

## Turkey Legal Update

january 2019

### Turkish Color of the Month

Born in Elazığ on the South 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.



## Mandatory Mediation for Commercial Receivables

Dispute Resolution

By Rıza Gümbüşoğlu, Asena Aytug Keser and Pınar Ece Bişkin

Some provisions of Turkish Commercial Code and Code of Mediation in Civil Disputes have been amended and Mediation has become a must in commercial receivables actions.

### Newsroom



**Better Justice Association and TÜRKONFED's Conference**  
Mehmet Gün shared his thoughts on "Structural Reforms for Judicial and Economic Development" on Dec 19, 2018 in Antalya.



**KnowledgeNet Chapter co-chair by the IAPP**  
We congratulate Begüm Yavuzdoğan Okumuş, CIPP/E, for becoming KnowledgeNet Chapter co-chair by IAPP.



**Design week Turkey**  
Berrin Dinçer spoke on Legal Protection of Designs at Design week Turkey - Design Talks on Nov 16, 2018 in Istanbul.

## Legitimate Interest in Turkish DPL Compared with GDPR and Directive

Technology, Media and Telecom

By Ozan Karaduman

Legitimate interest is a concept that plays an important role in the Directive 95/46/EC and the GDPR. Turkish DPL imported this concept from its EU counterparts with differences in the wording. This article analyses the implications of these differences in practice.

## Obligation to Apply for and Obtain Marketing Authorization is Regulated for the Drugs Supplied from Abroad on a Named Patient Basis

Life Sciences

By Özge Atılın Karakulak, Hande Hançar Çelik and Dicle Dogan

On 5 December 2018 an Omnibus Act has been published in the Official Gazette numbered 30616, introducing new procedures for drugs imported on a named patient basis.

## Court of Appeals Recognises Evidential Value of Agreement Restricting Parties' Rights to Trademark

Trademarks and Designs

By Uğur Aktekin and Can Tabak

In one of its decisions, the General Assembly of the Civil Court of Appeals held that an agreement between two parties restricting the use of a name can later prevent the registration of the same as trademark by one of the parties.