

LAW

LAW ON AMENDMENT OF CERTAIN LAWS

Law No. 7531 Date of Acceptance: 7/11/2024

ARTICLE 1- The phrase “from one thousandth and in any case one hundred Turkish liras” in the fourth paragraph of Article 111/b of the Execution and Bankruptcy Law No. 2004 dated 9/6/1932 has been amended as “from five thousandths and in any case one thousand Turkish liras” and the sixth paragraph has been amended as follows.

If a new bid is submitted within the last ten minutes of the auction, the auction will be extended by three minutes. If a new bid is submitted during the extension period, the auction will be extended by three minutes from the date of each new bid. If no new bid is submitted within the final extension period, the property will be tendered to the highest bidder. The total extension period cannot exceed one hour. The one-hour period may be shortened, extended, or removed by decision of the Ministry of Justice, and such decisions will be announced on the Ministry's official website.

ARTICLE 2 - The phrase "ten" in the first paragraph of the first article of the additional Law No. 2004 has been changed to "thousand" and the following paragraph has been added to the article.

"The increase in the monetary limit, which is the basis for the appeal and appeal legal remedy, due to revaluation, does not apply to the decisions re-issued following the annulment decisions of the regional court of justice or the reversal decisions of the Supreme Court of Appeals ; the monetary limits valid on the date of the first decision shall be taken as basis."

ARTICLE 3 - The phrase "thirty percent of the total score to be determined equally among the bar associations in that province, and the remainder" has been added to the sixth sentence of the fourth paragraph of Article 180 of the Attorneyship Law No. 1136 , dated 19/3/1969, after the phrase "of the total score to be determined".

ARTICLE 4- Clause (k) of the third paragraph of the additional article 41 of the Law on Higher Education No. 2547, dated 11/4/1981 , has been amended as follows; the following clauses and sentence have been added to the paragraph and the following clauses and sentence have been added to the fourth paragraph; the phrase “one hundred questions” in the second sentence of the sixth paragraph has been changed to “one hundred and twenty questions”; the phrase “Exams” in the seventh paragraph has been changed to “Adding new fields to the exams and exams” and the phrase “Presidency of Measurement, Selection and Placement Center” has been added after the phrase “Council of Higher Education” in the paragraph.

“k) Labor and Social Security Law,”

“p) International Law,

r) Private International Law,

s) General Public Law,”

“If necessary, new areas of law can be added to these areas by regulation.”

“ö) International Law,

p) Private International Law,

r) General Public Law,

s) Social Security Law,”

“If necessary, new areas of law can be added to these areas by regulation.”

ARTICLE 5 - The title "Increasing the monetary limits:" has been added to the additional article 1 of the Law No. 2576 on the Establishment and Duties of Regional Administrative Courts, Administrative Courts and Tax Courts dated 6/1/1982 and the article has been amended as follows .

ADDITIONAL ARTICLE 1 - 1. The monetary limits in Article 7 of this Law, which relate to cases to be resolved by a single judge , shall be applied annually by increasing them, effective from the beginning of the calendar year, according to the revaluation rate determined and announced pursuant to the provisions of Article 298 of Tax Procedure Law No. 213, dated January 4, 1961 , for the previous year. Portions of the limits determined in this manner that do not exceed one thousand Turkish Lira shall not be taken into account.

2. In determining the cases to be resolved by a single judge, the monetary limit on the date of the case shall be taken as basis, and in cases where the amount is increased, the monetary limit on the date of the increase shall be taken as basis.”

ARTICLE 6 - Article 100 of the Judges and Prosecutors Law No. 2802 dated 24/2/1983 has been amended together with its title as follows.

“The duties of justice inspectors:

ARTICLE 100 - The duties of justice inspectors are as follows:

a) To inspect whether the prosecutors carry out their administrative duties, the presidents and members of the justice commissions and the presidents and members of the regional expert committees in accordance with the law and other legislation, to investigate whether the persons concerned have committed crimes due to or during their duties, whether their behavior and actions are in accordance with their titles and duties, and to conduct investigations and inquiries about them when necessary.

b) To investigate whether judges and prosecutors working in the Ministry's central, provincial and foreign organizations and their affiliated and related institutions, in international courts or organizations, in other institutions, boards or organizations with temporary authority or assignment have committed crimes due to or during their duties, and whether their behavior and actions are in accordance with the requirements of their titles and duties, and to conduct investigations and inquiries about them when necessary.

c) To inspect the units within the Ministry's central and overseas organization when deemed necessary by the Minister.

