

## Türkiye Legal Update

March 2024

### Turkish Color of the Month

Born in Elazığ on the east of Türkiye, Saim Dursun, depicts, with the warm liveliness of light and color on his spatula, the true Anatolian picture uncovering the strong willpower of Turkish people and their joy of life despite hardship. Painter Saim Dursun passed away in August 13, 2021 at the age of 62.



© Saim Dursun

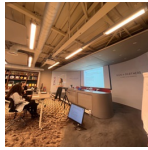
### Turkish Court of Cassation's Recent Approach to Public Policy in Enforcement and Setting-Aside of Foreign Arbitral Awards

Dispute Management

By Asena Aytuğ Keser and Kardelen Dorken

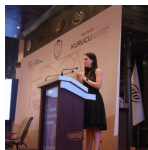
This article aims to explain the general rules for enforcement and setting-aside of foreign awards and compile recent court precedents on public policy criterion.

### News and Events



#### We Conducted Competition Training for ARTED

Begüm Yavuzdoğan Okumuş conducted a competition law training session for representatives of the member companies of the Association of Research-Based Medical Technologies Manufacturers (ARTED).



#### Zeynep Çağla Üstün and Cansu Evren were Speakers at the 12th Law Students Forum of Bilkent University Career in Law Club

Zeynep Çağla Üstün and Cansu Evren gave a speech on the basics of patent and trademark law at the 12th Law Students Forum organised by Bilkent University Career in Law Club.



#### We Attended the 7th Mergers and Acquisitions in the Technology Sector Conference in Barcelona

7th Mergers and Acquisitions in the Technology Sector Conference, were held in Barcelona on 14-15 Mar 2024.

### Does Artificial Intelligence Tell the Truth?

Technology, Media and Telecom

By Baran Güney

The ads, which are created using artificial intelligence, might be misleading due to outdated and inaccurate data received data from unreliable sources.

### Jurisdictional Conflicts in Global FRAND Cases and the EU's WTO Complaint against China for Alleged Violation of TRIPs

Patents and Utility Models

By Selin Sinem Erciyas and Beste Turan Kurtoğlu

European Union filed a consultation request before the WTO against China's controversial Anti-Suit Injunctions in SEP cases which led to jurisdictional battle between SEP owners and implementers.

### Boundaries of Competition in Labor Markets: An Analysis in Terms of No-Poaching Agreements and Ancillary Restraints Defense

Competition

By Begüm Yavuzdoğan Okumuş and Seda Takmaz

While competition issues in labor markets continue to remain in the spotlight, conducting a thorough analysis of no-poaching agreements in transactions or contracts one is involved in will enable the parties to reach an agreement that is not in violation of competition laws.

### Omnibus Law Amends Pharmaceutical Legislation

Life Sciences

By Dicle Doğan and Ece Ataseven

The Omnibus Law amended the legislation on pharmaceutical and clinical research, aiming for practicality and speed in implementation.

### The Use Criteria For The Recognition of Vested Right Claim Based on a Prior Trademark

Intellectual Property , Trademarks and Designs

By Uğur Aktekin, Utku Süngü and Bilge Ayperi Kemer

The Turkish Court of Cassation ruled that lack of genuine use of the "M..." trademark in class 44 prevents the establishment of a vested right, guiding trademark use importance in legal challenges.



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