

**Turkish Competition
Authority:
Legal Framework,
Organizational
Structure and Powers**

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Outline

- Turkish Competition Authority
- Legal Framework
- Organizational Structure

TURKISH COMPETITION AUTHORITY (TCA)

Center: Ankara (Capital)

Founded in 1997



TCA

- Public legal personality
- Administrative and financial autonomy
 - The TCA is independent in fulfilling its duties
 - Revenues - Payments to be made by four per ten thousand of the capitals of all partnerships to be newly established with the status of an incorporated and limited company, and that of the increase portion in case of capital increase
- Relations with Ministry of Trade

Legal Framework

- Constitutional grounds - Article 167
 - *The State shall take measures to ensure and promote the sound, orderly functioning of the money, credit, capital, goods and services markets; and shall prevent the formation, in practice or by agreement, of monopolies and cartels in the markets.*
- Law on Protection of Competition No. 4054 of 13 December 1994 (Competition Act)

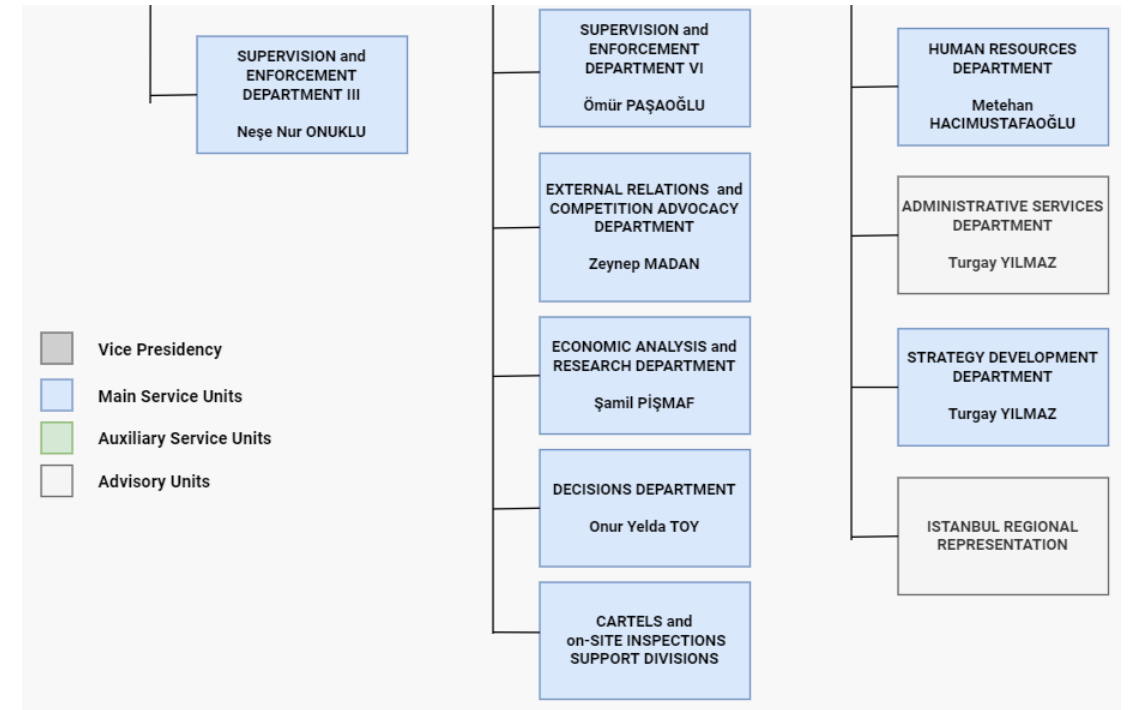
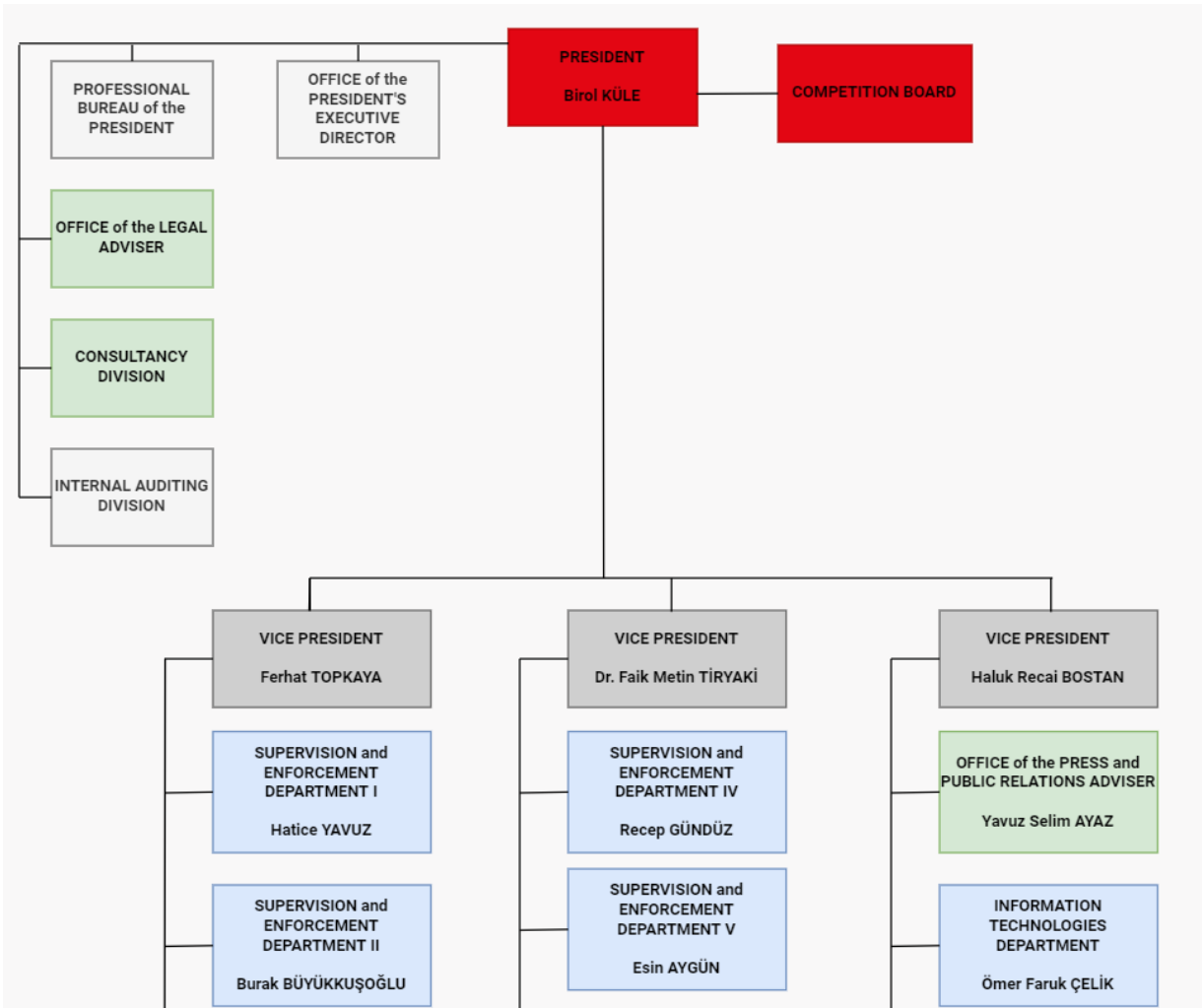
TCA- Competition Board