ç) To inspect the directorates of enforcement offices, penal institutions and detention houses, personnel training centers of the Ministry of Justice, personnel training centers of penal institutions and detention houses, criminal goods deposit offices, local criminal record units, judicial support and victim services directorates, the Forensic Medicine Institution, group directorates and branch directorates affiliated to the Institution, foreign notary services and other units whose inspection by the justice inspector is foreseen in the legislation, and to conduct investigations and examinations about their officials when necessary.

d) To make the necessary investigations and research on issues related to legislative inadequacies and disruptions in practice in matters falling within its scope of duty and to make recommendations to the Ministry on the measures to be taken.

e) To express opinions on questions of the Ministry units, other ministries and public institutions and organizations that fall within the scope of the Inspection Board's duties, and to participate in meetings and other activities on these matters when necessary.

f) To perform similar duties specified in the law and other legislation or assigned by the Minister.

The working methods of justice inspectors and the procedures and principles regarding the conduct of audits, investigations, examinations and inquiries are regulated by regulations."

ARTICLE 7 - Article 101 of Law No. 2802, including its title, has been amended as follows.

"The powers of justice inspectors:

ARTICLE 101 - Justice inspectors have the following powers while performing their duties:

a) In research, investigation and inquiry, they may hear the testimony of those they deem necessary, take an oath, apply for rogatory proceedings when necessary, and collect the necessary information and evidentiary evidence directly from public institutions, boards and organizations.

b) In investigations and reviews, in addition to the powers granted by this Law, they may act in accordance with Law No. 5271; they may use all powers granted to them and the public prosecutor by law regarding the conduct of the investigation. The powers granted to the public prosecutor by Law No. 5271, in cases where delay is deemed permissible, are excluded from this provision.

c) UYAP and audio and video information systems can be used when necessary in auditing, researching, examining and investigating processes.

"Relevant institutions and individuals are obliged to provide all kinds of information and documents requested during the audits, investigations, reviews and inquiries to be conducted by justice inspectors."

ARTICLE 8 - The second paragraph of the additional article 14 of the Highway Traffic Law No. 2918 dated 13/10/1983 has been amended as follows and the following paragraphs have been added to the article.

"For the annotations on the registration of the vehicles within the scope of the first paragraph such as unsaleable, non-transferable, seizure, provisional lien, etc., the relevant institutions are notified that these vehicles will be sold and the sale process is initiated. All annotations on the vehicles are deemed to have been removed as of the date of sale without the need for any further action and the registration records, if any, are corrected accordingly."

If the chassis and/or engine serial numbers used to identify the vehicle being sold are missing, missing, or have been erased or damaged due to repairs or modifications, these deficiencies will be corrected by the selling institution in accordance with relevant legislation, and the vehicle will be ready for sale. However, any liens, warranties, or pledges on the vehicle's registration record will remain on the purchase price after the sale. Any outstanding debts, such as taxes, fines, or premiums, will remain with the previous owner, and ownership will pass to the owner free and clear of all debts and encumbrances.

From the amount paid to the file within the scope of the sale, after the expenses incurred for storage and sale, the expenses related to the determination and completion of the vehicle's identification numbers, and the payment of receivables arising in kind from the goods such as taxes, duties, or fees, the remaining amount, if it covers all creditors' receivables, will be distributed to the rightful owners in accordance with the provisions of Law No. 6183 on the Procedure for Collection of Public Receivables and the Execution and Bankruptcy Law No. 2004, dated June 9, 1932. If there is a remaining amount, this amount will be preserved, accrued in public banks, and paid to the rightful owners,

together with the interest, upon application within five years from the date of sale. If no application is made within five years, the said amounts will be recorded as revenue to the Treasury.

If the remaining amount paid to the file within the scope of the sale, after the expenses incurred for storage and sale, expenses related to the determination and completion of the numbers used for the identification of the vehicle and the receivables arising from the goods such as taxes, duties or fees, are not paid, it is sent to the relevant institution to be listed in order of priority.

ARTICLE 9 - Article 286 of the Turkish Civil Code No. 4721 dated 22/11/2001 has been amended as follows.

"ARTICLE 286 - The husband may refute the presumption of paternity by filing a lawsuit to deny paternity to the mother or child . This lawsuit is filed against other persons who have the right to file a lawsuit."

ARTICLE 10 - The phrase "Child" in the second paragraph of Article 289 of Law No. 4721 has been changed to "Mother from birth, child from birth".

ARTICLE 11 - The first paragraph of Article 291 of Law No. 4721 has been amended as follows.

