

# BERKER BERKER NEWSLETTER



*Photograph by: Aaron Burden*

## **Organized Industrial Zones Under Turkish Law**

*Author: Atty. Ahmet Berker*

Organized Industrial Zones ("OIZ") are specially designated and planned areas, fully equipped with infrastructure, allocated to industrial enterprises to enable them to carry out manufacturing activities under suitable and more efficient conditions. In Türkiye, OIZs are established under the framework of the Organized Industrial Zones Law No. 4562 ("Law") and the [...]

## **Financial Leasing Agreements Under Turkish Law**

*Author: Atty. Ahmet Berker*

Business owners may face economic challenges in acquiring movable and immovable assets. Financial leasing supports businesses during such times by providing medium- and long-term financing, allowing them to meet their needs without depleting cash resources. A financial leasing agreement can be defined as an arrangement where the lessor purchases [...]

## **A Comparison Between Financial Leasing Agreements and Sale Agreements with Retention of Title Under Turkish Law**

*Authors: Atty. Ahmet Berker & Atty. Ayça Berker*

Although financial leasing and sale agreements with retention of title are significant financial instruments for both parties, they have distinct legal and commercial characteristics. These two types of contracts are frequently used in the context of financing businesses and commercial activities, containing substantial differences regarding the rights and obligations of the parties [...]

## **The Effects of a Final Judgement Under Turkish Law**

*Authors: Atty. Ayça Berker*

The provisions regarding a “final judgment” and its effects are regulated under Articles 297 and 303 of the Code of Civil Procedure No. 6100 of Türkiye. In this article, firstly, the legislation governing the topic of “final judgment” will be presented, and the effects of said final judgment will be explained. Following this, the concept of “forgotten provisions” will be explained [...]

## **The Direct Sales System Under The Turkish Consumer Protection Law**

*Authors: Atty. Ayça Berker & Atty. Nermin Yıldırım*

Direct sales, a model frequently employed by multinational companies is grounded in a specific marketing logic and is commonly used in the sale of products such as health items, cosmetics, personal care products, dietary supplements, and small household appliances. In Türkiye, the direct sales sector goes beyond providing earnings to direct sellers, offering job opportunities to individuals [...]

## **Article Series on Joint Stock Companies Under Turkish Law:**

*Author: Atty. Deniz Nalbant*

### **The Powers of the General Assembly and the Delegation of Authority**

Joint-stock companies are entities with legal personalities that carry out their management activities through their organs. Unlike sole proprietorships, which lack legal personalities, joint-stock companies typically have a greater number of shareholders and operate under a limited liability regime. Due to these characteristics, sole proprietorships do not possess structured organs [...]

## The Limits to General Assembly Powers

The powers of the general assembly can be limited in various ways. Under the Turkish Commercial Code (“TCC”), these limitations can be categorized under six headings which are as follows; ... Pursuant to the TCC, the general assembly may only make decisions on matters stipulated in the articles of association or required by law. Legal provisions [...]

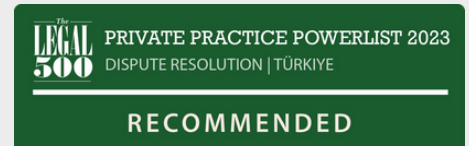
## Types of General Assembly Meetings

According to Article 409/3 of the Turkish Commercial Code (“TCC”), the default venue for a general assembly meeting, unless otherwise agreed in the articles of association, is the location of the company's headquarters. Additionally, Article 8 of the Regulation on the Procedures and Principles of [...]



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