- Competition Board
 - Decision making body of the TCA
 - 7 members elected by the Council of Ministers
 - Term of office: 6 years
 - Qualifications for Competition Board membership
 - Education, 10 years experience, etc.

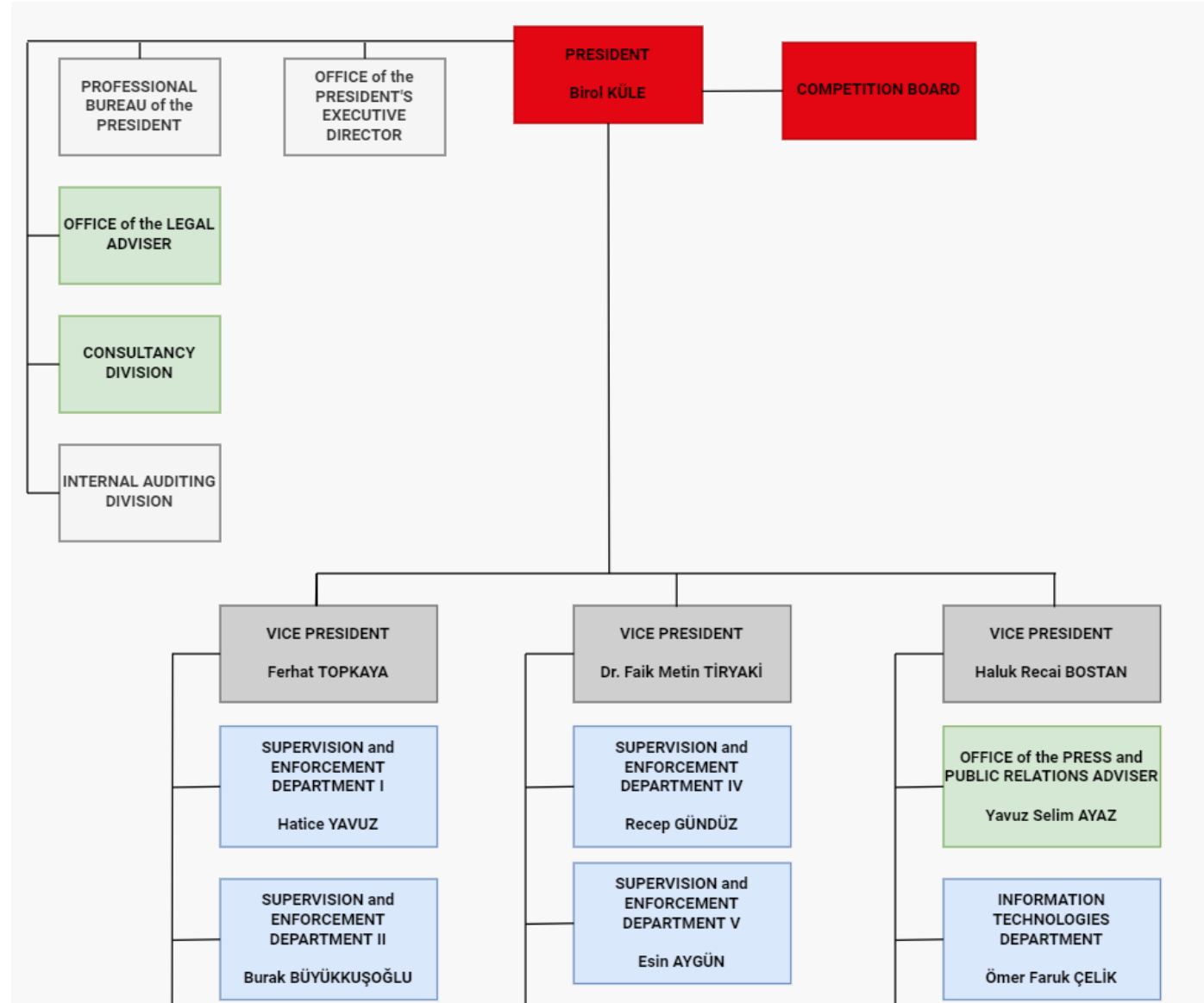
TCA- Board Powers

- Powers
 - Request for information
 - On-the-spot inspections
 - Fines (substantive & procedural)
 - Leniency
 - Structural and behavioral remedies
 - Interim measures