"In cases where the husband dies or is declared missing or has permanently lost his power of discretion before the period for filing a lawsuit expires, the person claiming to be the father, the husband's descendants, mother or father, may file a lawsuit for denial of lineage within one year from the date they learned about the birth and the husband's death, his permanent loss of power of discretion or the decision to declare him missing ."

ARTICLE 12 - The fourth paragraph of Article 314 of Law No. 4721, which was annulled by the Constitutional Court, has been rearranged as follows.

"In the civil registry of minors who lack the capacity to distinguish, the names of the adopting spouses are recorded as the mother and father in joint adoptions; in single adoptions, the name of the adopter is recorded as the mother or father. This provision applies to other adopted persons upon their request."

ARTICLE 13 - The following article has been added to the Law No. 5235 on the Establishment, Duties and Powers of the Judicial Courts of First Instance and Regional Courts of Justice, dated 26/9/2004 , after Article 35.

"Legal offices division of labor review

ARTICLE 35/A - If the relevant civil chamber to which the file was sent for appeal review finds itself not competent to handle the division of labor after conducting a preliminary review within one month, it will forward the file, along with justification, to the relevant civil chamber it deems competent. A referral decision cannot be made regarding a file submitted after the one-month period or on the day of the hearing.

If the civil law department, upon receiving the referral decision, concludes that it lacks jurisdiction after conducting a preliminary review within two weeks, it will forward the file to the board of civil law department heads, including a decision on any requests for interim legal protective measures. A referral decision cannot be made after the two-week period. The decision regarding the division of labor made by the board following the preliminary review is final.

ARTICLE 14 - The following sentence has been added to the second paragraph of Article 73 of the Turkish Penal Code No. 5237 dated 26/9/2004 .

"However, in the case of insult, the investigation and prosecution of which depend on a complaint, the period for filing a complaint cannot exceed two years from the date of the act, in any way whatsoever."

ARTICLE 15 - The following subparagraph has been added to subparagraph (a) of the sixth paragraph of article 75 of Law No. 5237, after subparagraph (1), and the other subparagraphs have been renumbered accordingly.

"2. Insult (second paragraph of Article 125, subparagraphs (b) and (c) of the third paragraph and the fourth paragraph),"

ARTICLE 16- The phrase "in crimes and the crime of stalking (Article 123/A), conciliation" in the third paragraph of Article 253 of the Code of Criminal Procedure No. 5271 dated 12/4/2004 has been changed to "in crimes, the crime of stalking (Article 123/A) and the crime of insult (second paragraph of Article 125), conciliation" and the phrase "three days" in the fourth paragraph has been changed to "seven days"; the phrase "In case of conciliation, no action for compensation can be brought for the crime under investigation, except for damages that cannot be determined at the time of conciliation or that arise after conciliation" has been added to the beginning of the fifth sentence of the nineteenth paragraph; and the phrase "lawyers or persons who have received law education" in the twenty-fourth paragraph has been changed to "law faculty graduates".

ARTICLE 17 - The second paragraph of Article 254 of Law No. 5271 has been amended as follows.

"(2) If a reconciliation is reached, the court may dismiss the case if the defendant immediately fulfills his obligation as a result of the reconciliation. A stay is issued if the performance of the obligation is postponed to a later date, paid in installments, or is ongoing . The statute of limitations does not apply during the stay. If the requirements of the reconciliation are not fulfilled, the court will continue the trial from where it left off."

ARTICLE 18 - The following temporary article has been added to Law No. 5271.

"TEMPORARY ARTICLE 7 - (1) The regulation made in the second paragraph of Article 73 of Law No. 5237 by the Law establishing this article shall not apply to files that have entered the investigation or prosecution phase as

of the date this article enters into force.

(2) The amendment made to the third paragraph of Article 253 by the Law establishing this article and the amendment made to the sixth paragraph of Article 75 of Law No. 5237 shall not apply to files that are in the investigation or prosecution phase as of the date this article enters into force. These files shall be finalized in accordance with the provisions of the third paragraph of Article 253 before the amendment.

(3) The regulation made in the twenty-fourth paragraph of Article 253, by the Law establishing this article , shall not apply to those who passed the written conciliator examinations held before the effective date of this article. Such individuals may be registered in the conciliator registry and lists provided they meet the other requirements.

(4) The amendment made to the second paragraph of Article 254 by the Law establishing this article shall not apply to cases for which the announcement of the verdict has been postponed pursuant to the second paragraph of Article 254 as of the effective date of this article. These cases shall be concluded in accordance with the provisions of the second paragraph of Article 254 prior to the amendment.

