation to highly pathogenic avian influenza and movements of pet birds accompanying their owners into the Community	Taking certain protection measures in relation to highly pathogenic avian influenza and movements of pet birds accompanying their owners into the country	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2016
40.	Communiqué on a list of countries, territories, zones or compartments from which day old chicks and hatching eggs may be imported into and transit and the veterinary certification requirements	Commission Regulation (EC) No 798/2008 of 8 August 2008 laying down a list of third countries, territories, zones or compartments from which poultry and poultry products may be imported into and transit through the Community and the veterinary certification requirements	Identifying the list of countries, territories, zones or compartments from which day old chicks and hatching eggs may be imported into and transit and the veterinary certification requirements	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2016
41.	Turkish Food Codex Communiqué on evaluation procedure regarding novel foods and novel food ingredients	Regulation (EC) No 258/97 of the European Parliament and of the Council of 27 January 1997 concerning novel foods and novel food ingredients	Identifying the application procedure for the approval of novel foods	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2016





No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
42.	Turkish Food Codex legislation on authorisation procedure for food additives, food enzymes and food flavourings	Regulation (EC) No1331/2008 of the European Parliament and of the Council of 16 December 2008 establishing a common authorisation procedure for food additives, food enzymes and food flavourings	Evaluating food additives, food enzymes and food flavourings and identifying authorisation procedure	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2016
43.	Communiqué on introduction and the storage period for consignments of certain products of animal origin in customs warehouses in the country	2005/93/EC: Commission Decision of 2 February 2005 as regards transitional provisions concerning the introduction and the storage period for consignments of certain products of animal origin in customs warehouses in the Community	Laying down the provisions related to the introduction and the storage period for consignments of certain products of animal origin (animals for hunting purposes, meat and meat products for human consumption including poultry, meat preparations, milk and dairy products) in customs warehouses in the country	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2017
44.	Communiqué on animal health conditions and certification concerning the introduction and storage period for consignments of certain products of animal origin in free zones, free warehouses and premises of operators supplying cross border means of sea transport	2005/92/EC: Commission Decision of 2 February 2005 as regards animal health conditions, certification and transitional provisions concerning the introduction and storage period for consignments of certain products of animal origin in free zones, free warehouses and premises of operators supplying cross border means of sea transport in the Community	Identifying animal health conditions and certification principles concerning the introduction and storage period for consignments of certain products of animal origin in free zones, free warehouses and premises of operators supplying cross border means of sea transport	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2017



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
45.	Communiqué on import conditions applicable to the transmissible spongiform encephalopathies (TSE)	Regulation (EC) No 999/2001 of the European Parliament and of the Council of 22 May 2001 laying down rules for the prevention, control and eradication of certain transmissible spongiform encephalopathies	Identifying import conditions applicable to the transmissible spongiform encephalopathies (TSE)	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2017
46.	Communiqué on animal health conditions governing the importation of equidae	Council Directive 2009/156/EC of 30 November 2009 on animal health conditions governing the movement and importation from third countries of equidae	Identifying animal health conditions governing the importation of equidae	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2017
47.	Communiqué on list of countries and parts of territory thereof authorised for imports of live equidae and semen, ova and embryos of the equine species	2004/211/EC: Commission Decision of 6 January 2004 establishing the list of third countries and parts of territory thereof from which Member States authorise imports of live equidae and semen, ova and embryos of the equine species, and amending Decisions 93/195/EEC and 94/63/EC	Identifying the list of countries and parts of territory thereof authorised for imports of live equidae and semen, ova and embryos of the equine species	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2017
48.	Communiqué on animal health conditions and veterinary certification for temporary admission of registered horses	92/260/EEC: Commission Decision of 10 April 1992 on animal health conditions and veterinary certification for temporary admission of registered horses	Identifying animal health conditions and veterinary certification for temporary admission of registered horses	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2018



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
49.	Communiqué on animal health conditions and veterinary certification for the re-entry of registered horses for racing, competition and cultural events after temporary export	93/195/EEC: Commission Decision of 2 February 1993 on animal health conditions and veterinary certification for the re-entry of registered horses for racing, competition and cultural events after temporary export	Identifying animal health conditions and veterinary certification for the re-entry of registered horses for racing, competition and cultural events after temporary export	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2018
50.	Communiqué on animal health conditions and veterinary certification for imports of registered equidae and equidae for breeding and production	93/197/EEC: Commission Decision of 5 February 1993 on animal health conditions and veterinary certification for imports of registered equidae and equidae for breeding and production	Identifying animal health conditions and veterinary certification for imports of registered equidae and equidae for breeding and production	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2018
51.	Communiqué on requirements of import and certification of aquaculture animals and products.	Commission Regulation (EC) No 1251/2008 of 12 December 2008 implementing Council Directive 2006/88/EC as regards conditions and certification requirements for the placing on the market and the import into the Community of aquaculture animals and products thereof and laying down a list of vector species	Identifying requirements for the import and certification of aquaculture animals and products thereof	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2018
52.	Communiqué on official controls for the entry of products of animal origin into the country	Council Directive 2002/99/EC of 16 December 2002 laying down the animal health rules governing the production,	Identifying the official controls for the entry of products of animal origin from other countries	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2018



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		processing, distribution and introduction of products of animal origin for human consumption				
53.	Communiqué on animal health requirements for the entry of aquaculture animals and products into the country	Council Directive 2006/88/EC of 24 October 2006 on animal health requirements for aquaculture animals and products thereof, and on the prevention and control of certain diseases in aquatic animals	Identifying the animal health requirements for the entry of aquaculture animals and products into the country	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2018
54.	Communiqué on maximum number of pet animals of certain species that may be the subject of non-commercial movement	Commission Regulation (EU) No 31/2014 of 14 January 2014 repealing Decisions 2004/301/EC, 2004/539/EC and Regulation (EU) No 388/2010	Identifying maximum number of pet animals of certain species that may be the subject of non-commercial movement	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2018
55.	Communiqué on lists of third countries, territories or parts thereof authorised for the introduction into the country of certain animals and fresh meat and the veterinary certification requirements	Commission Regulation (EU) No 206/2010 of 12 March 2010 laying down lists of third countries, territories or parts thereof authorised for the introduction into the European Union of certain animals and fresh meat and the veterinary certification requirements	Identifying the lists of third countries, territories or parts thereof authorised for the introduction into the country of certain animals and fresh meat and the veterinary certification requirements	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2018



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
56.	By-law on animal health and public health requirements for the imports of certain types of products	Council Directive 92/118/EEC of 17 December 1992 laying down animal health and public health requirements governing trade in and imports into the Community of products not subject to the said requirements laid down in specific Community rules referred to in Annex A (I) to Directive 89/662/EEC and, as regards pathogens, to Directive 90/425/EEC	Identifying animal and public health requirements governing the imports of products not subject to the requirements laid down in specific Community rules referred to in Annex A to Directive 89/662/EEC and to Directive 90/425/EEC	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2018
57.	Communiqué on animal health conditions governing trade and imports of animals, semen, ova and embryos	Council Directive 92/65/EEC of 13 July 1992 laying down animal health requirements governing trade in and imports into the Community of animals, semen, ova and embryos not subject to animal health requirements laid down in specific Community rules referred to in Annex A (I) to Directive 90/425/EEC	Identifying animal health conditions governing trade and imports of animals, semen, ova and embryos	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2019
58.	Communiqué on animal health conditions and the veterinary certification for the import of animal casings	2003/779/EC: Commission Decision of 31 October 2003 laying down animal health requirements and the veterinary certification for the import of animal casings from third countries	Identifying animal health conditions and the veterinary certification for the import of animal casings	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2019



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
59.	Communiqué on animal and public health conditions and veterinary certification for imports of minced meat and meat preparations	2000/572/EC: Commission Decision of 8 September 2000 laying down animal and public health conditions and veterinary certification for imports of minced meat and meat preparations from third countries and repealing Decision 97/29/EC	Identifying animal and public health conditions and veterinary certification for imports of minced meat and meat preparations	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2019
60.	Communiqué on public health conditions for the import of meat of wild leporidae, of certain wild land mammals and of farmed rabbits and the veterinary certification requirements	Commission Regulation (EC) No 119/2009 of 9 February 2009 laying down a list of third countries or parts thereof, for imports into, or transit through, the Community of meat of wild leporidae, of certain wild land mammals and of farmed rabbits and the veterinary certification requirements	Identifying public health conditions for the import of meat of wild leporidae, of certain wild land mammals and of farmed rabbits and the veterinary certification requirements	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2019
61.	Communiqué on approval of Salmonella control programmes in breeding flocks of Gallus gallus in certain countries	2007/843/EC: Commission Decision of 11 December 2007 concerning approval of Salmonella control programmes in breeding flocks of Gallus gallus in certain third countries in accordance with Regulation (EC) No 2160/2003 of the European Parliament and of the Council and amending Decision 2006/696/EC, as regards certain public health requirements at import of poultry and hatching eggs	Making arrangements on the approval of Salmonella control programmes in breeding flocks of Gallus gallus in certain countries	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2019



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
62.	Circular on derogations from the conditions of approval for border inspection posts located in ports where fish is landed	93/352/EEC: Commission Decision of 1 June 1993 laying down derogations from the conditions of approval for border inspection posts located in ports where fish is landed	Laying down the derogations from the conditions of approval for border inspection posts located in ports where fish is landed	Preparations are on-going	Ministry of Food, Agriculture and Livestock (MoFAL)	First half of 2016
63.	Circular on animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption	Council Directive 2002/99/EC of 16 December 2002 laying down the animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption	Identifying animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2016
64.	Circular on an Internet-based information page for aquaculture production businesses and authorised processing establishments	Council Directive 2006/88/EC of 24 October 2006 on animal health requirements for aquaculture animals and products thereof, and on the prevention and control of certain diseases in aquatic animals  2008/392/EC: Commission Decision of 30 April 2008 implementing Council Directive 2006/88/EC as regards an Internet-based information page to make information on aquaculture production businesses and authorised processing establishments available by electronic means	Using an internet-based information page for aquaculture production businesses and authorised processing establishments	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2019



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
65.	Guidelines for the purpose of the risk-based animal health surveillance schemes regarding certain aquaculture diseases.	2008/896/EC: Commission Decision of 20 November 2008 on guidelines for the purpose of the risk-based animal health surveillance schemes provided for in Council Directive 2006/88/EC	Laying down the methods for the purpose of the risk-based animal health surveillance schemes regarding certain aquaculture diseases	Preparations are on-going	Ministry of Food, Agriculture and Livestock (MoFAL)	Second half of 2016
66.	Guide on novel food	97/618/EC: Commission Recommendation of 29 July 1997 concerning the scientific aspects and the presentation of information necessary to support applications for the placing on the market of novel foods and novel food ingredients and the preparation of initial assessment reports under Regulation (EC) No 258/97 of the European Parliament and of the Council	Making legal arrangements related to the approval and placing on the market of novel foods	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2016
67.	Instruction on the reduced frequency of physical checks of consignments of certain products to be imported	94/360/EC: Commission Decision of 20 May 1994 on the reduced frequency of physical checks of consignments of certain products to be implemented from third countries, under Council Directive 90/675/EEC	Reducing the frequency of physical checks on certain products to be imported	Preparations are on-going	Ministry of Food, Agriculture and Livestock (MoFAL)	First half of 2016





No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
68.	Instruction on reduced plant health checks of certain plants, plant products or other objects for the introduction of these into the country	Commission Regulation (EC) No 1756/2004 of 11 October 2004 specifying the detailed conditions for the evidence required and the criteria for the type and level of the reduction of the plant health checks of certain plants, plant products or other objects listed in Part B of Annex V to Council Directive 2000/29/EC	Making adjustments on reduced plant health checks of certain plants, plant products or other objects during their entry in Turkey	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2016
69.	Instruction on criteria for the inspection of official controls under the Law No. 5996 on Veterinary Services, Phytosanitary, Food and Feed	2006/677/EC: Commission Decision of 29 September 2006 setting out the guidelines laying down criteria for the conduct of audits under Regulation (EC) No 882/2004 of the European Parliament and of the Council on official controls to verify compliance with feed and food law, animal health and animal welfare rules	Identifying criteria for the inspection of official controls under the Law No. 5996 on Veterinary Services, Phytosanitary, Food and Feed	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2019
70.	Instruction on multi-annual national control plan	2007/363/EC: Commission Decision of 21 May 2007 on guidelines to assist Member States in preparing the single integrated multi-annual national control plan provided for in Regulation (EC) No 882/2004 of the European Parliament and of the Council	Preparing the multi-annual national control plan	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2019



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
71.	Manuel on diagnosis of animal diseases (Last update date:2013)	2000/428/EC: Commission Decision of 4 July 2000 establishing diagnostic procedures, sampling methods and criteria for the evaluation of the results of laboratory tests for the confirmation and differential diagnosis of swine vesicular disease	Including information about the diagnosis of swine vesicular disease in the Manuel updated in 2013	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2017

### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	Preparing the Strategy for Veterinary Services	Contributing to the work to be carried out within the framework of the technical closing benchmark no. 3 and 5	Work is underway aimed at drawing up strategies on animal health, animal welfare, identification and registration of animals and the control of animal movements. Technical assistance project that will last for 2 years was launched in March 2014.	Ministry of Food, Agriculture and Livestock	First half of 2016
2	Preparing the strategy and action plan aimed at establishing a system on collecting and processing of animal by-products	Contributing to the work to be carried out within the framework of technical closing benchmark no. 4	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2016
3	Establishing a system for monitoring the establishments processing approved animal	Meeting the technical closing benchmark no. 2	The transition period for the modernization of food establishments will terminate at	Ministry of Food, Agriculture and Livestock	Second half of 2016



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
	product		the end of 2014 and the alignment of the approved establishments will need to be monitored		
4	Building the capacity related to collecting data to be used in the risk assessment	Contributing to the work to be carried out within the framework of the technical closing benchmark no. 6	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2017
5	Drawing up the Risk Communication Strategy	Contributing to the work to be carried out within the framework of technical closing benchmark no. 6	Work is underway within the framework of IPA 2013 programming	Ministry of Food, Agriculture and Livestock	Second half of 2017
6	Equipping the phytosanitary border inspection posts in line with the EU legislation	Contributing to the work to be carried out within the framework of technical closing benchmark no. 6	The shortcomings at equipping the phytosanitary border inspection posts in line with the EU standards have been identified	Ministry of Food, Agriculture and Livestock	Second half of 2017
7	Establishing plant health reference laboratory	Contributing to the work to be carried out within the framework of technical closing benchmark no. 6	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2017
8	Preparing an action plan to increase the quality of raw milk	Meeting the technical closing benchmark no. 2	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2018



## CHAPTER 13: FISHERIES

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### **CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS<sup>28</sup>:**

Screening Report for Chapter 13 on Fisheries has not been officially communicated to Turkey.

According to the unofficial information, one opening benchmark is envisaged.

1. Turkey submits to the Commission a strategy for alignment with the EU acquis on Common Fisheries Policy.

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<sup>28</sup> Chapter 13 on Fisheries cannot be opened to negotiations due to political blockage.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Fisheries Law (OG: 04.04.1971/13799)	<p>Regulation (EU) No 1380/2013 of the European Parliament and of the Council of 11 December 2013 on the Common Fisheries Policy</p> <p>Regulation (EU) No 1379/2013 of the European Parliament and of the Council of 11 December 2013 on the common organisation of the markets in fishery and aquaculture products</p> <p>Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy</p> <p>Council Regulation (EC) No 1967/2006 of 21 December 2006 concerning management measures for the sustainable exploitation of fishery resources in the Mediterranean Sea</p> <p>Council Regulation (EC) No 1005/2008 of 29 September 2008 establishing a Community system to</p>	<p>Establishing the legal framework in line with EU that will enable in the Fisheries Law No.1380 (OG:04.04.1971/13799) the arrangements to be made regarding the provision of the sustainability of the production resources of the relevant fisheries, regulating the fishing, registration of the fisheries fleet and the activities of the fisheries sector and provision of control, inspection and monitoring and making legal arrangements aimed at market and marketing</p>	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		<p>prevent, deter and eliminate illegal, unreported and unregulated fishing</p> <p>Council Regulation (EC) No 708/2007 of 11 June 2007 concerning use of alien and locally absent species in aquaculture</p> <p>Council Regulation (EC) No 2406/96 of 26 November 1996 laying down common marketing standards for certain fishery products</p> <p>Council Regulation (EEC) No 2930/86 of 22 September 1986 defining characteristics for fishing vessels</p>				
2	Amending the Fisheries Law (OG: 04.04.1971/13799) and/or the Law No. 1163 on Cooperatives (OG:10.05.1969/13195) and/or the Law No. 5200 on Agricultural Producers Union (OG:06.07.2004/25514)	<p>Regulation (EU) No 1380/2013 of the European Parliament and of the Council of 11 December 2013 on the Common Fisheries Policy</p> <p>Regulation (EU) No 1379/2013 of the European Parliament and of the Council of 11 December 2013 on the common organisation of the markets in fishery and aquaculture products</p> <p>Commission Implementing Regulation (EU) No 1418/2013 of 17 December 2013 concerning</p>	Developing an organizational structure and function in line with EU, and rendering it functional by the fisheries production organizations and for the provision and control of this goal, establishing a system in line with EU aimed at the recognition of the producer organizations by the public authority	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2017



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		<p>production and marketing plans pursuant to Regulation (EU) No 1379/2013 of the European Parliament and of the Council on the common organisation of the markets in fishery and aquaculture products</p> <p>Commission Implementing Regulation (EU) No 1419/2013 of 17 December 2013 concerning the recognition of producer organisations and inter-branch organisations, the extension of the rules of producer organisations and inter-branch organisations and the publication of trigger prices as provided for by Regulation (EU) No 1379/2013 of the European Parliament and of the Council on the common organisation of the markets in fishery and aquaculture products</p> <p>Commission Implementing Regulation (EU) No 404/2011 of 8 April 2011 laying down detailed rules for the implementation of Council Regulation (EC) No 1224/2009 establishing a Community control system for ensuring compliance with the rules of the Common Fisheries Policy</p> <p>Council Regulation (EC) No</p>				



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		<p>1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy</p> <p>Council Regulation (EC) No 2406/96 of 26 November 1996 laying down common marketing standards for certain fishery products</p> <p>2014/117/EU: Commission Recommendation of 3 March 2014 on the establishment and implementation of the Production and Marketing Plans pursuant to Regulation (EU) No 1379/2013 of the European Parliament and of the Council on the common organisation of the markets in fishery and aquaculture products</p>				

## 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	By-law on fisheries	<p>Regulation (EU) No 1380/2013 of the European Parliament and of the Council of 11 December 2013 on the Common Fisheries Policy,</p> <p>Regulation (EU) No 1379/2013 of</p>	Laying down the principles and procedures for the implementation of the new Fisheries Law	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2017





No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		<p>the European Parliament and of the Council of 11 December 2013 on the common organisation of the markets in fishery and aquaculture products</p> <p>Council Regulation (EC) No 1224/2009 of 20 November 2009 establishing a Community control system for ensuring compliance with the rules of the common fisheries policy</p> <p>Council Regulation (EC) No 1967/2006 of 21 December 2006 concerning management measures for the sustainable exploitation of fishery resources in the Mediterranean Sea,</p> <p>Council Regulation (EC) No 1005/2008 of 29 September 2008 establishing a Community system to prevent, deter and eliminate illegal, unreported and unregulated fishing,</p> <p>Council Regulation (EC) No 708/2007 of 11 June 2007 concerning use of alien and locally absent species in aquaculture</p> <p>Council Regulation (EC) No 2406/96 of 26 November 1996</p>				



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		laying down common marketing standards for certain fishery products Council Regulation (EEC) No 2930/86 of 22 September 1986 defining characteristics for fishing vessels				
2	By-law on aquaculture	Council Regulation (EC) No 708/2007 of 11 June 2007 concerning use of alien and locally absent species in aquaculture	Laying down the procedures and principles aimed at aquaculture following the publication of the new Fisheries Law	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2017

### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	Preparing a strategy document for the management of fisheries	Aligning with the Common Fisheries Policy	Preparing fisheries management strategy document within the scope of the measure on "Increasing the System of Turkish Fisheries Management" which will be financed under IPA 2013 programming	Ministry of Food, Agriculture and Livestock	First half of 2018
2	Increasing the institutional capacity of MoFAL and establishing the relevant infrastructure for the issues related to the producer	Ensuring the fisheries production organizations in Turkey to undertake the responsibilities within the scope of EU Common Fisheries Policy and Common	Carrying out the necessary administrative and technical work within the framework of the outputs of the project on "Institutional Capacity Building for	Ministry of Food, Agriculture and Livestock	Second half of 2018



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
	organizations in the activities to be carried out regarding the establishment of EU Common Market Order in Turkey within the scope of the fisheries.	Market Order in the same manner as their counterparts in the EU.	the Fisheries Producer Organizations" which was launched in 2014.		
3	Establishing an internet based (satellite aided) centre (UBSİBİM)for monitoring the fish reserves, ecosystem and the activities of fisheries	Monitoring constantly of the fish reserves by UBSİBİM (particularly of migrating pelagic fishes), collecting data and evaluating the data, within the framework of the alignment with Common Fisheries Policy	Establishing UBSİBİM within the scope of IPA II programming aimed at the work on the assessment of the fish reserves	Ministry of Food, Agriculture and Livestock	Second half of 2018
4	Establishing a national commission that will make scientific, technical and economic assessments in the field of fisheries and make recommendations	Within the framework of alignment with Common Fisheries Policy, making scientific recommendations on the management of the fisheries by means of a structure (pre-STEFCF) similar to EU Scientific, Technical and Economic Committee for Fisheries (STEFCF)	Establishing a national commission within the scope of IPA II programming aimed at the work on the assessment of fish reserves	Ministry of Food, Agriculture and Livestock	Second half of 2018



## CHAPTER 14: TRANSPORT POLICY

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### **CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS<sup>29</sup>:**

Screening Report for Chapter 14 on Transport Policy has not been officially communicated to Turkey.

