### GÜN + PARTNERS AVUKATLIK BÜROSU

# **Turkey Legal Update**

### November 2023

### **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.



### Developments Regarding the Renting of Residential Places for Tourism Purposes

Corporate and M&A , Construction and Real Estate By Begüm Yavuzdoğan Okumuş and Yalçın Umut Talay

Short-term rental of residential places have been regulated as expected and the relevant obligations will come into force as of January 1, 2024. Secondary legislation in relation to permit applications are not issued vet.

### **News and Events**



#### We Are the "Firm of the Year in Turkey" by WWL Awards 2023

We are pleased to announce that our firm has been recognized as the "Firm of the Year in Turkey" by Who's Who Legal.



#### We Hosted a Coctail Reception as part of the 2023 AIPPI World Congress

We were thrilled to host an unforgettable cocktail reception at the Bosphorus as part of the 2023 AIPPI World Congress in Istanbul.



## Our Lawyers Have Been Recognised as Mondaq **Thought Leading Authors**

We are delighted our lawyers have been recognised as Mondaq Thought Leading Authors at the Mondag Autumn 2023 awards

### **Turkish Constitutional Court Annuls** Advertisement Board's Power to **Block Access to Websites**

Technology, Media and Telecom By Baran Güney and Göksu Ayçıl Altınok

Turkish annuls Constitutional Court Advertisement Board's power to block access to websites reasoning that the structure of this administrative fine mechanism is unconstitutional for failing to satisfy the proportionality principle.

# Draft Regulation by Turkey's **Competition Authority: A Step** Forward in Cartel Transparency

Competition By Begüm Yavuzdoğan Okumuş and Seda Takmaz

The Competition Authority Has Published New Draft Regulation Concerning Active Cooperation for the Disclosure of Cartels.

## Regulatory Update in Turkey: **Prolonged Exclusion of Specific** Losses in Capital and Equity Assessments

Corporate and M&A By Görkem Bilgin and Edanur Atlı

The Period of the Regulation Stating that Certain Loss Items will not be Considered in the Calculation of Capital Loss and Negative Equity is Extended.

Patents and Utility Models , Intellectual Property

By Selin Sinem Erciyas and Zeynep Çağla Üstün

An evaluation on Turkey's possible position on inventorship of the AI in the light of the worldwide DABUS rulings.

## Can Trade Names Lead to Trademark Infringement in Turkey?

Trademarks and Designs, Intellectual Property

By Mutlu Yıldırım Köse, Baran Güney and Su Yücel

The Turkish Courts rule that the use of a trademark in a trade name will constitute trademark infringement not only when the trade name is used as a trademark, but also in cases where the use poses risk to the functions of the trademark.



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We are a full service law firm providing national and international businesses with transactional, advisory and dispute management services across a broad range of industry sectors in Turkey. All lawyers work in Turkish and English and majority of them also offering fluency in German and French.

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