ARTICLE 19 - The phrase "to the courthouses" in the first paragraph of Article 33 of the Child Protection Law No. 5395 dated 3/7/2005 has been changed to "to the directorate of legal support and victim services", the second paragraph has been changed to the following, and the phrase "of these officials" in the third paragraph has been changed to "of the social workers within the scope of the first paragraph" and the following sentence has been added to the paragraph.

"(2) Social workers who implement the measures within the scope of this Law and social workers assigned to courts who work within the Directorate of Legal Support and Victim Services shall be paid fifty percent of their gross monthly salary (including the additional indicator). This payment shall also be made to contract personnel working in civil servant positions with the same or similar titles , based on comparable personnel with the same years of service and educational background. This payment shall be made by the institution where the personnel in question holds the position or position."

"Those appointed in this manner shall not be paid separately within the scope of the second paragraph."

ARTICLE 20 - The phrase "from the participation share" in the first paragraph of Article 77 of the Foundations Law No. 5737 dated 20/2/2008 has been amended as "from the participation shares to be paid to public institutions and organizations and from the valued paper and transaction fees" and the second paragraph has been amended as follows, the fourth paragraph has been repealed, the phrase "excluding penalties and prohibition from tenders" has been added after the phrase "transactions" in the fifth paragraph and the sixth paragraph has been amended as follows.

The General Directorate is exempt from judicial fees listed in Law No. 492 on Fees, dated July 2, 1964. The General Directorate is not required to provide security for any lawsuits or matters, such as lawsuits, enforcement proceedings, and interim legal protection measures. This paragraph also applies to any lawsuits or matters, such as lawsuits, enforcement proceedings, and interim legal protection measures, in which the General Directorate is a party on behalf of the registered foundations it manages and represents.

" The procedures and principles regarding the rental of foundation cultural assets in return for restoration or repair are regulated by regulations."

ARTICLE 21 - The following additional article and Schedule have been added to the Law No. 6087 on the Council of Judges and Prosecutors dated 11/12/2010 .

"**ADDITIONAL ARTICLE 3-** (1) The positions of the members of the Board of Judges and Prosecutors, Secretary General, Deputy Secretary General, Chairman of the Inspection Board, Deputy Chairman of the Inspection Board, Chief Inspector of the Board, Board Inspector, Investigating Judge and Internal Auditor are regulated in the Staff Table No. (I) annexed to this Law."

"(I) SAYILI KADRO CETVELİ

KURUMU: HÂKİMLER VE SAVCILAR KURULU

TEŞKİLATI: MERKEZ

ÜNVANI	DERECESİ	ADEDİ
Üye	1	11
Genel Sekreter	1	1
Genel Sekreter Yardımcısı	1	5
Tefiş Kurulu Başkanı	1	1
Tefiş Kurulu Başkan Yardımcısı	1	3
Kurul Başmüfettişi	1	300
Kurul Müfettişi	1-5	250
Tetkik Hâkimi	1-5	100
İç Denetçi	1-5	3
TOPLAM		674

ARTICLE 22 - The phrase "ten" in the first paragraph of the additional article 1 of the Code of Civil Procedure No. 6100 dated 12/1/2011 has been changed to "thousand" and the following paragraph has been added to

the article.

"(3) The increase in the monetary limit, which is taken as the basis for the appeal and appeal legal remedy, due to revaluation, shall not be applied to the decisions re-issued upon the annulment of the regional court of justice or the reversal of the Supreme Court of Appeals ; the monetary limits valid on the date of the first decision shall be taken as basis."

ARTICLE 23 - The following additional article and Schedule have been added to the Law No. 6216 on the Establishment and Trial Procedures of the Constitutional Court dated 30/3/2011 .

"**ADDITIONAL ARTICLE 1-** (1) The positions of Constitutional Court members, rapporteurs and internal auditors are regulated in the Staff Table numbered (I) annexed to this Law."

“(I) SAYILI KADRO CETVELİ

KURUMU: ANAYASA MAHKEMESİ

TEŞKİLATI: MERKEZ

ÜNVANI	DERECESİ	ADEDİ
Üye	1	15
Raportör (Hâkim ve Savcı)	1-5	170
Raportör (Uzman Denetçi)	1	13
Raportör (Başdenetçi)	2	8
Raportör (Doçent)	1	4
Raportör (Doktor Öğretim Üyesi)	1	12
Raportör (Doktorasını Tamamlamış Araştırma Görevlisi)	5	10
Raportör (Raportör Yardımcısı)	3-5	50
İç Denetçi	1-5	3
TOPLAM		285

ARTICLE 24 - The following paragraph has been added to Article 17/B of the Law on Mediation in Legal Disputes No. 6325 dated 7/6/2012 .