According to the unofficial information, two opening benchmarks are envisaged:

1. Turkey should provide a clear strategy for the progressive alignment on the acquis in the railway sector. The strategy should include detailed plans for the separation of functions regarding infrastructure management and provision of services with target dates as well as institutional capacity-building measures.
2. Turkey should engage in a process towards the recognition of “Community Designation” and should provide a clear strategy for the progressive alignment with the acquis on the Single European Sky. The strategy should address an acceptable technical solution to ensure the necessary communication in order to guarantee the appropriate level of air safety in the South Eastern Mediterranean region.

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<sup>29</sup> Chapter 14 on Transport Policy cannot be opened to negotiations due to political blockage.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Law on the Ratification of Maritime Labour Convention	Council Directive 2009/13/EC of 16 February 2009 implementing the Agreement concluded by the European Community Shipowners' Associations (ECSA) and the European Transport Workers' Federation (ETF) on the Maritime Labour Convention, 2006, and amending Directive 1999/63/EC	Providing seafarers the rights to a safe and secure workplace that complies with safety standards, to fair terms of employment, to decent working and living conditions and to health protection, medical care, welfare measures and other forms of social protection	Submitted to the Turkish Grand National Assembly	Ministry of Labour and Social Security  Ministry of Health	Second half of 2016

### 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	By-law on the licensing of railway undertakings	Regulation (EEC) No 1192/69 of the Council of 26 June 1969 on common rules for the normalisation of the accounts of railway undertakings  Regulation (EEC) No 1108/70 of the Council of 4 June 1970 introducing an accounting system for expenditure on infrastructure	Laying down the rules for access to the market, authorization and inspection of railway infrastructure and train operators, stations and similar undertakings and identifying the rights, obligations and responsibilities of them	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		<p>in respect of transport by rail, road and inland waterway</p> <p>Council Regulation (EC) No 1/2003 of 16 December 2002 on the implementation of the rules on competition laid down in Articles 81 and 82 of the Treaty of Rome</p> <p>Regulation (EC) No 1370/2007 of the European Parliament and of the Council of 23 October 2007 on public passenger transport services by rail and by road and repealing Council Regulations (EEC) No. 1191/69 and 1107/70</p> <p>Council Regulation (EC) No 169/2009 of 26 February 2009 applying rules of competition to transport by rail, road and inland waterway</p> <p>Directive 2012/34/EU of the European Parliament and of the Council of 21 November 2012 establishing a single European railway area Text with EEA relevance</p>				
2	By-law on railway transport public service obligation	Regulation (EC) No 1370/2007 of the European Parliament and of the Council of 23 October 2007 on public passenger transport	Laying down the principles and procedures related to the fulfilment of the passenger transport	Preparations are on-going	Ministry of Transport, Maritime Affairs and	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		services by rail and by road and repealing Council Regulations (EEC) No. 1191/69 and 1107/70	services within the scope of public service charter in cases where passenger transport services are not met commercially by a railway train operator as required		Communications	
3	By-law on certification of train drivers	Directive 2007/59/EC of the European Parliament and of the Council of 23 October 2007 on the certification of train drivers operating locomotives and trains on the railway system in the Community	Laying down the principles and procedures related to the certification and licencing of train drivers	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications	First half of 2016
4	By-law on inspection of transport of dangerous goods	Council Directive 95/50/EC of 6 October 1995 on uniform procedures for checks on the transport of dangerous goods by road	Aligning the procedures for inspection of the transport of dangerous goods with the EU acquis	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications	First half of 2016
5	By-law on rail passengers' rights	Regulation (EC) No 1371/2007 of the European Parliament and of the Council of 23 October 2007 on rail passengers' rights and obligations	Determining the rights and obligations of rail passengers and rail transport service providers and improving the quality and effectiveness of rail passenger services	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
6	By-law on combined transport of goods	Council Directive 92/106/EEC of 7 December 1992 on the establishment of common rules for certain types of combined transport of goods between Member States	Laying down the principles and procedures related to combined transport, creating an integrated, balanced, environmental friendly, safe and sustainable transport system	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications	Second half of 2016
7	Amending the By-law on general aviation (SHY 6B) (OG:14.05.2013/28647)	Commission Regulation (EU) No 800/2013 of 14 August 2013 amending Regulation (EU) No 965/2012 laying down technical requirements and administrative procedures related to air operations pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council	Transposing the amendments made to the EU acquis into the legislation	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications Directorate General of Civil Aviation	Second half of 2016
8	By-law on construction and maintenance of the rolling stock	2008/232/EC Commission Decision of 21 February 2008 concerning a technical specification for interoperability relating to the rolling stock sub-system of the trans-European high-speed rail system  Commission Regulation (EU) No 445/2011 of 10 May 2011 on a system of certification of entities in charge of maintenance for freight wagons and amending	Constructing rolling stock in compliance with international standards in terms of their class, type, capacity and length of haul; determining, authorising and supervising the institutions to be in charge of the maintenance and repair of these rolling stock	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications	First half of 2017





No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		Regulation (EC) No 653/2007 2012/462/EU: Commission Decision of 23 July 2012 amending Decisions 2002/731/EC, 2002/732/EC, 2002/733/EC, 2002/735/EC and 2006/66/EC and repealing Decision 2002/730/EC concerning technical specifications for interoperability				
9	By-law on railway infrastructure standards and acceptance of the infrastructure	2008/217/EC: Commission Decision of 20 December 2007 concerning a technical specification for interoperability relating to the infrastructure subsystem of the trans-European high-speed rail system  2011/275/EU: Commission Decision of 26 April 2011 concerning a technical specification for interoperability relating to the 'infrastructure' subsystem of the trans-European conventional rail system  2011/633/EU: Commission Implementing Decision of 15 September 2011 on the common specifications of the register of railway infrastructure	Determining the procedures and principles for designing the signalling, communication and electrification infrastructure of railways and their geometric properties in compliance with EU and international standards	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications	First half of 2017



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
10	By-law relating to persons with reduced mobility in rail transport	2008/164/EC: Commission Decision of 21 December 2007 concerning the technical specification of interoperability relating to persons with reduced mobility in the trans-European conventional and high-speed rail system	Making necessary arrangements in infrastructure and rolling stock for meeting the needs of persons with reduced mobility	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications	First half of 2017
11	By-law on railway interoperability	Directive 2008/57/EC of the European Parliament and of the Council of 17 June 2008 on the interoperability of the rail system within the Community	Placing interoperability components and subsystems on the market, taking them into service and operating them	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications	Second half of 2017
12	By-law on road infrastructure safety	Directive 2008/96/EC of the European Parliament and of the Council of 19 November 2008 on road infrastructure safety management	Ensuring safer travel for road users and reducing the number of accidents by improving the road infrastructure safety	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications Directorate General of Highways	Second half of 2017
13	By-law on technical roadside inspection of commercial vehicles	Directive 2000/30/EC of the European Parliament and of the Council of 6 June 2000 on the technical roadside inspection of the roadworthiness of commercial vehicles circulating in the Community	Establishing detailed rules on roadside inspections of commercial vehicles	Preparations are on-going	Ministry of Interior Ministry of Transport, Maritime Affairs and Communications	First half of 2019



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
14	Instruction/By-law laying down requirements on air-ground voice channel spacing	Commission Regulation (EC) No 1265/2007 of 26 October 2007 laying down requirements on air-ground voice channel spacing for the single European sky	Regulating the requirements for air-ground voice channel spacing	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications Directorate General of Civil Aviation	First half of 2019
15	Instruction/By-law laying down requirements for aviation data and aviation information quality	Commission Implementing Regulation (EU) No 1207/2011 of 22 November 2011 laying down requirements for the performance and the interoperability of surveillance for the single European sky	Regulating the requirements for aviation data and aviation information quality	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications Directorate General of Civil Aviation	First half of 2019
16	Instruction/By-law laying down requirements for the coordinated allocation and use of mode S interrogator codes	Commission Regulation (EC) No 262/2009 of 30 March 2009 laying down requirements for the coordinated allocation and use of Mode S interrogator codes for the single European sky	Regulating the requirements for the coordinated allocation and use of Mode S Interrogator Codes	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications Directorate General of Civil Aviation	First half of 2019
17	Instruction/By-law on the regulation of airplane ID requirements in surveillance systems	Commission Implementing Regulation (EU) No 1206/2011 of 22 November 2011 laying down requirements on aircraft identification for surveillance for the single European sky	Regulating the airplane ID requirements in surveillance systems	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications Directorate General of Civil Aviation	First half of 2019



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
18	Instruction/By-law laying down requirements for the performance and the interoperability of surveillance	Commission Implementing Regulation (EU) No 1207/2011 of 22 November 2011 laying down requirements for the performance and the interoperability of surveillance for the single European sky	Regulating the requirements for the performance and the interoperability of surveillance	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications Directorate General of Civil Aviation	First half of 2019
19	Amending the Health Instructions on Aviation (DoP: 04.03.2003)	Commission Regulation (EU) No 1178/2011 of 3 November 2011 laying down technical requirements and administrative procedures related to civil aviation aircrew pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council	Aligning the legislation on aviation health with the EU acquis	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications Directorate General of Civil Aviation	Second half of 2016
20	Amending the Instructions on Procedures and Principles of Commercial Air Transport Operations through Aircrafts (SHT OPS 1) (DOP: 16.01.2013)	Commission Regulation (EU) No 965/2012 of 5 October 2012 laying down technical requirements and administrative procedures related to air operations pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council	Transposing the amendments made to the EU acquis into the legislation	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications Directorate General of Civil Aviation	Second half of 2016
21	Amending the Instructions on the licencing of aircrew Legislation: 1)By-law on licencing of	Commission Regulation (EU) No 290/2012 of 30 March 2012 amending Regulation (EU) No 1178/2011 laying down technical requirements and administrative	Aligning with the EU legislation on licencing of aircrew of airplanes, helicopters, ballons and gliders	Preparations are on-going	Ministry of Transport, Maritime Affairs and Communications	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
	airplane pilots (SHY-1) (OG: 06.06.2006/26190) 2) Instructions on licensing of helicopter pilots (SHT-2) (DOP: 20.04.2012) 3) Instructions on licensing of balloon pilots (SHT-1E) (DOP: 15.08.2014)	procedures related to civil aviation aircrew pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council			Directorate General of Civil Aviation	

### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	Completing the Restructuring of the Turkish State Railways	Restructuring of the Turkish State Railways (TCDD) to act as the railway infrastructure operator and establishing a new public entity namely "Republic of Turkey State Railway Transport Corporation" (TCDD Taşımacılık A.Ş.) as provided by the Law No.6461 to provide a more qualified and cost effective service and to increase the competitiveness and preferability of railways;	Restructuring Action Plan was developed. Main Statute of Turkish State Railways and Articles of incorporation for Republic of Turkey State Railway Transport Corporation were drafted. New structures of organization and job descriptions were prepared.	Ministry of Transport, Maritime Affairs and Communications	Second half of 2016



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
2	Establishment of Emergency Response Centres against Marine Oil Pollution and Pollution from Other harmful Substances	Improving the response capacity against pollution originating from marine accidents that take place in Turkey's maritime jurisdiction areas like territorial waters, exclusive economic zone and at high seas in case of potential effects on its shores	National Emergency Response Centres are under construction	Ministry of Transport, Maritime Affairs and Communications	Second half of 2017



## CHAPTER 15: ENERGY

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### **CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS<sup>30</sup>:**

Screening Report for Chapter 15 on Energy has not been officially communicated to Turkey.

According to the unofficial information, no opening benchmark is envisaged for this Chapter.

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<sup>30</sup> Chapter 15 on Energy cannot be opened to negotiations due to political blockage.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Amending the Law No. 4646 on Natural Gas Market (OG: 02.05.2001/24390)	<p>Directive 2009/73/EC of the European Parliament and of the Council of 13 July 2009 concerning common rules for the internal market in natural gas and repealing Directive 2003/55/EC</p> <p>Regulation (EU) No 994/2010 of the European Parliament and of the Council of 20 October 2010 concerning measures to safeguard security of gas supply and repealing Council Directive 2004/67/EC Text with EEA relevance</p>	Revising the Law on Natural Gas Market (OG: 02.05.2001/24390) in order to increase the participation of the private sector in the market, identify the national system operator, introduce arrangements for storage and LNG activities, provide security of supply, and introduce arrangements regarding suppliers to final customers and organized wholesale natural gas market.	Submitted to the Turkish Grand National Assembly	Ministry of Energy and Natural Resources	Second half of 2016
2	Nuclear Energy Law	<p>Convention on Nuclear Safety</p> <p>Council Directive 2011/70/Euratom of 19 July 2011 establishing a Community framework for the responsible and safe management of spent fuel and radioactive waste</p> <p>Convention on the Physical Protection of Nuclear Material</p> <p>Joint Convention on the Safety of</p>	Aligning with CNS provisions concerning establishment of an independent nuclear regulatory authority and complying with Joint Convention provisions concerning spent fuel and radioactive waste management along with their disposal	Preparations are on-going	Ministry of Energy and Natural Resources	Second half of 2016





No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		<p>Spent Fuel Management and on the Safety of Radioactive Waste Management</p> <p>Council Directive 2009/71/Euratom of 25 June 2009 establishing a Community framework for the nuclear safety of nuclear installations</p> <p>Council Directive 2014/87/Euratom of 8 July 2014 amending Directive 2009/71/Euratom establishing a Community framework for the nuclear safety of nuclear installations</p>				
3	Law on the Fuel Market	Council Directive 2009/119/EC of 14 September 2009 imposing an obligation on Member States to maintain minimum stocks of crude oil and/or petroleum products	Regulating market operations under a single legislation with inclusion of LNG and CNG that are used as fuels in the system alongside oil and LPG and ensuring security of supply through creation of complementary stocks	Preparations are on-going	Ministry of Energy and Natural Resources	Second half of 2016
4	Law on Third Party Liability in the Field of Nuclear Energy	2004/294/EC: Council Decision of 8 March 2004 authorising the Member States which are Contracting Parties to the Paris Convention of 29 July 1960 on Third Party Liability in the Field of	Aligning with provisions of 2004 Amendment to the Paris Convention on third party liability in the field of nuclear energy	Preparations are on-going	Ministry of Energy and Natural Resources	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		Nuclear Energy to ratify, in the interest of the European Community, the Protocol amending that Convention, or to accede to it				

## 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Amending the By-law on Energy Performance of Buildings	Directive 2010/31/EU of the European Parliament and of the Council on the energy performance of buildings	Reducing energy consumption of buildings and contributing to energy efficiency	Preparations are on-going	Ministry of Environment and Urbanisation	First half of 2016
2	By-law on radiation protection for nuclear installations	Council Directive 2013/59/Euratom of 5 December 2013 laying down basic safety standards for protection against the dangers arising from exposure to ionising radiation, and repealing Directives 89/618/Euratom, 90/641/Euratom, 96/29/Euratom, 97/43/Euratom and 2003/122/Euratom	Regulating procedures and principles governing basic safety standards for protection against the dangers arising from exposure to ionising radiation	Preparations are on-going	Turkish Atomic Energy Authority	Second half of 2016
3	Communiqué on eco-design requirements for infrared and non-	Commission Regulation (EC) No 859/2009 of 18 September 2009 amending Regulation (EC) No	Aligning with the relevant EU legislation on the Communiqué on eco-	Preparations are on-going	Ministry of Science, Industry and	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
	directional household lamps	244/2009 as regards the eco-design requirements on ultraviolet radiation of non-directional household lamps	design requirements for infrared and non-directional household lamps for the implementation of the By-law on eco-design requirements for energy-related products		Technology	
4	Amending the Communiqué on eco-design requirements for fluorescent lamps without integrated ballast and for high intensity discharge lamps and ballasts (OG:27.08.2011/28038)	Commission Regulation (EC) No 245/2009 of 18 March 2009 implementing Directive 2005/32/EC of the European Parliament and of the Council with regard to eco-design requirements for fluorescent lamps without integrated ballast, for high intensity discharge lamps, and for ballasts and luminaires able to operate such lamps, and repealing Directive 2000/55/EC of the European Parliament and of the Council and Commission Regulation (EU) No 347/2010 of 21 April 2010 amending Commission Regulation (EC) No 245/2009 as regards the ecodesign requirements for fluorescent lamps without integrated ballast, for high intensity discharge lamps, and for ballasts and luminaires able to operate such lamps	Aligning with the relevant EU legislation on eco-design requirements for fluorescent lamps without integrated ballast, for high intensity discharge lamps, and for ballasts within the scope of the implementation of the By-law on eco-design requirements for energy-related products	Preparations are on-going	Ministry of Science, Industry and Technology	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
5	Communiqué on ecodesign requirements for space heaters and combination heaters <sup>31</sup>	Commission Regulation (EU) No 813/2013 of 2 August 2013 implementing Directive 2009/125/EC of the European Parliament and of the Council with regard to ecodesign requirements for space heaters and combination heaters	Aligning the eco-design requirements for space heaters and combination heaters within the scope of implementing the By-law on eco-design requirements for energy-related products	Preparations are on-going	Ministry of Science, Industry and Technology	Second half of 2016
6	Amending the natural gas transmission network operation regulations (Board Decision: 9.12.2003/4763 and 13.03.2014/4913-11)	Regulation (EC) No 715/2009 of the European Parliament and of the Council of 13 July 2009 on conditions for access to the natural gas transmission networks and repealing Regulation (EC) No 1775/2005	Aligning with balancing, congestion management and capacity allocation network codes	Preparations are on-going	Energy Market Regulatory Authority	Second half of 2018

### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	Strategy Document on Electricity Market Development	Providing delivery of sufficient, good quality, continuous, low cost and environment-friendly electricity to consumers; establishing a competitive, stable and transparent energy market; launching a real-time electricity market within Energy Markets	Preparations are on-going	Ministry of Energy and Natural Resources	Second half of 2016

<sup>31</sup> Communiqué on ecodesign requirements for space heaters and combination heaters is also referred to in Chapter 1 on Free Movement of Goods.



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
		Operation Joint Stock Company (EPIAŞ); expanding the scope of Mechanism to Support Renewable Energy Sources (YEKDEM) to include the open sea, wind, current and wave technologies; increasing the responsibilities of distribution and retail companies with respect to energy efficiency and establishing monitoring systems			
2	Action Plan for Energy Efficiency	Further aligning the energy efficiency infrastructure in Turkey with the EU and setting measurable, tangible and quantitative targets that can monitored	Preparations are on-going	Ministry of Energy and Natural Resources	Second half of 2016



## CHAPTER 16: TAXATION

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### CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS:

Chapter 16 on Taxation was opened to accession negotiations on 30 June 2009 during the Czech Presidency.