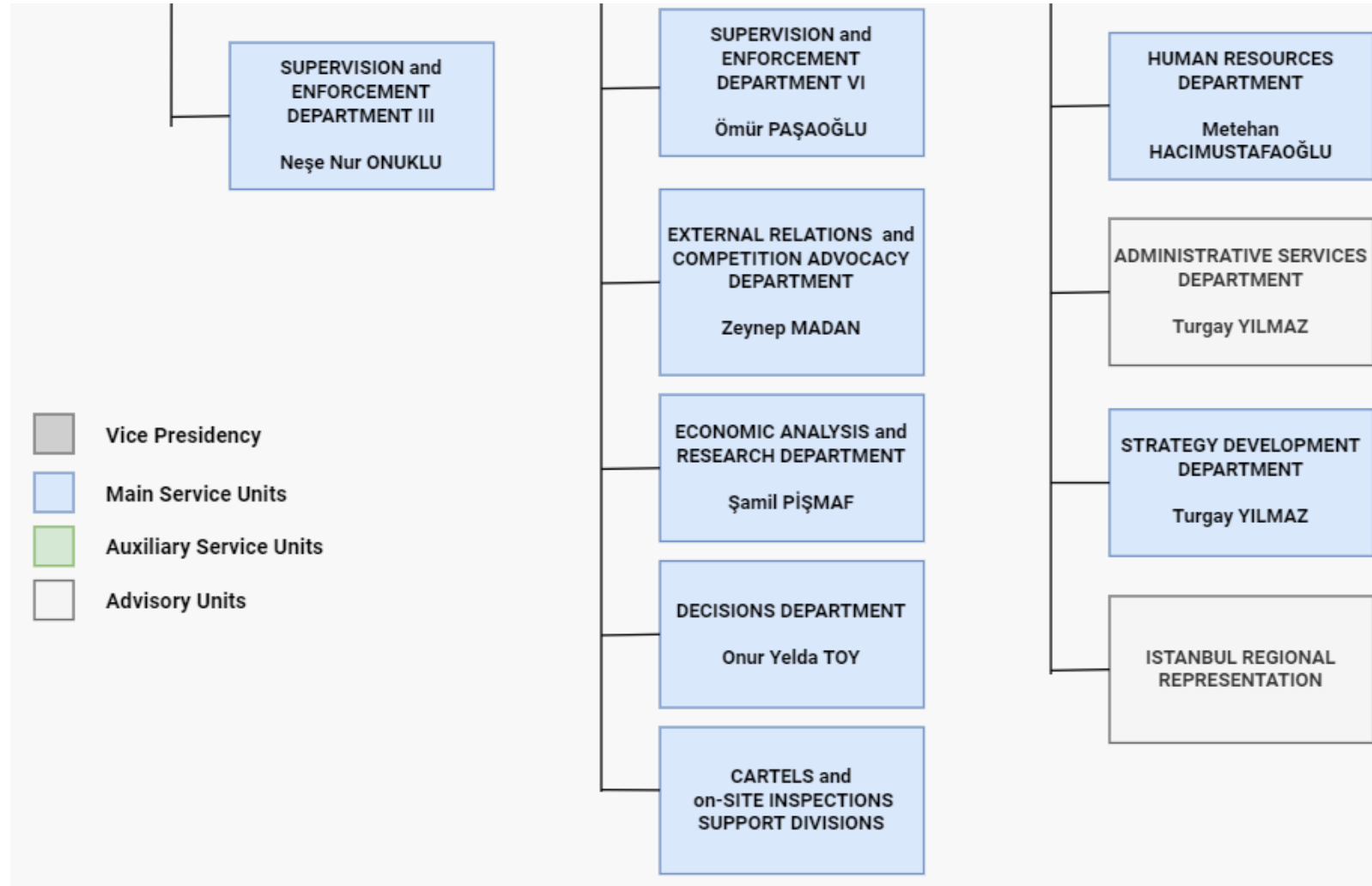
Organizational Structure



Organizational Structure (Contd.)

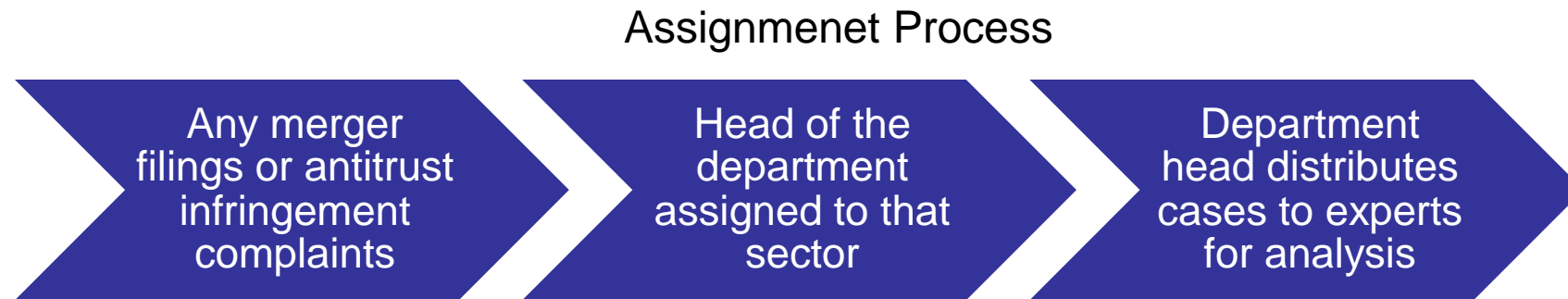


Organizational Structure (Contd.)



TCA- Structure

TCA was not structured as to assign staff with respect to competition enforcement activities. Rather the non-administrative (expert) staff is divided into 6 main enforcement departments which are assigned sectoral areas.



There is also NAC Staff employed in External Relations, Training and Competition Advocacy; Information Management, Strategy Development; Decisions and Legal Departments.

Questions?

Thank you