

## Turkey Legal Update

May 2020

### Turkish Color of the Month

Born in Elazığ on the east of Turkey, 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.



By Saim Dursun ©

### How Do Insurance Contracts Respond to COVID-19 Outbreak?

Insurance and Reinsurance

By Pelin Baysal and Ilgaz Önder

It is time to take insurance policies out of the dusty shelves as these – if written in a farsighted manner - may indeed cover risks such as non-payment of the commercial receivables, business interruption or cancellation of events.

### News and Events



#### Legal500 EMEA 2020 Results

We are proud to have the “Top Tier” rankings in 5 out of 9 practice areas we are ranked by The Legal 500 and delighted that our 11 lawyers are listed in their practice areas.



#### Great Place to Work® Top Employers 2020 List

We are proud to be on the list in the first year we joined. Thank you to all our team members.



#### Webinar: Current Developments on Data Protection within the Scope of COVID-19

Begüm Okumuş, Selin Başaran Savuran and Umut Talay spoke at our webinar.



#### Key Developments and Predictions for Trademark Law in Turkey

Our paper provides an outline of the eight key issues regarding implementation of new rules by the IP Code and recent case law regarding the concepts that remain same or similar under the IP Code.

### Judicial Remedy Against Decisions Issued by Turkish Data Protection Board

Data Protection and Privacy

By Begüm Yavuzdoğan Okumuş and Selin Başaran Savuran

Personal Data Protection Law does not include an explicit provision concerning judicial remedy to be followed against the decisions of Personal Data Protection Board imposing administrative fines and this creates confusion in practice.

### Prohibition on Termination and Unilateral Unpaid Leave Enters Into Force

Employment

By Beril Yayla Sapan and Asena Aytuğ Keser

Due to COVID-19, termination of employment by employers is prohibited for three months, employers may impose unpaid leave unilaterally during this period and short-time working allowance will be paid before eligibility check is completed.

### Precautions to Be Taken in Clinical Trials Due to COVID-19

Life Sciences

By Dicle Doğan and Fatma Sevde Tan

Precautions in the field of clinical trials where taken by EMA and the Turkish Medicines and Medical Devices Agency in scope of COVID-19 measures.

### Trademarks with High Distinctiveness in Bad Faith Assessment

Trademarks and Designs

By Uğur Aktekin and Berrin Dinçer Özbey

The decision of Turkish Court of Appeals underlined that the distinctiveness of a well-known trademark should be taken into account for the bad faith assessment and highly distinctive phrases provides more effective and broader protection.



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