#### Closing Benchmarks:

1. Turkey makes significant progress towards alignment in the fields of VAT and excise duties, and presents a detailed timetable to reach full compliance with the EU acquis in the remaining areas. Turkey fully eliminates the discriminatory taxation of alcoholic beverages, imported tobacco and imported cigarettes, in line with its obligations, by implementing the Action Plan of the Republic of Turkey of 18 May 2009, including the additional information annexed to this Action Plan in accordance with the commitments taken and the timetable set, or by fully eliminating this discriminatory taxation earlier than by the dates indicated in this Plan.
2. Turkey demonstrates that it has adequate administrative capacity to implement and enforce its tax legislation and to effectively collect tax dues and control its taxpayers with the required infrastructure in its central and local tax offices. In particular, Turkey shall have in place all arrangements to have the Central Liaison Office and the Excise Liaison Office established, sufficiently staffed and operational upon accession.
3. Turkey presents to the Commission a comprehensive and coherent strategy towards IT Interconnectivity, and reaches sufficient progress in developing all related IT interconnectivity systems, in particular for the VAT Information Exchange System (VIES) and the Excise Movement Control System (EMCS).



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Law on the Ratification of the European Convention on Mutual Administrative Assistance in Tax Matters (CETS No. 208)	Protocol amending the European Convention on Mutual Administrative Assistance In Tax Matters (CETS No. 208) intended for comprehensive cooperation through exchange of information, simultaneous tax examinations, tax examinations abroad, assistance in recovery of tax claims and service of documents among the Parties	Combatting tax avoidance and evasion effectively through the transposition of the relevant international arrangements on administrative cooperation and mutual assistance in tax matters and achieving convergence to the relevant EU acquis	Submitted to the Turkish Grand National Assembly	Ministry of Finance	Second half of 2016

### 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Decision of Council of Ministers amending the special consumption tax (excise duty) rates	Council Directive 2002/10/EC of 12 February 2002 amending Directives 92/79/EEC, 92/80/EEC and 95/59/EC as regards the structure and rates of excise duty applied on manufactured tobacco and Council Directive 2011/64/EU of 21 June 2011 on the structure and rates applicable to manufactured tobacco	Making arrangements regarding cigarette and tobacco fund according to the timetable in 2009 Action Plan for eliminating discriminatory taxation, in line with closing benchmarks of the Chapter	Preparations are on-going	Ministry of Finance	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
2	Decision of Council of Ministers amending the special consumption tax (excise duty) rates	Council Directive 2002/10/EC of 12 February 2002 amending Directives 92/79/EEC, 92/80/EEC and 95/59/EC as regards the structure and rates of excise duty applied on manufactured tobacco and Council Directive 2011/64/EU of 21 June 2011 on the structure and rates applicable to manufactured tobacco	Making arrangements regarding cigarette and tobacco fund according to the timetable in 2009 Action Plan for eliminating discriminatory taxation, in line with closing benchmarks of the Chapter	Preparations are on-going	Ministry of Finance	Second half of 2017
3	Decision of Council of Ministers amending the special consumption tax (excise duty) rates	Council Directive 92/83/EEC of 19 October 1992 on the harmonization of the structures of excise duties on alcohol and alcoholic beverages and Council Directive 92/84/EEC of 19 October 1992 on the approximation of the tax rates on alcohol and alcoholic beverages	Making arrangements regarding alcohol and alcoholic beverages according to the timetable in 2009 Action Plan for eliminating discriminatory taxation, in line with closing benchmarks of the Chapter	Preparations are on-going	Ministry of Finance	First half of 2018
4	Decision of Council of Ministers amending the special consumption tax (excise duty) rates	Council Directive 2002/10/EC of 12 February 2002 amending Directives 92/79/EEC, 92/80/EEC and 95/59/EC as regards the structure and rates of excise duty applied on manufactured tobacco and Council Directive 2011/64/EU of 21 June 2011 on the structure and rates applicable to manufactured tobacco	Making arrangements regarding cigarette and tobacco fund according to the timetable in 2009 Action Plan for eliminating discriminatory taxation, in line with closing benchmarks of the Chapter	Preparations are on-going	Ministry of Finance	Second half of 2018





## CHAPTER 18: STATISTICS

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### CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS:

Chapter 18 on Statistics was opened to accession negotiations on 26 June 2007 during the German Presidency.

Closing Benchmarks:

1. Turkey submits to the Commission (Eurostat) a detailed description on progress made in setting up the farm register, including a timetable and means for its completion. Moreover, Turkey submits a detailed description of the foreseen methodology and organisational set-up to be used for the collection of statistics on crop production statistics, livestock, meat production, milk production, dairy products and agro-monetary statistics as well as livestock, meat production, milk production and dairy statistics, showing substantial progress towards the compliance with the acquis.
2. Turkey submits to the Commission (Eurostat) key national accounts indicators (GDP and GNI and main components) in accordance with ESA 95 (ESA 2010) together with a detailed description of the methodology used.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	Completing the “Strategy to Improve the Turkish Agricultural Statistics System” and submitting the document to the European Commission <sup>32</sup>	Contributing to the fulfilment of the closing benchmarks specified for the agricultural statistics.	Preparations are on-going	Ministry of Food, Agriculture and Livestock (MoFAL)  Turkish Statistical Institute	First half of 2016
2	Making the Agricultural Production Registration System (TUKAS) fully operational throughout Turkey	Increasing the level of alignment in agricultural statistics and contributing to the fulfilment of the relevant closing benchmarks	Ministry of Food, Agriculture and Livestock continues to collect data throughout Turkey	Ministry of Food, Agriculture and Livestock	Second half of 2016
3	Farm Economic Structure Survey (TİEYA)	Generating framework data and statistics compliant with EU standards in this field with the full operation of TÜKAS	Preparations are on-going	Turkish Statistical Institute	Second half of 2016 <sup>33</sup>
4	Farm Structure Survey (TİYA)	Generating framework data and statistics compliant with EU standards in this field with the full operation of TÜKAS	Preparations are on-going	Turkish Statistical Institute	Second half of 2016 <sup>34</sup>

<sup>32</sup> Strategy to Improve the Turkish Agricultural Statistics System is also addressed to in Chapter 11 on Agriculture and Rural Development.

<sup>33</sup> It will be conducted each year between 2016-2019.

<sup>34</sup> It will be re-conducted in the second half of 2019.



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
5	Generating relevant accounts following the preparation of 2012 supply and use tables	Ensuring that the calculations are made according to 5 institutional sectors included in ESA 2010	Preparations are on-going	Turkish Statistical Institute	Second half of 2016
6	Changing the base year of GDP calculations to 2012 in line with ESA 2010 methodology	Ensuring the reflection in the statistics of structural changes in the economy	Preparations are on-going	Turkish Statistical Institute	Second half of 2016
7	Detailed information on GDP estimates (Inventory)	Meeting alignment criteria through detailed explanation of data sources and calculation methods in use	Preparations are on-going	Turkish Statistical Institute	Second half of 2016
8	Surveys on Animal and Crop Production	Generating framework data and statistics compliant with EU standards in this field with the full operation of Agricultural Production Registration System (TÜKAS)	Preparations are on-going	Turkish Statistical Institute	First half of 2017 <sup>35</sup>
9	Surveys on Animal Husbandry and Herbal Production Statistics	Conducting the relevant surveys, based on the framework data, which will be obtained when TUKAS becomes fully operational in accordance with the EU practices	Preparations are on-going	Turkish Statistical Institute	Second half of 2017
10	Vineyard and orchard surveys	Generating framework data and statistics compliant with EU standards in this field with the full operation of TÜKAS	Preparations are on-going	Turkish Statistical Institute	Second half of 2017

<sup>35</sup> It will be conducted biannually between 2017-2019 except for vineyard and orchard.



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
11	Periodical institutional sector accounts	Making periodical calculations which are currently made on yearly basis	Preparations are on-going	Turkish Statistical Institute	Second half of 2018
12	Calculating Gross Added Value (GSKD) for each province	Making calculations on provincial basis, in addition to those being made on regional basis	Preparations are on-going	Turkish Statistical Institute	First half of 2019
13	General Agricultural Census	Increasing the alignment level in agricultural statistics and contributing to the fulfilment of the relevant closing benchmarks	In accordance with the Protocol between the Ministry of Food, Agriculture and Livestock and Turkish Statistical Institute, data obtained from agricultural enterprises registered in TUKAS will serve as the 2014 General Agricultural Census.	Ministry of Food, Agriculture and Livestock  Turkish Statistical Institute	Second half of 2019



## CHAPTER 19: SOCIAL POLICY AND EMPLOYMENT

### CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS:

Screening Report for Chapter 19 on Social Policy and Employment was communicated to Turkey on 19 January 2007 by the German Presidency.

#### Opening Benchmarks:

1. Ensure that full trade union rights are respected in line with EU standards and the relevant ILO Conventions, in particular as regards the right to organise, the right to strike and the right to bargain collectively. To this effect, Turkey needs to eliminate existing restrictions and adopt fully revised legislation in this area for both private and public sectors.
2. Provide the Commission with an action plan for the gradual transposition, implementation and enforcement throughout the country of the acquis (as necessary) in each area covered by this Chapter for the benefit of the entire workforce. The action plan should in particular focus on undeclared workers and include an economic and social analysis of the substantial problem of undeclared work in Turkey. The plan should also include
  - a) a timetable of measures envisaged in each area covered by this Chapter;
  - b) the identification of financial and human resources allocated and of efforts needed to reinforce them;
  - c) the identification of the institutions and social partners involved;
  - d) identification of the institutions to be set up for the gradual implementation and enforcement of the acquis, including their mandate and status.

For each of the above steps, a gender mainstreaming approach needs to be adopted, with particular attention to be given to women's participation in the labour market.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Law on Anti-Discrimination and Equality Board <sup>36</sup>	<p>Council Directive 2000/43/EC of 29 June 2000 implementing the principle of equal treatment between persons irrespective of racial or ethnic origin</p> <p>Directive 2006/54/EC of the European Parliament and of the Council of 5 July 2006 on the implementation of the principle of equal opportunities and equal treatment of men and women in matters of employment and occupation</p> <p>Council Directive 2004/113/EC of 13 December 2004 implementing the principle of equal treatment between men and women in the access to and supply of goods and services</p> <p>Council Directive 2000/78/EC of 27 November 2000 establishing a general framework for equal treatment in employment and occupation</p>	Safeguarding the right to equal treatment and effectively protecting the individuals against discrimination and accordingly establishing an equality body to operate in this area.	Submitted to the Turkish Grand National Assembly	<p>Ministry of Interior</p> <p>Ministry of Family and Social Policies</p> <p>Ministry of Labour and Social Security</p> <p>State Personnel Presidency</p>	First half of 2016

<sup>36</sup> Law on Anti-Discrimination and Equality is also referred to in Chapter 22 on Regional Policy and Coordination of Structural Instruments and Chapter 23 on Judiciary and Fundamental Rights.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
2	Law on Economic and Social Council	Article 151 and 152 of the Treaty on the Functioning of the European Union	Ensuring effective functioning of the Economic and Social Council within the framework of the governance principles	Preparations are on-going	Ministry of Development	Second half of 2016
3	Social Assistance Law	EU Social Inclusion Strategy	Setting up a social assistance system through which social services are provided in a right-based and integrated manner.	Preparations are on-going	Ministry of Family and Social Policies	Second half of 2016
4	Amending the Labour Law (OG:10.06.2003/25134)	Directive 2008/104/EC of the European Parliament and of the Council of 19 November 2008 on temporary agency work  ILO Convention No.181	Amending the Article 7 of the Labour Law No.4857 with a view to establishing a temporary agency work relationship for domestic and seasonal agricultural workers via private employment agencies	Preparations are on-going	Ministry of Labour and Social Security  Turkish Employment Agency  Ministry of Family and Social Policies	Second half of 2017
5	Amending the Maritime Labour Law (OG:29.04.1967/12586)	Council Directive 1999/63/EC of 21 June 1999 concerning the Agreement on the organisation of working time of seafarers concluded by the European	Amending the Maritime Labour Law for the implementation of the ILO Maritime Labour Convention <sup>37</sup> following	Preparations are on-going	Ministry of Labour and Social Security  Ministry of	First half of 2019

<sup>37</sup> Law on the Ratification of Maritime Labour Convention is also referred to in Chapter 14 on Transport Policy.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		<p>Community Shipowners' Association (ECSA) and the Federation of Transport Workers' Unions in the European Union (FST)</p> <p>Council Directive 2009/13/EC of 16 February 2009 implementing the Agreement concluded by the European Community Shipowners' Associations (ECSA) and the European Transport Workers' Federation (ETF) on the Maritime Labour Convention, 2006, and amending Directive 1999/63/EC</p>	the enactment of the Law on its ratification		<p>Transport, Maritime Affairs and Communications</p> <p>Ministry of Health</p>	

## 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	By-law on child adoption	<p>EUROPE 2020 A strategy for smart, sustainable and inclusive growth COM/2010/2020 and Communication from the Commission against Poverty and Social Exclusion: A European framework for social and territorial cohesion COM/2010/0758</p>	Reducing the risk of social exclusion for children	Preparations are on-going	Ministry of Family and Social Policies	First half of 2016





No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
2	By-law on children's homes	Communication from the Commission on EUROPE 2020 A strategy for smart, sustainable and inclusive growth COM/2010/2020 and Communication from the Commission against Poverty and Social Exclusion: A European framework for social and territorial cohesion COM/2010/758	Amending the By-law on kindergartens of General Directorate for Social Services and Child Protection (OG: 07.01.1999 /23576) and By-law on the establishment and operation of orphanages (OG:13.11.1995/22462) in order to modernize institutional care services for children	Preparations are on-going	Ministry of Family and Social Policies	Second half of 2016
3	Amending the By-law on procedures and principles of employment of children and young workers working in art, culture and advertisement activities (OG:06.04.2004/25425)	Council Directive 94/33/EC of 22 June 1994 on the protection of young people at work	Designing working areas, including artistic activities, for children and young workers	Preparations are on-going	Ministry of Labour and Social Security	Second half of 2016
4	By-law on protection of health and safety of workers against the risks arising from exposure to electromagnetic fields	Directive 2004/40/EC of the European Parliament and of the Council of 29 April 2004 on the minimum health and safety requirements regarding the exposure of workers to the risks arising from physical agents (electromagnetic fields)	Identifying minimum health and safety requirements to protect workers against the risks arising from exposure to electromagnetic fields	Preparations are on-going	Ministry of Labour and Social Security	Second half of 2018



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
5	By-law on optical radiation	Directive 2006/25/EC of the European Parliament and of the Council of 5 April 2006 on the minimum health and safety requirements regarding the exposure of workers to risks arising from physical agents (artificial optical radiation)	Identifying minimum health and safety requirements to protect workers against the risks arising from exposure to artificial radiation	Preparations are on-going	Ministry of Labour and Social Security	Second half of 2018

### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	Strategy Paper and Action Plan on social policy towards Roma citizens <sup>38</sup>	Increasing economic and social participation of Roman citizens in accordance with the EU's target to improve social inclusion and integration of Roma	Preparations are on-going	Ministry of Family and Social Policies	First half of 2016
2	Implementation programme for the National Action Plan on Ageing	Ensuring effective participation of elderly people in economic and social life without being subject to any kinds of obstacle, ignorance and discrimination.	Preparations are on-going	Ministry of Family and Social Policies	First half of 2016
3	National Strategy and Action Plan for the Rights of Persons with Disabilities <sup>39</sup>	Within the framework of the UN Convention on the Rights of Persons with Disabilities and in line with the European Disability	Preparations are on-going	Ministry of Family and Social Policies	First half of 2017

<sup>38</sup> Strategy Paper and Action Plan on social policy towards Roma citizens is also addressed in Chapter 23 on Judiciary and Fundamental Rights.

<sup>39</sup> National Strategy and Action Plan for the Rights of Persons with Disabilities is also referred to in Chapter 23 on Judiciary and Fundamental Rights.



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
		Strategy, ensuring and promoting full and equal enjoyment by persons with disabilities of human rights and fundamental freedoms and strengthening respect to human honour			
4	National Strategy for Social Inclusion	Enhancing participation of disadvantaged persons into economic and social life within the context of the EU Social Inclusion Strategy	Preparations are on-going	Ministry of Family and Social Policies	First half of 2017
5	Strategy for Transition to Human Development	Reorienting policies from the fight against poverty towards promotion of human development in accordance with the EU Social Inclusion Strategy within the framework of the Human Development Approach of the UN	Preparations are on-going	Ministry of Family and Social Policies	Second half of 2017



## CHAPTER 20: ENTERPRISE AND INDUSTRIAL POLICY

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### CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS:

Chapter 20 on Enterprise and Industrial Policy was opened to accession negotiations on 29 March 2007 during the German Presidency.

Closing Benchmarks:

1. Turkey provides the Commission with a revised comprehensive industrial policy strategy aiming at strengthening Turkey's industrial competitiveness. This strategy will address in some detail all key sectors of industry, including all those referred to in the 2003 Industrial Strategy, inter alia shipbuilding, railway- and food industry. It will be built on a thorough evaluation of past policy performance and a solid analysis of the competitiveness of industries concerned. It should enable an improved policy coordination and coherence and lead to better policy ownership and improved policy implementation. The strategy should also take account of the two sectoral strategy documents already under preparation (for the steel and the automotive supply industry) as well as of any future strategic sectoral documents.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	Strengthening and restructuring the cooperative enterprise model	Transition to a structure in which cooperatives are qualified as productive, efficient and sustainable economic entrepreneurial initiatives and in line with the EU practices	Training activities and entrepreneurship seminars are being held.	Ministry of Customs and Trade	Second half of 2016
2	Making legislative arrangement to promote a "second chance" to honest failed entrepreneurs in accordance with the principles of the Small Business Act for Europe	Promoting re-establishment of enterprises by formerly bankrupt entrepreneurs, excluding fraudulent bankruptcies, in the light of their previous business experiences	Preparations are on-going	Ministry of Customs and Trade	Second half of 2017



## CHAPTER 22: REGIONAL POLICY AND COORDINATION OF STRUCTURAL INSTRUMENTS

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### CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS:

Chapter 22 on Regional Policy and Coordination of Structural Instruments was opened to accession negotiations on 5 November 2013 during the Lithuanian Presidency.

#### Closing Benchmarks:

1. Turkey demonstrates a satisfactory performance of the indirect management system under Instrument for Pre-accession (IPA) in the regional development and human resources policy areas leading to the conferral of management of EU pre-accession funds without ex-ante controls,
2. Turkey adopts an institutional set-up for the implementation of EU Cohesion Policy (Managing Authorities, Audit Authorities and Intermediate Bodies etc.),
3. Turkey submits to the Commission a capacity building plan for EU Cohesion Policy (covering actions at national, regional and local levels and staff retainment policy).
4. Turkey designates and demonstrates the effective functioning of its national policy leading to the strengthening of its economic, social and territorial cohesion.
5. Turkey submits to the Commission drafts of national strategic planning document and operational programmes under EU Cohesion Policy which complement Turkey's own policy – including actions at the regional and local levels.
6. Turkey designs and completes the set-up of its Management Information System (MIS) based on a thorough needs assessment and an analysis of good practice across the European Union.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Law on Anti-Discrimination and Equality Board <sup>40</sup>	<p>Council Directive 2000/43/EC of 29 June 2000 implementing the principle of equal treatment between persons irrespective of racial or ethnic origin</p> <p>Directive 2006/54/EC of the European Parliament and of the Council of 5 July 2006 on the implementation of the principle of equal opportunities and equal treatment of men and women in matters of employment and occupation</p> <p>Council Directive 2004/113/EC of 13 December 2004 implementing the principle of equal treatment between men and women in the access to and supply of goods and services</p> <p>Council Directive 2000/78/EC of 27 November 2000 establishing a general framework for equal treatment in employment and occupation</p>	Preventing discrimination and ensuring equality between men and women during selection and implementation phases of the projects to be designed under cohesion policy	Submitted to the Turkish Grand National Assembly	<p>Ministry of Interior</p> <p>Ministry of Labour and Social Security</p> <p>Ministry of Family and Social Policies</p>	First half of 2016

<sup>40</sup> Law on Anti-Discrimination and Equality is also referred to in Chapter 19 on "Social Policy and Employment" and Chapter 23 on "Judiciary and Fundamental Rights".



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
2	Law on Conservation of Nature and Biodiversity <sup>41</sup>	<p>Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora</p> <p>Directive 2009/147/EC of the European Parliament and of the Council of 30 November 2009 on the conservation of wild birds</p>	Regulating procedures and principles governing conservation and sustainable use of nature, natural habitats and biological diversity, raising awareness of nature and supporting activities to increase public contribution for environment protection	Submitted to the Turkish Grand National Assembly	Ministry of Forestry and Water Affairs	First half of 2016

## 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	By-law on principles and procedures for strategic planning in public administrations	One of the short-term measures in the Action Plan submitted to the European Commission in 2013 in accordance with the opening benchmark for the Chapter	Updating the By-law, the legal framework for design and implementation of institutional strategic plans, in accordance with current needs and conditions	Preparations are on-going	Ministry of Development	First half of 2016
2	Amending the By-law on establishment, duties and operation of provincial planning and coordination directorates (OG:	Regulation (EU) No 1303/2013 of the European Parliament and of the Council of 17 December 2013 laying down common provisions on the European Regional Development Fund, the European	Enhancing institutional capacity and increasing skilled staff, in charge of the local investment planning and implementation of plans	Preparations are on-going	Ministry of Interior	Second half of 2016

<sup>41</sup> Law on Conservation of Nature and Biodiversity is also referred to in Chapter 27 on "Environment and Climate Change."