"(6) One of the parties to the agreement document may request registration from the Land Registry Directorate after an enforceability annotation is issued. The Land Registry Directorate will fulfill the registration request without issuing an official deed after the necessary examination and evaluation stipulated in the legislation regarding the property."

ARTICLE 25- The phrase “even if this party is partially or fully proven right in the case, it shall be held responsible for the entire litigation expenses” in the first sentence of the eleventh paragraph of Article 18/A of Law No. 6325 has been changed to “even if this party is partially or fully proven right in the case, it shall be held responsible for half of the litigation expenses that the other party is obliged to pay.” and the second sentence has been changed as follows.

“In addition, half of the attorney fee determined in accordance with the Minimum Attorney Fee Tariff shall be awarded in favor of this party.”

ARTICLE 26 - The following paragraph has been added to Article 18/B of Law No. 6325.

"(5) One of the parties to the agreement document regarding the transfer of real estate or the establishment of limited real rights on real estate may request registration from the Land Registry Directorate after an enforceability annotation is issued. The registration request is fulfilled without the issuance of an official deed after the Land Registry Directorate has conducted the necessary examination and assessment stipulated in the legislation regarding the real estate."

ARTICLE 27 - The phrase "except for those who have twenty years of seniority in their profession" has been added after the phrase "to complete and" in subparagraph (e) of the second paragraph of Article 20 of Law No. 6325 .

ARTICLE 28 - The phrase “he/she shall be held liable for the entire litigation expense” in the first sentence of the twelfth paragraph of Article 3 of the Labor Courts Law No. 7036 dated 12/10/2017 has been amended as “he/she shall be held liable for half of the litigation expenses that the other party is obliged to pay.” and the second sentence has been amended as follows.

“In addition, half of the attorney fee determined in accordance with the Minimum Attorney Fee Tariff shall be awarded in favor of this party.”

TEMPORARY ARTICLE 1 - (1) The amendment made by this Law to Article 111/b of the Execution and Bankruptcy Law No. 2004 dated 9/6/1932 shall also apply to auctions that were announced before the date of entry into force of the amendment and whose auction period has not yet expired.

(2) The amendment made by this Law to the first paragraph of Additional Article 1 of Law No. 2004 shall apply from the date of entry into force of this article. The regulation added as the third paragraph shall apply to decisions reissued from the date of entry into force of this article following the annulment of the regional court of justice's decision or the reversal of the Supreme Court's decision.

(3) The procedures and processes regarding the conversion of preliminary permits granted before 18/4/2024 , in accordance with the third paragraph of Article 17 of the Forest Law No. 6831 dated 31/8/1956 , for the purpose of establishing or constructing judicial service facilities and penal institutions and all kinds of places and buildings related to them, into final permits shall be completed within eighteen months from the date of entry into force of this article.

(4) For expenses incurred due to legal aid services provided by bar associations until the date this article comes into force, but which cannot be paid due to insufficient funds allocated in accordance with the first paragraph of Article 180 of the Attorneyship Law No. 1136 dated 19/3/1969 , the Ministry of Treasury and Finance will transfer funds to the account of the Union of Turkish Bar Associations within fifteen days from the date this article comes into force.

(5) If the one-year limitation period for the husband, as stipulated in the first paragraph of Article 289 of the Turkish Civil Code No. 4721, dated 22/11/2001, has expired between 20/7/2024 and the date this article enters into force, the husband may file a lawsuit for the rejection of lineage in accordance with the first paragraph of Article 286 within one month from the date this article enters into force .

(6) The amendment made by this Law to the first paragraph of Additional Article 1 of the Code of Civil Procedure No. 6100, dated 12/1/2011 , shall apply from the date of entry into force of this article. The regulation added as the third paragraph shall apply to decisions reissued from the date of entry into force of this article following the annulment of the regional court of justice's decision or the reversal of the Supreme Court's decision.

ARTICLE 29 - (1) This Law;

a) Article 21 shall be valid from 29/6/2024 , and Article 23 shall be valid from 12/9/2024, on the date of publication,

b) Other articles on the date of publication,
shall enter into force .

ARTICLE 30 - (1) The President shall execute the provisions of this Law.

13/11/2024