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Committee on Safeguards

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**NOTIFICATION OF LAWS, REGULATIONS AND
ADMINISTRATIVE PROCEDURES RELATING
TO SAFEGUARD MEASURES**

TURKEY

Supplement

The following communication, dated 16 December 2013, is being circulated at the request of the Delegation of Turkey.

This is to notify the WTO Secretariat that, pursuant to Article 12.6 of the Agreement on Safeguards, the amendment in Turkey's legislation on safeguard measures has recently been promulgated. Please find enclosed the unofficial translation of Regulation on Amendment of the Regulation on Safeguard Measures for Imports published in the Official Gazette No 28836, dated 29 November 2013.

The Regulation amends the existing legislation enclosed in WTO document G/SG/N/1/TUR/3, circulated on 16 July 2004.

Unofficial Translation

**REGULATION ON AMENDMENT OF THE REGULATION
ON SAFEGUARD MEASURES FOR IMPORTS**

ARTICLE 1 - Subparagraphs (a) and (b) of Paragraph 1 of Article 2 of the Regulation on Safeguard Measures for Imports published in the Official Gazette No 25486 dated 8/6/2004, is amended as follows:

"a) Ministry: The Ministry of Economy

b) Directorate General: Directorate General of Imports"

ARTICLE 2 - "30 (thirty)" statement in Paragraph 1 of Article 4 of the Regulation is amended as "forty" and Paragraph 6 of the same article is amended as follows:

"The investigation shall be carried out by the Directorate General and completed within nine months. This period shall be extended for six months if deemed necessary."

ARTICLE 3 - Paragraphs 3 and 4 of Article 11 of the Regulation is amended as follows:

"The duration of the measure may be extended in accordance with the results of a new investigation to be initiated upon application or ex officio, provided it is determined that the safeguard measure continues to be necessary to prevent or remedy serious injury and there is evidence that the domestic producers are adjusting to the conditions of the internal market. An extended measure shall not be more restrictive than it was at the end of the initial period, and shall continue to be liberalized. The total period of application of a safeguard measure shall not exceed ten years for the members of the World Trade Organization (WTO).

No safeguard measure shall be applied again to the import of a product from any country that is a member of the WTO which has been subject to such a measure for a period of time equal half to that during which such measure had been previously applied, provided that the period of non-application is at least two years."

ARTICLE 4 - Paragraph 5 of the Article 12 of the Regulation is amended as follows:

"Board members shall not participate in the meetings, in case where it is determined that they have such relation with the parties concerned as defined in Article 248 of the Code of Civil Procedure No:6100 dated 12 January 2011."

ARTICLE 5 - "Undersecretary" statement in Paragraph 1 of the Article 14 of the Regulation is amended as "Ministry".

ARTICLE 6 - Article 17 of the Regulation is amended as follows:

"**Article 17** - The provisions of this Regulation shall be executed by the Minister of Economy."

ARTICLE 7 - This Regulation shall enter into force on the date of its publication.

ARTICLE 8 - The provisions of this Regulation shall be executed by the Minister of Economy.