No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
	13.07.1988/19871)	Social Fund, the Cohesion Fund, the European Agricultural Fund for Rural Development and the European Maritime and Fisheries Fund and laying down general provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund and the European Maritime and Fisheries Fund and repealing Council Regulation (EC) No 1083/2006	and programmes in provinces			
3	By-law on strategic environmental assessment	Directive 2001/42/EC of the European Parliament and of the Council of 27 June 2001 on the assessment of the effects of certain plans and programmes on the environment (Strategic Environmental Assessment Directive - SEA)	Ensuring high level protection of environment; and making a strategical environmental evaluation in order to integrate environmental aspects during the drafting and approval process of plans and programmes with possible important negative effects on environment	Preparations are on-going	Ministry of Environment and Urbanisation	Second half of 2016



### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	Strategic Planning Guidelines for public administrations	Setting out the framework for strategic plans to be drawn up by public administrations, as one of the short-term measures in the Action Plan submitted to the European Commission in 2013 to meet the opening benchmarks for the Chapter	Updating of the By-law on principles and procedures for strategic planning and Strategic Planning Guidelines for public administrations is on-going within the scope of Improved Strategic Management Capacity Project	Ministry of Development	First half of 2016
2	Particular guidelines for strategic planning, implementation and participation	Tailoring Strategic Planning Guidelines for Public Administrations to address to the particular needs of central public administrations, universities, state economic enterprises and local administrations	Preparation of the guidelines is on-going within the scope of Improved Strategic Management Capacity Project	Ministry of Development	First half of 2016
3	Conducting a needs assessment for capacity building of the institutions involved in order to improve financial cooperation	Setting out the measures to be taken for a more effective use of the EU funds by the institutions involved	Opinions of public institutions have been elicited regarding concrete measures required for administrative capacity building	Ministry for EU Affairs Undersecretariat of Treasury	First half of 2016
4	Creating a project pipeline in the relevant sectors for more efficient use of the EU pre-accession funds	Developing a project pipeline to enhance the capacity for the use of funds under IPA II, as a precursor of EU structural instruments	Efforts by the relevant institutions to create a mature project pipeline in 2007-2013 period under IPA, a precursor of EU structural instruments, will continue also in IPA II 2014-2020 period	Ministry of Science, Industry and Technology Ministry of Labour and Social Security Ministry of	Second half of 2016



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
				Transport, Maritime Affairs and Communications  Ministry of Environment and Urbanisation  Ministry of Energy and Natural Resources  Ministry for EU Affairs  Ministry of Justice  Ministry of Energy and Natural Resources	
5	Enhancing technical, administrative and institutional capacities of the relevant institutions for a more efficient conduct of the EU pre-accession funds.	Preparing administrative and legal infrastructure of the relevant institutions for a more efficient use of structural instruments	Capacity building efforts by the relevant institutions in 2007-2013 periods under IPA, a precursor of EU structural instruments, shall continue also in IPA II 2014-2020 period in accordance with the need assessment analysis to be carried out.	Ministry for EU Affairs  Ministry of Development  Undersecretariat of Treasury  Ministries involved	First half of 2019



## CHAPTER 23: JUDICIARY AND FUNDAMENTAL RIGHTS

### CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS<sup>42</sup>:

Screening Report for Chapter 23 on Judiciary and Fundamental Rights has not been officially communicated to Turkey.

According to the unofficial information, six opening benchmarks are envisaged:

1. Turkey provides the Commission with a Judicial Reform Strategy with a view to further strengthening the independence, impartiality and efficiency of the judiciary. The Strategy should outline concrete measures for ensuring the achievement of the objectives set. It should also include the timeframe for implementation of the measures together with the resources necessary and specify the bodies responsible for follow-up and how their effective coordination will be ensured.
2. Turkey provides the Commission with an Anti-corruption Strategy with a view to establishing an effective legal and institutional framework for further fighting corruption. The Strategy should outline concrete measures for ensuring the achievement of the objectives set and should include an analysis of the effectiveness of legislation on financing of political parties and election campaigns in addressing corruption. It should also include the timeframe for implementation of the measures together with the resources necessary and specify the bodies responsible for follow up and how their effective coordination will be ensured.
3. Turkey provides the Commission with an action plan for the further implementation of legislation on fundamental rights with a view to achieving full observance of these rights in practice. The action plan should include measures that would ultimately secure the full respect of the rights and the freedoms guaranteed under the ECHR and the case-law of the ECtHR including legislative measures, as necessary. Turkey should also provide evidence of a track record of progress on fundamental rights.
4. Turkey establishes both an Ombudsman system and an independent, adequately resourced national human rights institution in accordance with relevant UN principles.
5. Turkey revises its legislation on freedom of expression and on foundations in line with ECHR and the case of the ECtHR.
6. Turkey ratifies the Optional Protocol to the UN Convention against Torture (OPCAT).

<sup>42</sup> Chapter 23 on Judiciary and Fundamental Rights cannot be opened to negotiations due to political blockage.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Law on the Protection of the Personal Data <sup>43</sup>	<p>European Convention on Human Rights</p> <p>The Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data (ETS No. 108)</p> <p>Directive 95/46/EC of the European Parliament and of the Council of 24 October 1995 on the protection of individuals with regard to the processing of personal data and on the free movement of such data</p>	Determining framework principles on the protection of personal data; establishing an independent board for monitoring the implementation of these principles	Submitted to the Turkish Grand National Assembly	Ministry of Justice	First half of 2016
2	Law on Anti-Discrimination and Equality Board <sup>44</sup>	<p>Council Directive 2000/43/EC of 29 June 2000 implementing the principle of equal treatment between persons irrespective of racial or ethnic origin</p> <p>Council Directive 2004/113/EC of 13 December 2004 implementing the principle of equal treatment between men</p>	Introducing safeguards on the right to equal treatment and effectively protecting the individuals against discrimination	Submitted to the Turkish Grand National Assembly	<p>Ministry of Interior</p> <p>Ministry of Family and Social Policies</p> <p>Ministry of Labour and Social</p>	First half of 2016

<sup>43</sup> Law on the Protection of the Personal Data is also referred to in Chapter 24 on Justice, Freedom and Security.

<sup>44</sup> Law on Anti-Discrimination and Equality is also referred to in Chapter 19 on Social Policy and Employment and Chapter 22 on Regional Policy and Coordination of Structural Instruments.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		and women in the access to and supply of goods and services  European Convention on Human Rights  Political Criteria			Security	
3	Law on the Establishment of the Law Enforcement Monitoring Commission	European Convention on Human Rights  Political Criteria  Case-law of the ECtHR	Setting up a central registration system in order to record and monitor all necessary tasks and operations carried out or to be carried out by the administrative bodies with regard to crimes allegedly committed by law enforcement officers or their actions and behaviours requiring disciplinary sanctions with the purpose of making the complaint system more effective, rapid, transparent and reliable; establishing Law Enforcement Monitoring Commission; determining duties, powers and working method of this Commission, other administrative measures, and relevant principles and procedures	Preparations are ongoing	Ministry of Interior	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
4	Law on Political Ethics	Political Criteria	Determining the rules of political ethics based on clarity, transparency, accountability, impartiality, integrity and objectivity, considering the best practices at international level.	Preparations are ongoing	Prime Ministry Ministry of Justice	First half of 2016
5	Law on Collection of Charitable Donations	European Convention on Human Rights Political Criteria	Repealing the Law No.2860 on Collection of Charitable Donations and making a new legal arrangement in accordance with the changing needs and conditions	Preparations are ongoing	Ministry of Interior	First half of 2016
6	Law on Security Services of the Penal Execution Institutions	European Convention on Human Rights Case-law of the European Court of Human Rights Political Criteria	Enhancing the judicial capacity to comply with and implement the EU acquis; transferring the execution of external security services of penal execution institutions from General Command of Gendarmerie to General Directorate of Prisons and Detention Houses affiliated to the Ministry of Justice.	Preparations are ongoing	Ministry of Justice	First half of 2016
7	Law on the Ratification of UN Optional Protocol to the Convention on the Rights of the Child on a Communications Procedure	European Convention on Human Rights Political Criteria	Ratifying UN Optional Protocol to the Convention on the Rights of the Child on a Communications Procedure in order to improve the implementation of the Convention on the Rights of the	Submitted to the Turkish Grand National Assembly	Ministry of Foreign Affairs	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
			Child. This Protocol grants authorisation to the UN Committee on the Rights of the Child to examine individual applications			
8	Law on the Ratification of the Protocol No. 15 amending the Convention on the Protection of Human Rights and Fundamental Freedoms (CETS No.213)	European Convention on Human Rights  Political Criteria	Ratifying the Protocol No. 15 Amending the Convention on the Protection of Human Rights and Fundamental Freedoms. The aim of the Protocol is the efficient functioning of the European Court of Human Rights	Submitted to the Turkish Grand National Assembly	Ministry of Foreign Affairs	First half of 2016
9	Law on the Ratification of UNESCO Convention on the Protection and Promotion of the Diversity of Cultural Expressions <sup>45</sup>	Political Criteria	Determining concrete measures regarding the protection of cultural diversity with reference to UNESCO Universal Declaration on Cultural Diversity	Submitted to the Turkish Grand National Assembly	Ministry of Foreign Affairs	First half of 2016
10	Law on the Ratification of Protocol No.16 to the Convention for the Protection of Human Rights and Fundamental Freedoms (CETS No. 214)	European Convention on Human Rights  Political Criteria	Safeguarding and thus improving the fundamental rights and freedoms	Preparations are on-going	Ministry of Foreign Affairs	First half of 2016

<sup>45</sup>Law on the Ratification of UNESCO Convention on the Protection and Promotion of the Diversity of Cultural Expressions is also referred to in Chapter 26 on Education and Culture.





No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
11	Law on the Ratification of the Additional Protocol of 2001 to the European Convention on Mutual Legal Assistance in Criminal Matters	European Convention on Human Rights Political Criteria	Ratifying the Convention which regulates that the Parties afford each other the widest measure of mutual assistance in proceedings in respect of offences the punishment of which, at the time of the request for assistance, falls within the jurisdiction of the judicial authorities of the requesting Party.	Preparations are on-going	Ministry of Foreign Affairs	First half of 2016
12	Law on the Ratification of the Additional Protocols of 1975, 2010 and 2012 to the European Convention on Extradition	European Convention on Human Rights Political Criteria	Ratifying the Convention which regulates that the parties undertake to surrender to each other all persons against whom the competent authorities of the requesting Party are proceeding for an offence or who are wanted by the said authorities for the carrying out of a sentence or a security measure.	Preparations are on-going	Ministry of Foreign Affairs	First half of 2016
13	Law on the Ratification of the Hague Convention on Jurisdiction, Applicable Law, Recognition, Enforcement and Co-operation in Respect of Parental Responsibility and Measures for the Protection of Children	European Convention on Human Rights Political Criteria	Ratifying the Convention which regulates the measures related with parental responsibility and the protection of children	Preparations are on-going	Ministry of Foreign Affairs	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
14	Law on the Ratification of the Hague Convention on the International Recovery of Child Support and Other Forms of Family Maintenance	European Convention on Human Rights Political Criteria	Ratifying the Convention on the international recovery of child support and other forms of family maintenance.	Preparations are ongoing	Ministry of Foreign Affairs	First half of 2016
15	Law on the Ratification of the Additional Protocol No. 181 to the Council of Europe Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data (ETS No.108) <sup>46</sup>	European Convention on Human Rights Political Criteria	Ratifying the Additional Protocol No.181 to the Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data (ETS No.108) regarding supervisory authorities and transborder data flows	Preparations are ongoing <sup>47</sup>	Ministry of Foreign Affairs	First half of 2016
16	Amending the Law No. 2659 on Forensic Medicine Institution (OG:20.04.1982/17670)	European Convention on Human Rights Political Criteria	Increasing the number of existing specialization boards by considering the number of staff and heavy workload of Forensic Medicine Institution; strengthening and restructuring the provincial organisation, and reorganising the General Board as a "Supreme Board"	Preparations are ongoing	Ministry of Justice	First half of 2016

<sup>46</sup> Law on the Ratification of the Additional Protocol No. 181 to the Council of Europe Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data (ETS No.108) is also referred to in Chapter 24 on Justice, Freedom and Security.

<sup>47</sup> Turkey signed the Additional Protocol No. 181 to the Council of Europe Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data (ETS No.108) in 2001; it will be submitted to the TGNA following the ratification of the Convention No. 108.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
17	Legal Arrangement on Enhancing the Transparency of the Financing of Politics	Political Criteria	Introducing legal arrangements on assistance provided to the candidates, either in cash or in kind, and through which assistance in cash provided for election campaigns of parliamentary and mayoral candidates will be deposited into the bank accounts opened for them. Publicizing the amounts granted to the political parties in electronic environment; auditing the expenditures through election accounts and publicizing the results in electronic environment.	Preparations are ongoing	Prime Ministry Ministry of Justice	First half of 2016
18	Law on Expert Witnesses	Political Criteria	Introducing the required legal arrangements by carrying out a work with broad participation in order to identify the problems in this field.	Preparations are ongoing	Ministry of Justice	First half of 2016
19	Amending the Law No. 6328 on the Ombudsman Institution (O.G. 29.06.2012/ 28338)	European Convention on Human Rights Case-law of the ECtHR Political Criteria Paris Principles, on the status and functioning of national institutions for the protection	Increasing the efficiency of the Ombudsman Institution and aligning the legislation and implementations in this field in line with the international mechanisms for the protection of fundamental rights and freedoms.	Preparations are ongoing	Ministry of Justice Ombudsman Institution	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		and promotion of human rights(adopted by the the United Nations Human Rights Commission by Resolution 1992/54 of 1992, and by the UN General Assembly in its Resolution A/RES/48/134 of 20 December 1993)				
20	Amending the Law No. 5253 on Associations (O.G.: 23.11.2004/25649), Turkish Civil Code No. 4721 (O.G.: 8.12.2001/24607), and Law No. 6581 on the Organisation and Duties of the Ministry of Interior (O.G.: 23.2.1985/18675)	European Convention on Human Rights Case-law of the ECtHR Political Criteria	Preventing the legal disputes that arise between the associations and their members, through removing the open-ended provisions in Associations Law; providing an efficient and effective service to the associations; strengthening the confidence in the civil society organisations; and as it is mentioned in the ECtHR rulings, providing a legal basis to ensure that civil society organisations work effectively in accordance with the passive and active obligations of the State regarding freedom of association.	Preparations are on-going	Ministry of Interior	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
21	Amending the Notary Law No.1512 (OG: 05.02.1972/ 14090) and the Law No.2004 on Execution and Bankruptcy (OG: 19.06.1932/ 2128)	Political Criteria	Remedying the problems that arise during implementation of Notary Law (issue of certificate of inheritance by notaries and removing bureaucratic stages in notary transactions) and Law on Execution and Bankruptcy (enabling the decision for delaying execution proceedings to be taken by the Court of Enforcement instead of Court of Cassation) and speeding up judicial services.	Preparations are on-going	Ministry of Justice	Second half of 2016
22	Amending the Law No. 6216 on the Establishment and Rules of Procedure of the Constitutional Court (OG:03.04.2011/27894)	European Convention on Human Rights Political Criteria	Introducing measures to solve the practical problems such as workload and obstacles to the efficient functioning of individual application system which is a mechanism that guarantees fundamental rights and freedoms.	Preparations are on-going	Constitutional Court  Ministry of Justice	Second half of 2016
23	Amending the Turkish Criminal Code No.5237 (OG: RG:12.10.2004/25611), Criminal Procedures Code No. 5271(OG: 17.12.2004/25673) and Law No. 5275 on the Execution of Penalties and Security Measures (OG: 29.12.2004 / 25685)	Political Criteria  Case-law of the ECtHR	Identifying and eliminating the problems encountered during implementation of criminal justice issues such as conciliation, suspending the bringing of a public lawsuit, deferment of judgment, and arrest; reviewing the role of the lawyers during the implementation of criminal legislation.	Preparations are on-going	Ministry of Justice	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
24	Drafting a new Law on Elections	Political Criteria	Introducing a new legal arrangement concerning the election threshold through a new Law on Elections.	Preparations are on-going	Ministry of Justice	Second half of 2016
25	Drafting a new Law on Political Parties	Political Criteria	Drafting a new Law on Political Parties which will guarantee the freedom of political parties, promote internal democracy within the parties, broaden the channels for participation and have a pluralistic point of view.	Preparations are on-going	Ministry of Justice	Second half of 2016
26	Law on State Secrets	Political Criteria	Carrying out a work to define the concept of state secret, to identify the conditions and periods for classification and declassification of the information considered as state secrets and other secret information and documents, to define the competent authorities entitled to classify the information and documents as "state secrets" or "secret information".	Preparations are on-going	Ministry of Justice Relevant institutions	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
27	Law on the Rights of Victims	<p>Directive 2012/29/EU of the European Parliament and of the Council of 25 October 2012 establishing minimum standards on the rights, support and protection of victims of crime, and replacing Council Framework Decision 2001/220/JHA</p> <p>1983 Council of Europe Convention on the Compensation of Victims of Violent Crimes</p> <p>European Convention on Human Rights</p> <p>Political criteria</p> <p>European Convention on the compensation of victims of violent crimes</p>	<p>Providing appropriate information and guidance to the victims of crime on their rights, available support and protection services in this regard; providing efficient psycho-social support to the vulnerable victims including mainly the children and the women during criminal proceedings; ensuring that State will compensate the losses of the victims of serious violence when it is not available from other sources</p>	Preparations are ongoing	Ministry of Justice	Second half of 2016
28	Amending the Law No. 4675 on Enforcement Judges (OG: 23.05.2001/24410) and Certain Laws	<p>European Convention on Human Rights</p> <p>Political Criteria</p>	<p>Reducing the workload of the relevant courts by entrusting enforcement judges with the authority to render decisions during the execution of penalties and security measures; increasing the efficiency of enforcement</p>	Preparations are ongoing	Ministry of Justice	First half of 2017



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
			services by providing specialisation in the field of enforcement and appointing a single authority to carry out the enforcement related actions			
29	Amending the Civil Procedure Code (OG: 04.02.2011/27836)	Political Criteria	Improving the implementation of the Civil Procedure Code	Preparations are on-going	Ministry of Justice	Second half of 2017
30	Amending the Notary Law No.1512 (OG: 05.02.1972/ 14090)	Political Criteria	Bringing the notary offices and notarial services in line with rapid changes in economic, social and legal fields; building a more efficient and operational structure; aligning notary offices and notarial services with the legislation of EU Member States on notary services	Preparations are on-going	Ministry of Justice	Second half of 2017
31	Amending the Law No. 2004 on Execution and Bankruptcy (OG: 19.06.1932/ 2128)	Political Criteria	Establishing an execution and bankruptcy system compatible with the rapid changes in technology, social and economic life through redrafting the Law on Execution and Bankruptcy	Preparations are on-going	Ministry of Justice	First half of 2019





No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
32	Identifying and solving the problems of legal education and amending certain laws accordingly	Political Criteria	Carrying out a more efficient legal education and training so as to raise well-trained 'legal practitioners'	Preparations are ongoing	Ministry of Justice	First half of 2019
33	Reform of the Administrative Judiciary	Political Criteria	Ensuring that legal proceedings are completed in a swift and more efficient way with the lowest cost, transposing the developments in comparative law into Turkish law	Preparations are ongoing	Ministry of Justice	First half of 2019
34	Amending the Law No. 2911 on Meetings and Demonstration Marches (OG:08.10.1983/18185)	Political Criteria Case law of the ECtHR	Revising the Law on Meetings and Demonstration Marches	Preparations are ongoing	Ministry of Interior	First half of 2019

## 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Amendment on the By-law on Associations (O.G.: 31.03.2005/25772)	European Convention on Human Rights The Rulings of the European Court of Human Rights Political Criteria	Preventing notably the potential disputes to arise between the associations and their members; providing an efficient and effective service to the associations; strengthening the confidence in the civil society organisations; and	Preparations are ongoing	Ministry of Interior	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
			as it is mentioned in the ECtHR rulings, providing a legal basis to ensure that civil society organisations work effectively in accordance with the passive and active obligations of the State regarding freedom of association			
2	Amendment on the By-law on Collection of Charitable Donations (O.G.:27.12.1999/23919)	European Convention on Human Rights The Rulings of the European Court of Human Rights	Making legal arrangements on the collection of charitable donations in accordance with the changing needs and conditions	Preparations are ongoing	Ministry of Interior	First half of 2016
3	Amending the By-law on the establishment, duties, work and supervision procedures and principles of the Central and Provincial Directorates of the Department of Associations of Ministry of Interior (O.G.: 15.10.2002/24907)	European Convention on Human Rights The Rulings of the European Court of Human Rights	Aligning with the amendments to the relevant legislation	Preparations are ongoing	Ministry of Interior	First half of 2016
4	Amending By-law on Associations' Auditors of Ministry of Interior (O.G.: 22.09.2004/25591)	European Convention on Human Rights The Rulings of the European Court of Human Rights	Aligning with the amendments to the relevant legislation	Preparations are ongoing	Ministry of Interior	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
5	Instruction on the use of tear gases and defence rifles and their equipment and ammunitions	European Convention on Human Rights  The Rulings of the European Court of Human Rights	Drafting an Instruction updating the Circular No. 19 of 15.02.2008 on tear gas weapons and their ammunitions in order to lay down the procedures and principles regarding the use of tear gases and defence rifles and their equipment and ammunitions	Preparations are on-going	Ministry of Interior	First half of 2016
6	By-law on Violence Prevention and Monitoring Centres	Istanbul Convention  Council of Europe Recommendation Rec(2002)5 on the protection of women against violence  Judgement of the European Court of Human Rights in the case of Opuz v. Turkey	Identifying the principles and procedures of the organisation, operation and actions of Violence Prevention and Monitoring Centres, and duties, powers and responsibilities of the personnel to be employed.	At the stage of approval	Ministry of Family and Social Policies	First half of 2016
7	Revision of the Instruction of 25/08/2015 on the Procedures and Principles regarding the Course of Actions of the Personnel Assigned During Social Incidents	European Convention on Human Rights  Case-law of the European Court of Human Rights	Revising the the stages of use-of-force within the framework of proportionate force principle	Preparations are on-going	Ministry of Interior	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
8	Rules of Procedure of the Constitutional Court	European Convention on Human Rights Political Criteria	Introducing measures to solve the practical problems such as workload and obstacles to the efficient functioning of individual application system which is a mechanism that guarantees fundamental rights and freedoms	Preparations are on-going	Constitutional Court  Ministry of Justice	Second half of 2017

### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	Increasing the awareness of local administrative authorities regarding anti-discrimination and equal treatment.	Increasing the awareness of local administrative authorities by introducing safeguards on anti-discrimination and the right to equal treatment; revising the relevant inspection rules	Preparations are on-going	Ministry of Interior	First half of 2016
2	Strategy Paper and Action Plan on social policy towards Roma citizens <sup>48</sup>	Strengthening the participation of Roma citizens in economic and social life within the framework of EU's objective of enhancing social inclusion and integration of the Roma	Preparations are on-going	Ministry of Family and Social Policies	First half of 2016

<sup>48</sup> Strategy Paper and Action Plan on social policy towards Roma citizens is also addressed in Chapter 19 on Social Policy and Employment.



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
3	Increasing the efficiency of TGNA Human Rights Inquiry Committee, the Ombudsman Institution and National Human Rights Institution of Turkey	Increasing the efficiency of TGNA Human Rights Inquiry Committee, the Ombudsman Institution and National Human Rights Institution of Turkey, and aligning the legislation and implementations in this field in line with the international mechanisms for the protection of fundamental rights and freedoms	Preparations are on-going	Prime Ministry Ministry of Justice	First half of 2016
4	National Action Plan on Fighting Violence against Women (2016-2019)	Implementing the necessary measures in cooperation with all stakeholders in order to eliminate the violence against women in all its forms.	At the stage of approval	Ministry of Family and Social Policies	First half of 2016
5	Ensuring that regional courts of appeal in civil and administrative justice become functional	Reducing the backlog of the high courts and transposing these courts into precedent courts having a principal function.	Preparations are on-going	Ministry of Justice High Council of Judges and Prosecutors Relevant institutions	Second half of 2016
6	Establishing Law Enforcement Complaint System regarding the police and gendarmerie	Establishing a new system for conducting an impartial, efficient, rapid and fair investigation regarding the complaints of citizens	Preparations are on-going	Ministry of Interior	Second half of 2016



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
7	National Strategy and Action Plan for the Rights of Persons with Disabilities <sup>49</sup>	Promoting and ensuring that the persons with disabilities enjoy human rights and fundamental freedoms fully and equally and ensuring respect to human dignity	Preparations are on-going	Ministry of Family and Social Policies	Second half of 2016
8	Drafting audit reporting guidelines to ensure that the reports to be prepared at the end of each auditing process will meet the expectations of TGNA and the public <sup>50</sup>	Strengthening the reporting capacity of Turkish Court of Accounts and thus, communicating sound and credible information to GNAT and public regarding the better use of public funds	Preparations are on-going	Turkish Court of Accounts	Second half of 2016
9	Establishing a Judicial Data Bank	Establishing a Judicial Data Bank to ensure that all data required during the studies made or to be made in the field of judiciary collected and analysed.	Preparations are on-going	Ministry of Justice	Second half of 2016
10	Determining judiciary members' professional codes of ethics	Determining the professional codes of ethics for judiciary members by considering international criteria in this field.	Preparations are on-going	Ministry of Justice	Second half of 2016
11	Preparing infrastructure for Legal Assistance (Legal Protection) Insurance	Introducing the Legal Assistance (Legal Protection) Insurance system which is in use by many countries, in order to make legal services easily available to our citizens.	Preparations are on-going	Ministry of Justice Ministry of Development	Second half of 2016

<sup>49</sup> National Strategy and Action Plan for the Rights of Persons with Disabilities is also referred to in Chapter 19 on Social Policy and Employment.

<sup>50</sup> Drafting a guideline on quality assurance processes in terms of increasing the quality in each stage of the auditing procedure is also referred to in Chapter 32 on Financial Control.



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
				Ministry of Finance Undersecretariat of Treasury	
12	Reducing the backlog in administrative justice and thus, ensuring its effective functioning	Rearranging the procedural provisions which extend the duration of legal proceedings, and introducing alternative ways for dispute settlement, for the purpose of reducing the backlog in administrative justice and reducing the duration of legal proceedings.	Preparations are on-going	Ministry of Justice	Second half of 2016
13	Protecting children's rights under the most comprehensive legal framework	Increasing the awareness among public on violence against children, child abuse and child labour.	Preparations are on-going	Ministry of Family and Social Policies	Second half of 2016
14	Enhancing the judicial ethics in Turkey	Conducting a needs analysis and an analysis on the current state-of-play regarding judicial ethics, increasing the awareness of judges and prosecutors on judicial ethics, determining the codes of ethics and carrying out work for its implementation, and increasing public oversight by creating awareness	Preparations are on-going	High Council of Judges and Prosecutors	Second half of 2017
15	Establishing a training and practice centre for intervention in social incidents	Carrying out the relevant trainings in practice areas simulating real conditions; preventing the violations of human rights	Preparations are on-going	Ministry of Interior	Second half of 2017



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
16	Increasing the capacity of local administrative authorities and chief inspectors to manage social incidents and carry out efficient investigations	Laying down basic factors affecting crowd control and efficient investigation and drafting guidelines accordingly	Preparations are on-going	Ministry of Interior	Second half of 2017
17	Increasing the capacity of Turkish Court of Accounts regarding fair trial	Strengthening the Court of Accounts in terms of ensuring right to fair trial	Preparations are on-going	Turkish Court of Accounts	Second half of 2017
18	Furnishing the Women and Children Divisions established in provinces and providing the necessary equipment required for intervention in relevant cases	Increasing the capacity of Women and Children Divisions and providing them with the sufficient technical equipment to eliminate the challenges faced by the women subject to violence in rural areas during the application process to these divisions	Preparations are on-going	Ministry of Interior	First half of 2019
19	Complying with international standards in terms of detention rooms within the internal security units of Gendarmerie General Command	Complying with the standards envisaged by European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment (CPT) in terms of detention rooms within the internal security units of Gendarmerie General Command	Preparations are on-going	Ministry of Interior	First half of 2019
20	Complying with international standards in terms of interrogation rooms within the internal security units of Gendarmerie General Command	Complying with international standards and the EU acquis in terms of interrogation rooms within the internal security units of Gendarmerie General Command	Preparations are on-going	Ministry of Interior	First half of 2019



## CHAPTER 24: JUSTICE, FREEDOM AND SECURITY

### CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS<sup>51</sup>:

Screening Report for Chapter 24 on Justice, Freedom and Security has not been officially communicated to Turkey.

According to the unofficial information, four opening benchmarks are envisaged.

1. In the context of the Action Plan for the alignment with the acquis on migration and asylum, Turkey should adopt a detailed roadmap for legislative alignment and institutional enhancement (including recruitment and training of specialised staff) to upgrade considerably the infrastructure required to accommodate asylum seekers, refugees and irregular migrants waiting for their return. This roadmap should clearly include the priorities covering the short, medium and long term and provide a realistic plan (with budgetary calculations). This roadmap should reflect a clear priority setting covering the short, medium and long term. In the roadmap, Turkey should indicate how and when it intends to fully implement the Geneva Convention and its Protocols, including lifting the "geographic limitation" currently in force.
2. Turkey should complement its Integrated Border Management Action Plan with a roadmap containing concrete actions, targets, realistic deadlines, responsible authorities and an estimated budget for each of the actions requiring important investments. The roadmap should cover issues related to enhancing inter-agency cooperation, legislative alignment, institution building - including as a final aim to have a professional body in charge of the control and surveillance of Turkey's borders - and an appropriate human resources policy.
3. Turkey should pursue readmission negotiations with the EU Commission at a steady pace in view of concluding them.
4. Turkey should adopt a multi-annual and multi-disciplinary strategy to fight organised crime, in line with the EU strategic concept on tackling organised crime. The strategy should be accompanied by an action plan with targets, clearly defined guaranteed results, responsible institutions, realistic deadlines and budget estimation, where major investments are required. The strategy should cover the various typologies of cross border crime such as trafficking in human beings, drugs and counterfeited goods.

<sup>51</sup> Chapter 24 on Justice, Freedom and Security cannot be opened to negotiations due to political blockage.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Law on mutual legal assistance in criminal matters	Joint Action of 29 June 1998 on good practice in mutual legal assistance in criminal matters (98/427/JHA)	Introducing legal arrangements in legal assistance in criminal matters.	Preparations are on-going	Ministry of Justice	First half of 2016
2	Law on the Ratification of the Agreement on Tripartite Contact Centre of Turkey, Greece and Bulgaria		Ratifying the Agreement on Tripartite Contact Centre of Turkey, Greece and Bulgaria	Submitted to the Turkish Grand National Assembly	Ministry of Foreign Affairs	First half of 2016
3	Amending the Law No. 3152 on the Organisation and Duties of the Ministry of Interior (O.G.: 23.2.1985/18675)	Regulation (EU) No 1052/2013 of the European Parliament and of the Council of 22 October 2013 establishing the European Border Surveillance System (Eurosir)  Schengen Catalogue	Introducing legal arrangements regarding the establishment of a well-functioning cooperation, coordination and information exchange mechanism among institutions	Preparations are on-going	Ministry of Interior	First half of 2016
4	Law on the Protection of the Personal Data <sup>52</sup>	European Convention on Human Rights  Law on the Ratification of the Council of Europe Convention for the Protection of Individuals with regard to Automatic Processing	Determining framework principles on the protection of personal data; establishing an independent board for monitoring the implementation of these principles	Submitted to the Turkish Grand National Assembly	Ministry of Justice	First half of 2016

<sup>52</sup> Law on the Protection of the Personal Data is also referred to in Chapter 23 on Judiciary and Fundamental Rights.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		of Personal Data (ETS No.108) Directive 95/46/EC of the European Parliament and of the Council of 24 October 1995 on the protection of individuals with regard to the processing of personal data and on the free movement of such data				
5	Legal arrangement on the execution of penalties and security measures in the field of fight against cybercrime	Directive 2013/40/EU of the European Parliament and of the Council of 12 August 2013 on attacks against information systems and replacing Council Framework Decision 2005/222/JHA Council of Europe Convention on Cybercrime (ETS No.185)	Introducing legal arrangements on the execution of penalties and security measures in the field of fight against cybercrime and minimising the potential legal disputes within this scope	Preparations are on-going	Ministry of Interior  Ministry of Justice	First half of 2016
6	Law on the Ratification of the Additional Protocol No. 181 to the Council of Europe Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data (ETS No.108) <sup>53</sup>	European Convention on Human Rights Political Criteria	Ratifying the Additional Protocol No.181 to the Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data (ETS No.108) regarding supervisory authorities and transborder data flows	Preparations are on-going <sup>54</sup>	Ministry of Foreign Affairs	First half of 2016

<sup>53</sup>Law on the Ratification of the Additional Protocol No. 181 to the Council of Europe Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data (ETS No.108) is also referred to in Chapter 23 on Judiciary and Fundamental Rights.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
7	Law on the Ratification of the Protocol No.7 to the European Convention on Human Rights	European Convention on Human Rights	Ratifying the Protocol regulating the procedures and safeguards on the deportation of the foreigners	Submitted to the Turkish Grand National Assembly	Ministry of Foreign Affairs	First half of 2016
8	Law on the Establishment of a Border Security Organisation	Regulation (EC) No 562/2006 of the European Parliament and of the Council of 15 March 2006 establishing a Community Code on the rules governing the movement of persons across borders (Schengen Borders Code) Schengen Catalogue	Establishing a professional border security organisation to function at all border gates, green and blue borders of Turkey	Submitted to the Prime Ministry	Ministry of Interior	Second half of 2016
9	Operational Cooperation Agreement between Turkey and Europol	Council Decision of 6 April 2009 establishing the European Police Office (Europol)	Increasing the cooperation level with EU Member States through an operational cooperation agreement	Preparations are on-going	Ministry of Interior Ministry of Foreign Affairs	Second half of 2016
10	Law on DNA Data and National DNA Database	Council Resolution of 25 June 2001 on the exchange of DNA analysis results (2001/C 187/01) Directive 95/46/EC of the European Parliament and of the Council of 24 October 1995 on the protection of individuals with	Laying down procedures and principles on identification of data subjects or taking and analysing DNA samples, storing and using them for forensic purposes and on the establishment and duties of	Preparations are on-going	Ministry of Interior	First half of 2017

<sup>54</sup> Turkey signed the Additional Protocol No. 181 to the Council of Europe Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data (ETS No.108) in 2001; it will be submitted to the TGNA following the ratification of the Convention No. 108.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		regard to the processing of personal data and on the free movement of such data Council Resolution of 9 June 1997 on the exchange of DNA analysis results (97/C 193/02)	National DNA Database of Turkey			

## 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	By-law on combating trafficking in human beings and protecting its victims	Directive 2011/36/EU of the European Parliament and of the Council of 5 April 2011 on preventing and combating trafficking in human beings and protecting its victims, and replacing Council Framework Decision 2002/629/JHA  Council of Europe Convention on Action against Trafficking in Human Beings (CETS. No. 197)	Regulating the procedures and principles governing the implementation of Law on the Fight Against Trafficking in Human Beings and Protection of Victims which is envisaged to be enacted	Preparations are on-going	Ministry of Interior	First half of 2016
2	By-law on the implementation of the Law No. 6458 on foreigners and international protection(OG:	Council Regulation (EC) No 1030/2002 of 13 June 2002 laying down a uniform format for residence permits for third-country nationals	Regulating the procedures and principles governing implementation of the Law No.6458 on Foreigners and International Protection	Preparations are on-going	Ministry of Interior	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
	11.04.2013/28615)	<p>Regulation (EC) No 562/2006 of the European Parliament and of the Council of 15 March 2006 establishing a Community Code on the rules governing the movement of persons across borders (Schengen Borders Code)</p> <p>Council Directive 2001/55/EC of 20 July 2001 on minimum standards for giving temporary protection in the event of a mass influx of displaced persons and on measures promoting a balance of efforts between Member States in receiving such persons and bearing the consequences thereof</p> <p>Council Directive 2003/86/EC of 22 September 2003 on the right to family reunification</p> <p>Council Directive 2003/109/EC of 25 November 2003 concerning the status of third-country nationals who are long-term residents</p> <p>Council Directive 2004/114/EC of 13 December 2004 on the conditions of admission of third-country nationals for the purposes of studies, pupil exchange, unremunerated training or</p>				



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		<p>voluntary service</p> <p>Directive 2008/115/EC of the European Parliament and of the Council of 16 December 2008 on common standards and procedures in Member States for returning illegally staying third-country nationals</p> <p>Directive 2011/95/EU of the European Parliament and of the Council of 13 December 2011 on standards for the qualification of third-country nationals or stateless persons as beneficiaries of international protection, for a uniform status for refugees or for persons eligible for subsidiary protection, and for the content of the protection granted</p> <p>Directive 2013/32/EU of the European Parliament and of the Council of 26 June 2013 on common procedures for granting and withdrawing international protection</p> <p>Directive 2013/33/EU of the European Parliament and of the Council of 26 June 2013 laying down standards for the reception of applicants for international protection</p>				



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
3	By-law on the Interinstitutional Cooperation and Coordination in the Field of Border Management	Regulation (EC) No 562/2006 of the European Parliament and of the Council of 15 March 2006 establishing a Community Code on the rules governing the movement of persons across borders (Schengen Borders Code)  Schengen Catalogue	Establishing a legal framework to improve cooperation and ensure coordination among the border authorities	Submitted to the Prime Ministry	Ministry of Interior	First half of 2016
4	By-law on the duties and responsibilities of Europol National Unit and national obligations and rights laid down by the Europol Convention	Council Decision 2009/371/JHA of 6 April 2009 establishing the European Police Office (Europol)	Laying down the duties and functions of Europol National Unit, and national obligations and rights laid down by Europol Convention; thus making the legal arrangements required to fulfil the obligations in the field after the EU membership	Preparations are on-going	Ministry of Interior	First half of 2016
5	By-law on physical structure and functioning of removal centres	Directive 2008/115/EC of the European Parliament and of the Council of 16 December 2008 on common standards and procedures in Member States for returning illegally staying third-country nationals	Laying down procedures and principles regarding physical structure and functioning of removal centres, processes to be followed, duties, competences and responsibilities of the employers, rights and responsibilities of those who are accommodated in removal centres	Preparations are on-going	Ministry of Interior	First half of 2016





No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
6	Law on the Organisation, Duties and Competences of the Turkish Coast Guard Command	Treaty of Amsterdam and Article 8 of the attached Protocol incorporating Schengen acquis into the institutional and legal framework of the European Union Regulation (EU) No 1052/2013 of the European Parliament and of the Council of 22 October 2013 establishing the European Border Surveillance System (Eurosur)	Increasing the capacity of Turkish Coast Guard Command regarding the fight against irregular seaborne migration and organised crime; increasing the efficiency of cooperation and coordination activities on border security	Preparations are on-going	Ministry of Interior	First half of 2016
7	By-law on the Establishment, Duties and Works of the Interpol Europol Department of Turkish National Police and Provincial Branches <sup>55</sup>	Regulation (EC) No 1338/2001 of 28 June 2001 laying down measures necessary for the protection of the euro against counterfeiting and Regulation (EC) No 1339/2001 of 28 June 2001 extending the effects of Regulation (EC) No 1338/2001 laying down measures necessary for the protection of the euro against counterfeiting to those Member States which have not adopted the euro as their single currency	Improving the centralization of information on Euro counterfeiting by regulating the work flows of National Central Office (NCO)	Preparations are on-going	Ministry of Interior	Second half of 2016
8	By-law on procedures and principles regarding the implementation of Readmission Agreement between Turkey and the	Agreement between the Republic of Turkey and the European Union on the Readmission of Persons Residing without Authorisation Directive 2008/115/EC of the	Determining the procedures and principles to fully and timely fulfil the obligations referred to in the Readmission	Preparations are on-going	Ministry of Interior	Second half of 2016

<sup>55</sup> By-law on the Establishment, Duties and Works of the Interpol Europol Department of Turkish National Police and Provincial Branches is also addressed to in Chapter 32 on Financial Control.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
	EU	European Parliament and of the Council of 16 December 2008 on common standards and procedures in Member States for returning illegally staying third-country nationals	Agreement signed between Turkey and the EU			
9	Legal arrangements regarding document security in order to comply with the Rules on the Confidentiality of Europol Information	2009/968/JHA: Council Decision of 30 November 2009 adopting the rules on the confidentiality of Europol information 2009/934/JHA: Council Decision of 30 November 2009 adopting the implementing rules governing Europol's relations with partners, including the exchange of personal data and classified information	Forming an equivalency table regarding Europol classification levels for the documents requiring additional security measures and classification levels of 'Top Secret', 'Secret', 'Confidential' and 'Classified' that are laid down in 1964 Principles on the security of classified document and equipment	Preparations are on-going	Ministry of Interior	First half of 2017



### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	Establishment of a communication and call centre to combat trafficking in human beings	Establishment of a communication and call centre accessible from throughout Turkey and abroad in order to inform and advise victims and other callers	Work is on-going to extend the service scope of 157 emergency helpline.	Ministry of Interior	First half of 2016
2	Increase in the capacity of Coast Guard Command with respect to irregular migration by sea and fight against organized crime	Increasing the technical and institutional capacity of Turkish Coast Guard Command with respect to irregular migration by sea and fight against organized crime	At the stage of implementation	Ministry of Interior	First half of 2016
3	Strengthening the administrative and technical capacities of units at land and sea borders and border gates	Increasing the capacities of relevant institutions with respect to ensuring border security	At the stage of implementation	Ministry of Interior Ministry of Customs and Trade	First half of 2016
4	Establishment of Risk Analysis Centre within the Command of Coast Guard	Improving the crime analysis efficiency within the Coast Guard Command and determining the crime prevention strategy through preparation of a crime map	Preparations are on-going	Ministry of Interior	First half of 2016
5	Establishment of Institutional and Technical Infrastructure Regarding Carriers' Responsibility	Establishing a Migration Intelligence, Targeting and Risk Analysis Centre for retention, protection and usage of information to be collected from the carriers within the scope of Article 98 of Law No. 6458 on Foreigners and International Protection	At the stage of implementation	Ministry of Interior	First half of 2016



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
6	Increasing the institutional capacity of Turkish Coast Guard Command regarding its law enforcement duties	Training the staff of Turkish Coastguard Command in order to increase the efficiency while performing their duties and responsibilities	At the stage of implementation	Ministry of Interior	First half of 2016
7	Establishment of the representations abroad of the Directorate General of Migration Management	Establishing offices of migration counsellors and attachés in order to strengthen the coordination and cooperation with foreign countries regarding migration; monitoring the legislation in relevant countries	Preparations are on-going	Ministry of Interior	First half of 2016
8	Opening Turkish language courses within the scope of alignment work	Eliminating the problems with regard to language in order to facilitate the harmonization process of the foreigners in Turkey	Preparations are on-going	Ministry of Interior	First half of 2016
9	Opening information and skills courses within the scope of alignment work	Providing information to foreigners on the issues such as political structure, language spoken, legal system, culture and history of Turkey and equipping them with necessary skills enabling participation in labour market	Preparations are on-going	Ministry of Interior	First half of 2016
10	4th National Drug Action Plan (2016-2018)	In line with the objectives of National Policy and Strategy Paper on Drugs (2013-2018), preventing the use of drugs in society and drugs related offenses; diminishing the harms of drugs on society and public health; improving the treatment facilities	Preparations are on-going	Ministry of Interior	First half of 2016



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
11	Finalising the construction work on 7 removal centres with a total capacity of 2200 persons in 7 provinces	Increasing the capacity of removal centres where irregular migrants may be placed in line with humanitarian standards under administrative detention pending removal	Preparations are on-going	Ministry of Interior	First half of 2016
12	Drafting the Strategy and Action Plan for Fight Against Cybercrime	Addressing the Strategy and Action Plan for Fight Against Cybercrime within the framework of the Information Society Strategy and Action Plan, and National Cyber Security Strategy and Action Plan; and carrying out the required work in this context	Preparations are on-going	Ministry of Interior Ministry of Transport, Maritime Affairs and Communications The Scientific and Technological Research Council of Turkey	First half of 2016
13	Updating the Action Plan to Fight against Organised Crime	Updating the Action Plans and the National Strategy Paper on the Fight against Organised Crime (2010-2015) aiming to enhance the capacity of the relevant institutions and to improve the inter-institutional cooperation at the national and international level	Preparations are on-going	Ministry of Interior	First half of 2016
14	Migration Strategy Document	Updating the document considering current political and social state-of-play, and Turkey's strategic, global and regional priorities	Preparations are on-going	Ministry of Interior	Second half of 2016



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
15	Asylum Strategy Document	Updating the document considering current political and social state-of-play, and Turkey's strategic, global and regional priorities	Preparations are on-going	Ministry of Interior	Second half of 2016
16	Establishment of an international cooperation mechanism for border management	Realizing the international cooperation, which is a part of the EU Integrated Border Management Policy	Preparations are on-going	Ministry of Interior	Second half of 2016
17	Action Plan on Migration	Drafting Action Plan as a roadmap for the objectives laid down within the framework of the updated Migration Strategy Document	Preparations are on-going	Ministry of Interior	Second half of 2016
18	Action Plan on Asylum	Drafting Action Plan as a roadmap for the objectives laid down within the framework of the updated Asylum Strategy Document	Preparations are on-going	Ministry of Interior	Second half of 2016
19	Harmonisation strategy for asylum seekers and refugees	Drafting a strategy in order to identify the problems encountered by the asylum seekers and refugees during harmonization process and propose solutions accordingly	Preparations are on-going	Ministry of Interior Ministry of Foreign Affairs	Second half of 2016
20	Carrying out communication activities for migrants to increase the efficiency of alignment work	Carrying out the necessary activities to build a positive perception of foreigners by the public and organising joint activities both for the foreigners and the public in order to raise awareness in the public	Preparations are on-going	Ministry of Interior	Second half of 2016



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
21	Establishing the Centre for National Coordination and Common Risk Analysis	Developing inter-agency cooperation on border security	Preparations are on-going	Ministry of Interior	Second half of 2016
22	Drafting a strategic plan for crime prevention	Enhancing institutional capacity in the fight against major crimes	Preparations are on-going	Ministry of Interior	Second half of 2016
23	Drafting a crime analysis model for law enforcement units	Implementing the crime analysis model in line with the EU Member States' practices	Preparations are on-going	Ministry of Interior	Second half of 2016
24	Developing an efficient functioning national cooperation mechanism on the fight against cybercrime	Improving the total benefit in the field of fight against cybercrime by exchanging information and experience (problems encountered, technologies being used) among institutions providing services in the field of cyber security	Preparations are on-going	Ministry of Interior	Second half of 2016
25	Increasing the institutional capacity to fight against money laundering and financing of terrorism	Increasing the effectiveness and efficiency in fight against money laundering and financing of terrorism through determining types of criminal activity	IPA Twinning Project titled "Efficiency in Anti Money Laundering and Combating Financing of Terrorism" (no TR2012/0324.03) which is implemented together with the United Kingdom and which covers activities for the capacity building in fight against money laundering and financing of terrorism started to be implemented in March, 2015.	Ministry of Finance  Turkish Financial Crimes Investigation Board	First half of 2017



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
26	Participating in European Crime Prevention Network (EUCPN) as an observer and establishing a National Contact Point under Gendarmerie General Command	Aligning with EU crime prevention policies and cooperating with Crime Prevention Network	Preparations are on-going	Ministry of Interior Ministry of Foreign Affairs	First half of 2017
27	Ensuring rapid access to justice for victims of human trafficking	Ensuring victims' efficient access to legal and administrative services within the scope of support programme for the victims of human trafficking	Preparations are on-going	Ministry of Interior	First half of 2017
28	Fulfilling the requirements of organisation, administrative structure and infrastructure following the enactment of the legislation for establishing a border security organisation affiliated to Ministry of Interior	Completion of the necessary work regarding the establishment of border security organisation	Preparations are on-going	Ministry of Interior	First half of 2017
29	Drafting a Needs Analysis Report for Rural Area as regards the fight against terrorism	Complying with EU acquis and practices in the field of fight against terrorism	Preparations are on-going	Ministry of Interior	First half of 2017
30	Increasing the capacity of crime scene investigation	Increasing the crime scene investigation capacity in relevant fields, notably in crime scene photography, mobile criminal laboratories and identification of victims of natural disasters and catastrophes such as fire, earthquake and flood	At the stage of implementation	Ministry of Interior	Second half of 2017





No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
31	Strengthening the customs office's operational procedures for sea ports and its surveillance capacity	Strengthening the customs office's operational procedures for sea ports and its surveillance capacity; implementing pilot schemes	Preparations are on-going  Developing the customs office's operational procedures for sea ports and its surveillance capacity is covered in a project under IPA 2013 Programming and the tender procedures for the supply component are on-going. Preparations of a contract for the twinning component of the project to be implemented with a consortium with France are still on-going	Ministry of Customs and Trade	Second half of 2017
32	Establishing a new international in-service training unit	Complying with EU acquis and practices in terms of in-service trainings of police officers and cooperating with third countries in the field of training	Preparations are on-going	Ministry of Interior	First half of 2018
33	Strengthening the control capacity of Customs Office in airports	Increasing the administrative capacity of customs enforcement units; purchasing equipment for customs control in airports	Preparations are on-going  "Developing the control capacity of Customs Office in airports" project under IPA 2014 Programming is composed of supply and twinning components; and the preparations for technical specifications and project fiche are on-going	Ministry of Customs and Trade	First half of 2018



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
34	Carrying out work on the establishment of Asset Recovery Office (ARO) which will function under the coordination of Ministry of Justice and engage the representatives of relevant units	Contributing to the efficiency of ARO to be established for the purpose of strengthening the fight against the proceeds of crime through cooperation and coordination among relevant institutions	Preparations are on-going	Ministry of Interior Ministry of Justice Ministry of Finance Financial Crimes Investigation Board	First half of 2019
35	Establishing a Cybercrime Complaint System	Establishing a centre for processing citizens' applications and notifications and ensuring the centralization of data on cybercrime in accordance with the Council of Europe Convention on Cybercrime (ETS 185)	Preparations are on-going	Ministry of Interior	First half of 2019
36	Establishing a Centre of Excellence on Cybercrime	Establishing a centre of excellence on cybercrime for Balkan Countries	Preparations are on-going	Ministry of Interior	First half of 2019
37	Establishing the Gendarmerie Information System for Training	Ensuring rapid access to information by gendarmerie staff trainings on the EU acquis and practices in the field of fight against crime	Preparations are on-going	Ministry of Interior	First half of 2019



## CHAPTER 26: EDUCATION AND CULTURE

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### **CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS<sup>56</sup>:**

Screening Report for Chapter 26 on Education and Culture was communicated to Turkey on 26 April 2006 by the Austrian Presidency.

There is no opening benchmark for this Chapter.

Turkey submitted the Negotiation Position Paper to the European Commission on 25 May 2006.

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<sup>56</sup> Chapter 26 on Education and Culture cannot be opened to negotiations due to political blockage.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Law on the Ratification of UNESCO Convention on the Protection and Promotion of the Diversity of Cultural Expressions <sup>57</sup>	2005 UNESCO Convention on the Protection and Promotion of the Diversity of Cultural Expressions	Ratification of the Convention shall contribute to the enrichment of cultural policies of Turkey. Enhancing cooperation with the EU in the area of culture and aligning with the Union policies	Submitted to the Turkish Grand National Assembly	Ministry of Foreign Affairs	First half of 2016
2	New Law on Higher Education	<p>Communication from the Commission on supporting growth and jobs – an agenda for the modernisation of Europe's higher education systems (COM/2011/567)</p> <p>Communication from the Commission on Opening up Education: Innovative teaching and learning for all through new Technologies and Open Educational Resources (COM/2013/654)</p> <p>Communication from the Commission on European higher education in the world (COM/2013/499)</p>	Drafting a framework law that increases the training quality and the research capacity of the universities, concentrates on the activities in the field of entrepreneurship and innovativeness and that focuses on scientific autonomy, competition and responsibility towards society and the people.	Preparations are on-going	<p>Council of Higher Education</p> <p>Ministry of National Education</p> <p>Universities</p>	First half of 2016

<sup>57</sup> Law on the Ratification of UNESCO Convention on the Protection and Promotion of the Diversity of Cultural Expressions is also referred to in Chapter 23 - Judiciary and Fundamental Rights.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
3	Law on Regulation and Recognition of Professional Qualifications <sup>58</sup>	Directive 2005/36/EC on the recognition of professional qualifications	Facilitating the mobility of the individuals for the purposes of education and employment, and increasing international employability of Turkish labour	Preparations are on-going	Vocational Qualifications Authority	Second half of 2017

## 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	By-law on the establishment and working principles and procedures of Turkey's National Youth Council	Resolution of the Council and of the Representatives of the Governments of the Member States, meeting within the Council, on youth work (2010/C 327/01)  Council Resolution of 27 November 2009 on a renewed framework for European cooperation in the youth field (2010-2018) (2009/C 311/01)	Supporting active participation of young people in society in social, economic and political areas and supporting their personal development, contributing to policies to be developed in the area of youth, implementing national and international work and projects, helping coordination among organisations involved in the areas of young people and youth and increasing	Preparations are on-going	Ministry of Youth and Sports	Second half of 2016

<sup>58</sup> Preparation of the Draft Law on Recognition of Professional Qualifications is also referred to in Chapter 3 on Right of Establishment and Freedom to Provide Services.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
			participation of young people in decision making and implementation processes			
2	By-law on safeguarding of the intangible cultural heritage	UNESCO's 2003 Convention for the Safeguarding of the Intangible Cultural Heritage	Implementing efficiently the legislation on safeguarding of intangible cultural heritage in line with the fundamental principles of the EU on encouragement of cultural development and cultural diversity and safeguarding of the cultural heritage	Preparations are on-going	Ministry of Culture and Tourism	Second half of 2016
3	By-law on special education and guidance services	Title XII (Art. 165-167) of the Treaty on the Functioning of the European Union on development of quality education	Amending the current legislation according to international declarations, conventions and action plans	Preparations are on-going	Ministry of National Education	Second half of 2016
4	By-law on accreditation of education and training institutions <sup>59</sup>	Directive 2005/36/EC on the recognition of professional qualifications Recommendation of the European Parliament and of the Council of 23 April 2008 on the establishment of the European Qualifications	Accrediting the institutions/organisations offering trainings based on national qualifications by the accreditation institutions authorised by Vocational Qualifications	Preparations are on-going	Vocational Qualifications Authority	Second half of 2016

<sup>59</sup> By-law on accreditation of education and training institutions is also referred to in Chapter 3 on Right of Establishment and Freedom to Provide Services.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		Framework for lifelong learning (2008/C 111/01)	Institution, and granting Vocational Qualification Certificate to those completing the training programmes in accredited training institutions			

### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	National Strategy Document for Teachers	Preparing "National Strategy Document for Teachers" linked/associated with general and specific competencies of the teaching profession in order to increase/enhance the perception and status of teaching profession and to raise the qualities of the teachers. Putting the "National Strategy Document for Teachers" into practice.	Preparations are on-going	Ministry of National Education	First half of 2016
2	Establishing Higher Education Quality Council	Setting a "Higher Education Quality Council" in order to organize and carry out quality assessment and assurance work and accreditation work at the higher education institutions.	Preparations are on-going	Council of Higher Education Ministry of National Education Universities	First half of 2016



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
3	Referencing NQF with European Qualifications Framework (EQF) and Referencing Report <sup>60</sup>	Ensuring transparency of qualifications, promoting recognition of qualifications among different countries, ensuring comparison with other national qualifications frameworks	Following the issuing of “By-law on the Procedures and Principles regarding the Implementation of National Qualifications Framework and its Annex” in the Official Gazette of 19.11.2015 No. 29537 upon the Council of Ministers Decision No. 2015/8213, technical work was launched related to drafting the Referencing Report within the scope of National Qualifications Framework. The related work is being carried out by Vocational Qualifications Institution.	Vocational Qualifications Authority Council of Higher Education Ministry of National Education	Second half of 2016
4	Strengthening the infrastructure for apprenticeship training	Reviewing the apprenticeship training programme and incorporating it into the compulsory education. With a view to strengthening the infrastructure of apprenticeship training, extending the implementations/practices, based on vocational standards initiated to provide a chance to distance learning.	Preparations are on-going	Ministry of National Education  Ministry of Labour and Social Security  The Union of Chambers and Commodity Exchanges  Relevant NGOs	Second half of 2016

<sup>60</sup> Referencing NQF with European Qualifications Framework (EQF) and Referencing Report is also referred to in Chapter 3 on Right of Establishment and Freedom to Provide Services.





No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
5	Strategy document on professions to be prepared at national level	Conducting an inventory for professions regulated at the national level; preparing a work plan for professions which are not regulated by a legal arrangement; preparing a comprehensive strategy for establishing vocational qualifications for those professions after consulting all relevant institutions	Preparations are on-going	Vocational Qualifications Authority	Second half of 2017



## CHAPTER 27: ENVIRONMENT AND CLIMATE CHANGE

### CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS:

Chapter 27 on Environment and Climate Change was opened to accession negotiations on 21 December 2009 during the Swedish Presidency.

#### Closing Benchmarks:

1. Turkey adopts legislation aimed at transposing the EU's horizontal and framework environmental legislation, including its transboundary aspects
2. Turkey adopts legislation aimed at transposing the acquis in the field of water quality, notably its Framework Water Protection Law; establishes River Basin Protection Action Plans; and makes further significant progress in legislative alignment in this sector by adopting implementing legislation.
3. Turkey adopts legislation aimed at transposing the acquis in the field of industrial pollution control and risk management.
4. Turkey continues its alignment with the acquis in the remaining sectors of this Chapter, including nature protection and waste management, in line with the Plan for Setting up Necessary Administrative Capacities at National, Regional and Local Level and Required Financial Resources for Implementing the Environmental Acquis and demonstrates that it will be fully prepared to ensure the implementation and enforcement of the EU requirements at the date of accession
5. Turkey continues capacity building of the administrative bodies at all levels, including inspection services, in line with the Plan for Setting up Necessary Administrative Capacities at National, Regional and Local Level and Required Financial Resources for Implementing the Environmental Acquis, further improves coordination of work and demonstrates that all appropriate administrative structures will be in place in good time before accession to enable implementation and enforcement of the acquis in all sectors of this Chapter.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Law on Conservation of Nature and Biodiversity <sup>61</sup>	<p>Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora</p> <p>Directive 2009/147/EC of the European Parliament and of the Council of 30 November 2009 on the conservation of wild birds</p>	Regulating procedures and principles governing conservation and sustainable use of nature, natural habitats and biological diversity, raising awareness of nature and supporting activities to increase public contribution for environment protection	Submitted to the Turkish Grand National Assembly	Ministry of Forestry and Water Affairs	First half of 2016
2	Water Law	Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000 establishing a framework for Community action in the field of water policy (Water Framework Directive)	Making plans at the basin level for the protection, improvement, and sustainable utilisation of water resources; determining and monitoring the priorities with regard to usage and allocation of water resources and ensuring integrity in water management.	Preparations are on-going	Ministry of Forestry and Water Affairs	First half of 2016

<sup>61</sup> Law on Conservation of Nature and Biodiversity is also referred to in Chapter 22 on Regional Policy and Coordination of Structural Instruments.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
3	Law on the Ratification of Rotterdam Convention on the Prior Informed Consent Procedure for Certain Hazardous Chemicals and Pesticides in International Trade	Regulation (EU) 649/2012 of the European Parliament and of the Council of 4 July 2012 concerning the export and import of hazardous chemicals	Establishing a national decision making mechanism concerning the export and import of hazardous chemicals; and preventing the possible damage by certain hazardous chemicals on human health and environment.	Submitted to the Turkish Grand National Assembly	Ministry of Environment and Urbanisation	Second half of 2016
4	Environmental Liability Law	Directive 2004/35/EC of the European Parliament and of the Council of 21 April 2004 on environmental liability with regard to the prevention and remedying of environmental damage	Preventing and eliminating the environmental damage; and ensuring the financial compensation of the damage by the enterprises whose activities led to environmental damage.	Preparations are on-going	Ministry of Environment and Urbanisation	Second half of 2018

## 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	By-law amending the by-law on prevention of major industrial accidents and reducing their effects (OG: 30.12.2013/28867)	Directive 2012/18/EU of the European Parliament and of the Council of 4 July 2012 on the control of major-accident hazards involving dangerous substances, amending and subsequently repealing Council Directive 96/82/EC Text with EEA relevance	Updating the current by-law in order to ensure high level, effective and continuous protection with a view to preventing major industrial accidents in establishments having dangerous substances and minimizing the damages of potential accidents to human beings and environment	Preparations are on-going	Ministry of Labour and Social Security Ministry of Environment and Urbanisation	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
2	By-law on fluorinated greenhouse gases	Regulation (EC) No 842/2006 of the European Parliament and of the Council of 17 May 2006 on certain fluorinated greenhouse gases  Regulation (EU) No 517/2014 of the European Parliament and of the Council of 16 April 2014 on fluorinated greenhouse gases and repealing Regulation (EC) No 842/2006	Increasing the national capacity with respect to fluorinated greenhouse gases, controlling the equipment relying on fluorinated greenhouse gases, controlling the import of fluorinated greenhouse gases, reporting their entry into market and import, training of the technical personnel and establishing an authorization system	Preparations are on-going	Ministry of Environment and Urbanisation	First half of 2016
3	By-law on substances that deplete the ozone layer	Regulation (EC) No 1005/2009 of the European Parliament and of the Council of 16 September 2009 on substances that deplete the ozone layer (Text with EEA relevance)	Updating the phase-out schedules of substances that deplete the ozone layer, including new substances that deplete the ozone layer in the by-law and introducing more comprehensive prohibitions by revising the By-law on reducing substances that deplete the ozone layer (OG: 12.11.2008/27052)	Preparations are on-going	Ministry of Environment and Urbanisation	First half of 2016
4	By-law on irrigation water loss and leakages	Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000 establishing a framework for Community action in the field of water policy (Water Framework Directive)	Regulating procedures and principles governing effective and efficient use of irrigation water, prevention of overuse of water resources, reduction of water loss and leakages, provision of irrigation water and reduction of its usage costs	Preparations are on-going	Ministry of Forestry and Water Affairs	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
5	By-law on protection of drinking water basins	Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000 establishing a framework for Community action in the field of water policy	Regulating procedures and principles governing protection of quality and quantity of surface and ground water resources intended for human consumption	Preparations are on-going	Ministry of Forestry and Water Affairs	First half of 2016
6	Amending the By-law on control of waste batteries and accumulators (OG: 31.08.2004/25569)	Directive 2006/66/EC of the European Parliament and of the Council of 6 September 2006 on batteries and accumulators and waste batteries and accumulators and repealing Directive 91/157/EEC	Reducing the quantities of hazardous substances in the manufacturing of batteries and accumulators, regulating the collection of them apart from domestic waste, and also their shipment and disposal by revising the By-law on control of waste batteries and accumulators	Preparations are on-going	Ministry of Environment and Urbanisation	First half of 2016
7	By-law on protection of waters against pollution caused by nitrates from agricultural sources	Council Directive 91/676/EEC of 12 December 1991 concerning the protection of waters against pollution caused by nitrates from agricultural sources	Revising the By-law on protection of waters against pollution caused by nitrates from agricultural sources (RG:18.02.2004/25377) by integrating the Good Agricultural Practices Code	Preparations are on-going	Ministry of Food, Agriculture and Livestock	First half of 2016
8	By-law on registration, evaluation, authorization and restriction of the chemicals	Regulation (EC) No 1907/2006 of the European Parliament and of the Council of 18 December 2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH)	Ensuring registration, evaluation, authorisation and restriction of chemicals in order to guarantee high level protection of human health and environment; promoting	Preparations are on-going	Ministry of Environment and Urbanisation	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
			alternative methods for the evaluation of the substances in this process; and enhancing competitiveness and innovation			
9	By-law on persistent organic pollutants	Regulation (EC) No 850/2004 of the European Parliament and of the Council of 29 April 2004 on persistent organic pollutants and amending Directive 79/117/EEC	Protecting the environment and human health against negative effects of persistent organic pollutants (POPs)	Preparations are on-going	Ministry of Environment and Urbanisation	First half of 2016
10	By-law on strategic environmental assessment	Directive 2001/42/EC of the European Parliament and of the Council of 27 June 2001 on the assessment of the effects of certain plans and programmes on the environment (Strategic Environmental Assessment Directive - SEA)	Ensuring high level protection of environment; and making a strategical environmental evaluation in order to integrate environmental aspects during the drafting and approval process of plans and programmes with possible important negative effects on environment	Preparations are on-going	Ministry of Environment and Urbanisation	Second half of 2016
11	Amending the By-law on monitoring of surface waters and ground waters (OG: 11.02.2014/28910)	Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000 establishing a framework for Community action in the field of water policy (Water Framework Directive)	Re-arranging the list of chemical monitoring parameters in the By-law, following the finalisation of the specific pollutants list to be identified for Turkey	Preparations are on-going	Ministry of Forestry and Water Affairs	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
12	By-law on preparation, implementation and monitoring of the flood management plans	Directive 2007/60/EC of the European Parliament and of the Council of 23 October 2007 on the assessment and management of flood risks	Evaluating the flood risks at the level of basins in order to mitigate the negative effects of floods on human health, environment, cultural heritage and social and economic activities; and regulating the procedures and principles for the preparation, implementation and monitoring of flood management plans	Preparations are on-going	Ministry of Forestry and Water Affairs	Second half of 2016
13	By-law on the quality of irrigation water and reuse of waste water	Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000 establishing a framework for Community action in the field of water policy (Water Framework Directive)	Monitoring the quality of water resources used in irrigation, preventing the overuse of water resources, identifying the measures to be taken to improve the quality of water resources which are of poor quality, protecting the waste water from the receiving environments, improving the quality of waste water, regulating the principles and procedures on the quality criteria required for the reuse of waste water particularly for the purpose of irrigation.	Submitted to the Prime Ministry	Ministry of Forestry and Water Affairs	Second half of 2016





No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
14	Amending the By-law on surface water quality management (OG: 30.11.2012/28483)	Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000 establishing a framework for Community action in the field of water policy (Water Framework Directive)	Monitoring the quality of water resources used in irrigation, preventing the overuse of water resources, identifying the measures to be taken to improve the quality of water resources which are of poor quality, protecting the waste water from the receiving environments, improving the quality of waste water, regulating the principles and procedures on the quality criteria required for the reuse of waste water particularly for the purpose of irrigation.	Submitted to the Prime Ministry	Ministry of Forestry and Water Affairs	Second half of 2016
15	By-law on the identification and protection of sensitive water bodies and of areas affecting those bodies	Council Directive 91/271/EEC concerning urban waste-water treatment Council Directive 91/676/EEC of 12 December 1991 concerning the protection of waters against pollution caused by nitrates from agricultural sources Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000 establishing a framework for Community action in the field of water policy (Water Framework Directive)	Laying down the principles and procedures on the identification of vulnerable water bodies in terms of/with regard to nutrition elements and urban areas affecting the vulnerable water bodies, nitrata vulnerable zones, and on the measures to be taken required to improve the water quality of the vulnerable water bodies.	Preparations are on-going	Ministry of Forestry and Water Affairs Ministry of Environment and Urbanisation  Ministry of Food, Agriculture and Livestock	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
16	By-law on integrated environmental permit	Directive 2010/75/EU of the European Parliament and of the Council of 24 November 2010 on industrial emissions (integrated pollution prevention and control) (Chapter I and II)	Determining the procedures and principles for the implementation of the legislation on the integrated environmental permit	Preparations are on-going	Ministry of Environment and Urbanisation	Second half of 2017
17	By-law on limitation of emissions of volatile organic compounds due to the use of organic solvents in certain activities and installations	Directive 2010/75/EU of the European Parliament and of the Council of 24 November 2010 on industrial emissions (integrated pollution prevention and control) (Chapter V - New Version of the Council Directive 1999/13/EC of 11 March 1999 on the limitation of emissions of volatile organic compounds due to the use of organic solvents in certain activities and installations)	Determining the procedures and principles for the limitation of emissions of volatile organic compounds due to the use of organic solvents in certain activities and installations	Preparations are on-going	Ministry of Environment and Urbanisation	Second half of 2017
18	By-law on limitation of emissions of volatile organic compounds due to the use of organic solvents in certain paints and varnishes and vehicle refinishing products	Directive 2004/42/EC of the European Parliament and of the Council of 21 April 2004 on the limitation of emissions of volatile organic compounds due to the use of organic solvents in certain paints and varnishes and vehicle refinishing products and amending Directive 1999/13/EC	Determining the procedures and principles for the limitation of emissions of volatile organic compounds due to the use of organic solvents in certain paints and varnishes and vehicle refinishing products.	Preparations are on-going	Ministry of Environment and Urbanisation	Second half of 2017



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
19	By-law on control of volatile organic compound (VOC) emissions resulting from the storage of petrol and naphtha and their distribution from terminals to service stations	European Parliament and Council Directive 94/63/EC of 20 December 1994 on the control of volatile organic compound (VOC) emissions resulting from the storage of petrol and its distribution from terminals to service stations (Petrol Stage I)	Determining the procedures and principles for the control of volatile organic compound (VOC) emissions resulting from the storage of petrol and naphtha and their distribution from terminals to service stations	Preparations are on-going	Ministry of Environment and Urbanisation	Second half of 2017
20	Amending the By-law on air quality assessment and management (OG: 06.06.2008/26898)	Directive 2008/50/EC of the European Parliament and of the Council of 21 May 2008 on ambient air quality and cleaner air for Europe	Aligning with the ambient air quality parameters and limit values	Preparations are on-going	Ministry of Environment and Urbanisation	Second half of 2017
21	By-laws to be issued for the implementation of the Law on Conservation of Nature and Biodiversity	Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora  Directive 2009/147/EC of the European Parliament and of the Council of 30 November 2009 on the conservation of wild birds	Clarifying certain articles of the Law on the Conservation of Nature and Biodiversity; and ensuring the effective implementation of this Law	Preparations are on-going <sup>62</sup>	Ministry of Forestry and Water Affairs	Second half of 2017
22	By-law on management of the quality of bathing waters	Directive 2006/7/EC of the European Parliament and of the Council of 15 February 2006 concerning the management of	Monitoring the bathing water quality for the protection of human health and environmental quality;	Preparations are on-going	Ministry of Health  Ministry of	Second half of 2017

<sup>62</sup> It will be issued following the adoption of Draft Law on Conservation of Nature and Biodiversity



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		bathing water quality and repealing Directive 76/160/EEC	classification of bathing water quality according to new classification method; establishing the bathing water profiles and informing the public		Environment and Urbanisation Ministry of Forestry and Water Affairs	
23	By-law on export and import of hazardous chemicals	Regulation (EU) No 649/2012 of the European Parliament and of the Council of 4 July 2012 concerning the export and import of hazardous chemicals	Establishing a national decision making process concerning the export and import of hazardous chemicals; and preventing the possible damage by certain hazardous chemicals on human health and environment	Preparations are on-going	Ministry of Environment and Urbanisation Ministry of Economy	First half of 2018
24	By-law on support to the mechanism for monitoring greenhouse gas emissions	Regulation (EU) No 525/2013 of the European Parliament and of the Council of 21 May 2013 on a mechanism for monitoring and reporting greenhouse gas emissions and for reporting other information at national and Union level relevant to climate change and repealing Decision No 280/2004/EC	Determining the procedures and principles for the monitoring of greenhouse gasses in order to prepare an inventory of greenhouse gasses at national level	Preparations are on-going	Ministry of Environment and Urbanisation Ministry of Energy and Natural Resources Ministry of Transport, Maritime Affairs and Communications Ministry of	First half of 2018



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
					Food, Agriculture and Livestock  Turkish Statistical Institute  Ministry of Science, Industry and Technology  Ministry of Forestry and Water Affairs	
25	By-law on pollutant release and transfer register	Regulation (EC) No 166/2006 of the European Parliament and of the Council of 18 January 2006 concerning the establishment of a European Pollutant Release and Transfer Register and amending Council Directives 91/689/EEC and 96/61/EC	Establishing the infrastructure for "European Pollutant Release and Transfer Register (E-PRTR)" in Turkey	Preparations are on-going	Ministry of Environment and Urbanisation	Second half of 2018
26	By-law on ecolabels	Regulation (EC) No 66/2010 of the European Parliament and of the Council of 25 November 2009 on the EU Ecolabel	Establishing the national ecolabel system	Preparations are on-going	Ministry of Environment and Urbanisation	Second half of 2018



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
27	Amending the By-law on the Control of Air Pollution Caused by Industry (Official Gazette of 20.12.2014 No. 29211)	Directive 2010/75/EU of the European Parliament and of the Council of 24 November 2010 on industrial emissions	Aligning the By-law amending the By-law on the Control of Air Pollution Caused by Industry with the Industrial Emissions Directive Part/Chapter III.	Hazırlık aşamasında	Ministry of Environment and Urbanisation	First half of 2019
28	Amending the By-law on environmental inspections (OG: 21.11.2008/27061)	Directive 2010/75/EU of the European Parliament and of the Council of 24 November 2010 on industrial emissions (integrated pollution prevention and control) Chapter II (Article 23)	Regulating the procedures and principles for the environmental inspections, qualifications of the inspectors, and obligation of the industrial enterprise to establish environmental management department/to employ environmental consultants, within a period from the initiation of the activity or operation of the facility for the environmental protection until the end of the activity or closure of the facility.	Preparations are on-going	Ministry of Environment and Urbanisation	First half of 2019
29	By-law on petrol vapour recovery during refuelling of motor vehicles at service stations	Directive 2009/126/EC of the European Parliament and of the Council of 21 October 2009 on Stage II petrol vapour recovery during refuelling of motor vehicles at service stations (Petrol Stage II)	Determining the procedures and principles for the petrol vapour recovery during refuelling of motor vehicles at service stations	Preparations are on-going	Ministry of Environment and Urbanisation	First half of 2019



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
30	By-law on national emission ceilings	Directive 2001/81/EC of the European Parliament and of the Council of 23 October 2001 on national emission ceilings for certain atmospheric pollutants	Determining the national emission ceilings for atmospheric pollutants	Preparations are on-going	Ministry of Environment and Urbanisation	First half of 2019
31	By-law concerning the making available on the market and use of biocidal products	Regulation (EU) No 528/2012 of the European Parliament and of the Council of 22 May 2012 concerning the making available on the market and use of biocidal products	Ensuring high level protection of environment, animal and human health; and improving the market functioning by regulating the rules concerning the making available on the market and use of biocidal products	Preparations are on-going	Ministry of Health	First half of 2019
32	Communiqué on biological monitoring	Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000 establishing a framework for Community action in the field of water policy (Water Framework Directive)	Determining the procedures and principles for national biological monitoring studies	Preparations are on-going	Ministry of Forestry and Water Affairs	First half of 2018
33	Communiqué on export and import of hazardous chemicals	Regulation (EU) No 649/2012 of the European Parliament and of the Council of 4 July 2012 concerning the export and import of hazardous chemicals	Determining the procedures and principles for the export and import of hazardous chemicals	Preparations are on-going	Ministry of Economy Ministry of Environment and Urbanisation	First half of 2018
34	Communiqué on hydromorphological monitoring	Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000	Determining the procedures and principles for national hydromorphological	Preparations are on-going	Ministry of Forestry and Water Affairs	Second half of 2018



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		establishing a framework for Community action in the field of water policy (Water Framework Directive)	monitoring studies			

### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	Action Plan on Waste Water Treatment (AAEP)	Identifying the current situation on the provincial basis in terms of urban and industrial waste water treatment in Turkey; and determining the investment costs required for the urban infrastructure investments across Turkey	Preparations are on-going	Ministry of Environment and Urbanisation	First half of 2016
2	Turkey's First Biennial Report on Climate Change	Fulfilling the obligation regarding the preparation of biennial climate change reports and their submission to the UNFCCC secretariat	Preparations are on-going	Ministry of Environment and Urbanisation	First half of 2016
3	National Flood Management Strategy Document and Action Plan	Determining a result oriented policy on sustainable flood management supported by concrete objectives; defining the objectives in cooperation with responsible	Preparations are on-going	Ministry of Forestry and Water Affairs	Second half of 2016





No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
		institutions; determining the strategy and activities required for ensuring the coordination and participation of public sector, private sector, civil society organisations and scientific institutions			
4	National Clean Air Action Plan	Determining the risks in terms of air quality by identifying the current air quality conditions of Turkey and determining the measures to be taken at national level for the improvement of air quality and ensuring the implementation of these measures	National Clean Air Action Plan will be drafted in line with the clean air action plans of the provinces to be received at until the end of 2014.	Ministry of Environment and Urbanisation	Second half of 2016
5	Turkey Geographical Information Strategy and Action Plan	Preparing a geographical information systems strategy for Turkey and implementing the strategy through an action plan.	Preparations are on-going	Ministry of Development Ministry of Environment and Urbanisation	Second half of 2016
6	National Monitoring Network	Establishing the National Monitoring Network in accordance with the Water Framework Directive 2000/60/EC	Preparations are on-going	Ministry of Forestry and Water Affairs	Second half of 2016
7	Water Resources Modelling Strategy, Roadmap and Modelling Action Plan (MODEP)	Planning the modelling study until 2023 for the management of water resources in Turkey at level of basins with regard to quantity and quality, in accordance with the Water Framework Directive 2000/60/EC	Preparations are on-going	Ministry of Forestry and Water Affairs	Second half of 2017



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
8	Emissions Control Strategy Document	Establishing a roadmap to be followed in the determination and implementation process of emission ceilings; and determining the steps that should be taken by the relevant institutions	Preparations are on-going	Ministry of Environment and Urbanisation	Second half of 2017
9	Sewage Sludge Management and Action Plan of Turkey (TAÇYEP)	Identifying the current situation on the provincial and regional basis in terms of urban and industrial sewage sludge in Turkey; determining the required investment amounts by considering the appropriate methods and facilities for sewage sludge treatment, re-use/recycling and disposal of sewage sludge, on the provincial and regional basis	Preparations are on-going	Ministry of Environment and Urbanisation	Second half of 2017
10	River Basin Management Plans for 4 Pilot Basins	Converting the Basin Protection Action Plans to River Basin Management Plans in accordance with the Water Framework Directive 2000/60/EC; and enhancing the national capacity during this process	Preparations are on-going	Ministry of Forestry and Water Affairs	Second half of 2017
11	Revision of the National Implementation Plan for Water Framework Directive	Determining the details regarding the procedures, institutional structure and schedule for the implementation of the Water Framework Directive 2000/60/EC	Preparations are on-going	Ministry of Forestry and Water Affairs	Second half of 2017



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
12	Agricultural Action Plans for Nitrate Vulnerable Zones to be determined pursuant to By-law on protection of waters against pollution caused by nitrates from agricultural sources	Establishing action plans for the implementation of the By-law on protection of waters against pollution caused by nitrates from agricultural sources in Turkey	Preparations are on-going	Ministry of Food, Agriculture and Livestock	Second half of 2017
13	Regulatory Impact Assessment on Biocidal Products	Identifying the effects of the changes on the market and relevant parties, following the alignment with the Regulation (EU) No 528/2012 concerning biocidal products	Preparations are on-going	Ministry of Health	Second half of 2017



## CHAPTER 28: CONSUMER AND HEALTH PROTECTION

### CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS:

Chapter 28 on Consumer and Health Protection was opened to accession negotiations on 19 December 2007 during the Portuguese Presidency.

#### Closing Benchmarks:

1. Turkey revises its current legislation on general product safety and further amends its legislation on consumer protection in order to align with the acquis (including on consumer sales, unfair contract terms, distance selling, doorstep selling, price indication, package travel, timeshare, consumer credit, injunctions, distance marketing of financial services and unfair commercial practices) and demonstrates that adequate administrative structures and enforcement capacity, such as the necessary means to participate in the Community's Rapid Alert System (RAPEX), will be in place to implement them correctly by the time of accession.
2. Turkey adopts the legislation aiming at transposing the Commission implementing directives in the area of technical requirements for blood and blood components, traceability requirements and notification of serious adverse reactions and events and of a quality system for blood establishments. Turkey demonstrates that it will have the adequate administrative capacity to properly implement and enforce this legislation by the time of accession.
3. Turkey adopts the legislation aiming at transposing the acquis on tissues and cells, especially with regard to record keeping for 30 years, reproductive cells, reporting of serious adverse events and reactions, data protection and Standard operating procedures for processing and testing of cells and tissues. Turkey demonstrates that it will have the adequate administrative capacity to properly implement and enforce this legislation by the time of accession.
4. Turkey achieves substantive progress in transposing tobacco products regulation acquis, especially by focusing on high tar yields and oral tobacco, as well as in transposing the tobacco advertising acquis.
5. Turkey demonstrates that adequate institutional and administrative capacity will be in place to fulfil by the time of accession, EU reporting and coordination obligations including participation in the Early Warning Response System (EWRS) in the field of communicable diseases.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Law on Product Safety and Technical Regulations <sup>63</sup>	<p>Regulation (EC) No 765/2008 of the European Parliament and of the Council of 9 July 2008 setting out the Requirements for Accreditation and Market Surveillance Relating to the Marketing of Products and Repealing Regulation (EEC) No 339/93</p> <p>Decision No 768/2008/EC of the European Parliament and of the Council of 9 July 2008 on a common framework for the marketing of products</p> <p>Directive 2001/95/EC of the European Parliament and of the Council of 3 December 2001 on General Product Safety</p> <p>Regulation (EC) No 764/2008 of the European Parliament and of the Council of 9 July 2008 laying down Procedures relating to the Application of Certain National Technical Rules to Products Lawfully Marketed in Another</p>	Improving "conformity assessment and market surveillance systems" through the Law to be prepared in line with the amendments in the EU rules regarding "CE marking, notified bodies, accreditation, market surveillance, customs inspections of the products from third countries and free movement of goods within the non-harmonized area".	Preparations are on-going	Ministry of Economy	First half of 2016

<sup>63</sup> Law on Product Safety and Technical Regulations is also referred to in Chapter 1 on Free Movement of Goods.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		Member State and Repealing Decision No 3052/95/EC Council Directive 85/374/EEC of 25 July 1985 on the Approximation of the Laws, Regulations and Administrative Provisions of the Member States concerning Liability for Defective Products				

## 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Amending the By-law on organ and tissue transplantation services (OG: 01.02.2012/28191)	Directive 2010/53/EU of the European Parliament and of the Council of 7 July 2010 on standards of quality and safety of human organs intended for transplantation	Making arrangements in a number of areas including basic principles for organ quality and safety, organ and donor characterization, informed consent, organ transport procedures, storing data for 30 years for traceability, serious adverse event and reporting and protection of personal data	Preparations are ongoing	Ministry of Health	First half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
2	Amending the By-law on procedures and principles concerning the production type, labelling and inspection of tobacco products for the purpose of protection from harmful effects of tobacco products (OG: 06.01.2005/ 25692)	Directive 2014/40/EU of the European Parliament and of the Council of 3 April 2014 on the approximation of the laws, regulations and administrative provisions of the Member States concerning the manufacture, presentation and sale of tobacco and related products and repealing Directive 2001/37/EC	Aligning the current By-law with the relevant EU Directive	Preparations are on-going	Tobacco and Alcohol Market Regulatory Authority	First half of 2016
3	Amending the By-law on surveillance and control standards for communicable diseases (OG: 30.05.2007/ 26537)	2012/506/EU: Commission Implementing Decision of 8 August 2012 amending Decision 2002/253/EC laying down case definitions for reporting communicable diseases to the Community network under Decision No 2119/98/EC of the European Parliament and of the Council (notified under document C(2012) 5538)	Aligning with the relevant legislation through the elimination of differences with regard to case definitions of communicable diseases reporting of which is mandatory, as updated by Commission Implementing Decisions in 2012 and enhancing the reporting system in Turkey	Preparations are on-going	Ministry of Health	Second half of 2016
4	Amending the By-law on quality and safety of human tissues and cells and related centres (OG: 27.10.2010/ 27742)	Commission Directive 2012/39/EU of 26 November 2012 amending Directive 2006/17/EC as regards certain technical requirements for the testing of human tissues and cells 2010/453/EU: Commission	Setting standards for the technical materials used in testing of human tissues and cells and inspection and control measures thereof	Preparations are on-going	Ministry of Health	Second half of 2016



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
		Decision of 3 August 2010 establishing guidelines concerning the conditions of inspections and control measures, and on the training and qualification of officials, in the field of human tissues and cells provided for in Directive 2004/23/EC of the European Parliament and of the Council (notified under document C(2010) 5278)				
5	By-law on market surveillance <sup>64</sup>	Regulation (EC) No 765/2008 of the European Parliament and of the Council of 9 July 2008 setting out the Requirements for Accreditation and Market Surveillance Relating to the Marketing of Products and Repealing Regulation (EEC) No 339/93	Amending the By-law on market surveillance following the enactment of Draft Law on Product Safety and Technical Regulations	Preparations are on-going	Ministry of Economy	First half of 2017
6	By-law on general product safety <sup>65</sup>	Directive 2001/95/EC of the European Parliament and of the Council of 3 December 2001 on General Product Safety	Aligning the By-law on general product safety following the enactment of Draft Law on Product Safety and Technical Regulation	Preparations are on-going	Ministry of Economy Ministry of Customs and Trade	First half of 2017

<sup>64</sup> By-law on market surveillance is also referred to in Chapter 1 on Free Movement of Goods.

<sup>65</sup> By-law on general product safety is also referred to in Chapter 1 on Free Movement of Goods





No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
7	Making appropriate legislation with regard to serious cross-border threats to health	Decision No 1082/2013/EU of the European Parliament and of the Council of 22 October 2013 on serious cross-border threats to health and repealing Decision No 2119/98/EC	Epidemiological monitoring of cross-border threats to health, ensuring early warning and contributing to the responses to such threats	Preparations are on-going	Ministry of Health Disaster & Emergency Management Presidency  Ministry of Food, Agriculture and Livestock  Turkish Atomic Energy Authority	First half of 2019

### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	Work towards the safe blood supply	Contributing to the efforts to improve public health through safe blood supply and to ensure regular blood supply from voluntary donors	Work is on-going under the project titled Recruitment of Future Blood Donors under 2010 IPA programming of which the main beneficiaries are the Ministry of Health, Ministry of National Education and Turkish Red Crescent Society.	Ministry of Health  Ministry of National Education  Turkish Red Crescent Society	Second half of 2016



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
2	Improving the institutional capacity in the area of organ donation within the framework of EU acquis	Aligning with the relevant EU acquis on public health to increase cadaveric organ donation in Turkey and contributing to its practice and ensuring quality and safety standards for organ donation and transplantation	Work is on-going under the project on alignment in organ donation under 2009 IPA programming	Ministry of Health	First half of 2016
3	Improving the institutional capacity in the area of tissue and cells within the framework of EU acquis	Contributing to Turkey's efforts towards ensuring the quality and safety of human tissues and cells from the donation until the transplantation and to improvement of the quality of hematopoietic stem cell transplantation and the work in this area.	Work is on-going under the project on the alignment in human tissues and cells under 2009 IPA programming	Ministry of Health	Second half of 2016



## CHAPTER 29: CUSTOMS UNION

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### **CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS<sup>66</sup>:**

Screening Report for Chapter 29 on Customs Union was communicated to Turkey on 11 May 2007 by the German Presidency.

#### Opening Benchmark:

1. Elimination of the customs duty relief by Turkey for those goods covered by Decision 1/95 of the EC-Turkey Association Council sold in duty-free shops to travellers entering into its customs territory.

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<sup>66</sup> Chapter 29 on Customs Union cannot be opened to negotiations due to political blockage.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Amending Customs Law No.4458 (OG: 04.11.1999/23866)	Regulation (EU) No 952/2013 of the European Parliament and of the Council of 9 October 2013 laying down the Union Customs Code	Aligning with the EU legislation on Union Customs Code, through the adoption of New Customs Law of Turkey	Preparations are on-going	Ministry of Customs and Trade	Second half of 2017

### 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Amending the By-law on customs (OG: 07.10.2009/27369-bis)	Delegated and Implementing Acts of the European Commission related to the Union Customs Code <sup>67</sup>	Determining the implementation procedures through secondary legislation following the adoption of the New Customs Law	Preparations are on-going	Ministry of Customs and Trade	Second half of 2019
2	Decree no 2006/10895 on the Procedures for the Implementation of Customs Union Established Between	Decision No 1/2006 of the EC-Turkey Customs Cooperation Committee on the Procedures for the Implementation of Customs Union Established Between	Revision and simplification of the legislation in question	Preparations are on-going	Ministry of Customs and Trade	First half of 2016

<sup>67</sup> According to the second paragraph of the Article 288 of the Regulation No 952/2013 on the Union Customs Code, the relevant Acts of the European Commission are envisaged to be published by 1 June 2016 at the latest.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
	Turkey and the European Community (Tariff Classification Decisions)	Turkey and the European Community				
3	Amending the General Communiqué on customs (Tariff Classification Decisions - Serial No: 17) (OG: 12.10.2014/ 25636)	Miscellaneous explanatory notes to the combined nomenclature of the European Union <sup>68</sup>	Alignment and updating with the Combined Nomenclature of the EU including the miscellaneous explanatory notes	Preparations are on-going	Ministry of Customs and Trade	Second half of 2016

### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	Implementation of Single Window System in customs transactions	Realizing and controlling the proceedings of any permission, document and validation issued by relevant institutions and used in customs transactions, through Single Window System, the preparations of which are on-going. Single Window System is comprised of the e-document stage which ensures the centralisation of all the external trade transactions, and the e-application stage which ensures the centralisation of all the	Single Window System will be implemented at two stages, e-document and e-application. The e-document stage is being implemented with 13 other institutions as of 14.01.2014.	Ministry of Customs and Trade	First half of 2016

<sup>68</sup> The legislation will be amended following the publication of the consolidated Miscellaneous Explanatory Notes to the Combined Nomenclature by the European Commission.



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
		requests regarding other institutions. By this means, documents will be controlled electronically, the efficiency of the controls will be enhanced and user errors will be removed.			
2	Reinforcing the removal, reimbursement and collection of customs debts	Improving the legislation of Turkey on customs in line with the EU standards, within the framework of more effective implementation of Union Customs Code	Work is on-going with respect to the removal, reimbursement and collection of customs debts component of Modernization of Turkish Customs Administration VIII Project under Instrument for Pre-accession (IPA) Accordingly, it is aimed to eliminate the problems encountered during the collection of customs duties and to increase the customs duty revenues	Ministry of Customs and Trade	Second half of 2016
3	Improving institutional re-building and human resources management	Identifying the strategical goals, institutional strategy and workflow process; modernising the human resources management; establishing prototype local customs administrations; improving institutional information management infrastructure; and establishing institutional performance management infrastructure	Work is on-going with respect to the institutional re-building and human resources management component of Modernization of Turkish Customs Administration VIII Project under Instrument for Pre-accession (IPA)	Ministry of Customs and Trade	Second half of 2017



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
4	Ensuring the technical and administrative improvement of customs laboratories	Developing Customs Laboratories Quality Management System in accordance with ISO/IEC 17025 standard; and therefore, aligning the methods of all Turkish Customs Laboratories approved in different industrial fields with the customs tariff classifications	Work is on-going with respect to the technical and administrative improvement of customs laboratories component of Modernization of Turkish Customs Administration VIII Project under Instrument for Pre-accession (IPA)	Ministry of Customs and Trade	Second half of 2017
5	Ensuring more efficient protection of intellectual property rights at customs through trainings, workshops and seminars as well as supplying new equipment	Further aligning the national legislation on customs enforcement of intellectual property rights with the EU legislation, enhancing technical and administrative capacity in the fight against counterfeiting and piracy	Work is on-going with respect to the customs enforcement of intellectual property rights component of Modernization of Turkish Customs Administration VIII Project under Instrument for Pre-accession (IPA)	Ministry of Customs and Trade	First half of 2018



## CHAPTER 30: EXTERNAL RELATIONS

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### **CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS<sup>69</sup>:**

Screening Report for Chapter 30 on External Relations has not been officially communicated to Turkey.

According to the unofficial information, one opening benchmark is envisaged for this Chapter.

1. Turkey should be making full use of consultation mechanism of the Customs Union. Making consultations with a view to ensuring coherence of Turkey's position with European Community in multilateral negotiations, in particular in the World Trade Organizations, on trade in goods.

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<sup>69</sup> Chapter 30 on External Relations cannot be opened to negotiations due to political blockage.





## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	The Law Approving the Ratification of the Free Trade Agreement between Turkey and Moldova	Aligning with the free trade agreements that EU has concluded with third countries	Concluding similar agreements with the countries that EU has concluded free trade agreements, within the scope of the obligation for adopting the EU's preferential trade regime	A free trade agreement has been concluded with Moldova and domestic approval process for putting the Agreement in force continues in both countries.	Ministry of Economy	Second half of 2016

### 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	By-law on implementation of Regional Convention on Pan-Euro-Mediterranean Preferential Rules of Origin	2013/94/EU: Council Decision of 26 March 2012 on the conclusion of the Regional Convention on Pan-Euro-Mediterranean Preferential Rules of Origin	Aligning with the relevant EU Decision and undertaking preferential trade regime within the context of the EU common commercial policy	Preparations are on-going	Ministry of Customs and Trade	First half of 2016
2	By-law on protocols of origin annexed to the free trade agreements between Kosovo, Moldova and Malaysia	Protocols of origin annexed to the free trade agreements between the EU and relevant countries	Undertaking preferential trade regime within the context of the EU common commercial policy	Preparations are on-going	Ministry of Customs and Trade	Second half of 2017



## CHAPTER 32: FINANCIAL CONTROL

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### CURRENT SITUATION IN THE ACCESSION NEGOTIATIONS:

Chapter 32 on Financial Control was opened to accession negotiations on 26 June 2007 during the German Presidency.

Closing Benchmarks:

1. Adoption and implementation of PIFC legislation and of the relevant policies in accordance with the comprehensive PIFC policy paper to be adopted, supported by adequate implementation capacities.
2. Adoption and implementation of policies and legislation to guarantee the functioning of the Turkish Court of Accounts in line with the INTOSAI standards and guidelines.
3. Alignment of the Turkish Criminal Code with the protection of the EU's financial interests (PIF) Convention and its protocols
4. Setting up an effective and efficient coordination service to guarantee the fulfilment of obligations arising from article 280 (3) of the treaty establishing the European community and application of the provisions of Regulation (EC) No. 2185/96 concerning the on-the-spot checks and inspections carried out by the Commission, in particular the obligations of assistance to Commission inspectors from the day of accession at the latest
5. Legislative and administrative alignment with Council Regulation 1338/2001 laying down measures necessary for the protection of the Euro against counterfeiting, applicable from the day of accession at the latest.
6. Legislative and administrative alignment with Council Regulation (EC) No. 2182/2004 concerning medals and tokens similar to euro coins, applicable from the day of accession at the latest.



## MEASURES TO BE TAKEN IN THE FORTHCOMING PERIOD:

### 1- PRIMARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	Amending Public Financial Management and Control Law No. 5018 (OG: 24.12.2003/ 25326)	Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council of 25 October 2012 on the financial rules applicable to the general budget of the Union and repealing Council Regulation (EC, Euratom) No 1605/2002	Improving implementation of Law no. 5018 through amending "internal control" and "internal audit" arrangements of public sector	Preparations are on-going	Ministry of Finance	Second half of 2016
2	The Law Amending the Decree Law No. 234 on the establishment and duties of General Directorate of Mint and Printing Office (OG: 18.06.1984/ 18435)	Council Regulation (EC) No 2183/2004 of 6 December 2004 extending to the non-participating Member States the application of Regulation (EC) No 2182/2004 concerning medals and tokens similar to euro coins	Introducing legal arrangements, for the protection of the euro against counterfeiting, with regard to medals and tokens similar to euro coins, produced by the private sector	Preparations are on-going	Undersecretariat of Treasury	Second half of 2017
3	Amending the Law No. 1264 on the Production Of Coins And Medals (OG: 06.06.1970/ 13512)	Council Regulation (EC) No 2183/2004 of 6 December 2004 extending to the non-participating Member States the application of Regulation (EC) No 2182/2004 concerning medals and tokens similar to euro coins	Introducing legal arrangements, for the protection of the euro against counterfeiting, with regard to medals and tokens similar to euro coins, produced by the private sector	Preparations are on-going	Undersecretariat of Treasury	Second half of 2017



## 2- SECONDARY LEGISLATION

No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
1	By-law on the Establishment, Duties and Works of the Interpol Europol Department of Turkish National Police and Provincial Branches <sup>70</sup>	Regulation (EC) No 1338/2001 of 28 June 2001 laying down measures necessary for the protection of the euro against counterfeiting and Regulation (EC) No 1339/2001 of 28 June 2001 extending the effects of Regulation (EC) No 1338/2001 laying down measures necessary for the protection of the euro against counterfeiting to those Member States which have not adopted the euro as their single currency	Improving the centralization of information on Euro counterfeiting by regulating the work flows of National Central Office (NCO)	Preparations are on-going	Ministry of Interior	Second half of 2016
2	Amending the procedures and principles on internal control and ex-ante financial control (OG:31.12.2005/26040-3 <sup>rd</sup> bis)	Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council of 25 October 2012 on the financial rules applicable to the general budget of the Union and repealing Council Regulation (EC, Euratom) No 1605/2002	Consolidation and simplification of secondary legislation on internal control system established for aligning with the EU	Preparations are on-going	Ministry of Finance	First half of 2016

<sup>70</sup> By-law on the Establishment, Duties and Works of the Interpol Europol Department of Turkish National Police and Provincial Branches is also addressed to in Chapter 24 on Justice, Freedom and Security.



No	Name of the legislation to be amended/enacted	EU legislation to comply with	Objective	Current stage	Responsible Institution	Period of Publication
3	Amending the Communiqué on Public Internal Control Standards (OG: 26.12.2007/26738)	Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council of 25 October 2012 on the financial rules applicable to the general budget of the Union and repealing Council Regulation (EC, Euratom) No 1605/2002	Aligning the Public Internal Control Standards with the Internal Control Guide which was updated by COSO in 2013	Preparations are on-going	Ministry of Finance	First half of 2016
4	Amending the By-law on the production and sale of coins and medals (OG: 26.09.1996/22769)	Council Regulation (EC) No 2183/2004 of 6 December 2004 extending to the non-participating Member States the application of Regulation (EC) No 2182/2004 concerning medals and tokens similar to euro coins	Introducing legal arrangements, for the protection of the euro against counterfeiting, with regard to medals and tokens similar to euro coins, produced by the private sector	Preparations are on-going	Undersecretariat of Treasury	Second half of 2017

### 3- INSTITUTION BUILDING AND OTHER WORK (Strategy Documents, Action Plans etc.)

No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
1	Organising a workshop on internal audit and inspection in public sector	Organising a workshop with broad participation in cooperation with OECD-SIGMA in order to analyse the EU Member States' practices with respect to internal audit and inspection functions which are to be included in Public Internal Financial Control Policy Paper that constitutes the first closing benchmark of the Chapter	Preparations are on-going	Ministry of Finance Prime Ministry Inspection Board Internal Audit Coordination Board Ministry for EU Affairs	First half of 2016



No	Institution building/other work	Objective	Current stage	Responsible Institution	Start of the implementation
2	Publishing Public Internal Financial Control Policy Paper	Developing a roadmap in public internal financial control established in line with EU, and meeting relevant closing benchmark	Preparations are on-going	Ministry of Finance	Second half of 2016
3	Drafting audit reporting guidelines to ensure that the reports to be prepared at the end of each auditing process will meet the expectations of TGNA and the public <sup>71</sup>	Strengthening the reporting capacity of Turkish Court of Accounts, providing the public and the Parliament with sound and reliable information on better utilisation of public resources, and thus, contributing to closing relevant benchmark on external audit	Preparations are on-going	Turkish Court of Accounts	Second half of 2016
4	Aligning with the EU practices of Counterfeit Banknotes Monitoring System (SBIS)	Aligning the process pursued in fight against counterfeiting and input and inquiry parameters regarding monitoring process with EU practices to enhance the efficiency of SBIS serving under Central Bank for protection of the Euro against counterfeiting	Preparations are on-going	Central Bank of Turkey	Second half of 2017
5	Aligning with the EU practices of Counterfeit Coins Monitoring System (SMPSIS)	Developing inquiry and reporting modules and thus enhancing the efficiency of SMPSIS which is used for the protection of the Euro against counterfeiting and aligning SMPSIS with EU practices	Preparations are on-going	Undersecretariat of Treasury	Second half of 2017

<sup>71</sup> Drafting audit reporting guidelines to ensure that the reports to be prepared at the end of each auditing process will meet the expectations of TGNA and the public is also referred to in Chapter 23 on Judiciary and Fundamental Rights.



**REPUBLIC OF TURKEY  
MINISTRY FOR EU AFFAIRS**

Mustafa Kemal Mahallesi  
2082. Cadde No: 4 06530 100. Yil  
Çankaya / ANKARA / TURKEY  
Phone: +90 (312) 218 13 00  
Fax : +90 (312) 218 14 64  
[www.ab.gov.tr](http://www.ab.gov.tr)