

****Unofficial Translation****

Concerning the Declaration of Assets and Combating Bribery and Corruption

Law Number: 3628

Date of Acceptance: 19.4.1990

The Official Gazette

Date: 04/05/1990 Number: 20 508

Code of Laws: Series: 5 Volume: 29 Page: 95

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*This Act came into force by the Council of Ministers in relation to the regulations, according to the laws of "Regulations Collection"
See the numerical index.*

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PART ONE

General Provisions

Purpose

Article 1 - The purpose of this Act, the fight against bribery and corruption in the phrase, in this Act those listed in declaration of property, renewal notices, the control of the goods to be unfair The provisions applicable in case of acquisition of property and false declaration, as set out herein about some of the accomplices of crime and public officials for the crimes and trial procedure followed to regulate.

Those who must declare the goods

Article 2 - a) from all types of public officials and the elected Council of Ministers appointed from outside members (except members of the Headmen and elders)

b) notaries,

c) The members of the Turkish Aeronautical Association and the general management and supervisory board of the central headquarters and organization of the General Directorate of Turkish Bird, Turkey Red Crescent Society and the general central boards Employed in the office areas and their offices,

d) the general budget or supplementary budget, special provincial administrations, municipalities and their affiliated organizations or sub- organizations, state economic enterprises (state enterprises and state-owned economic organizations) and their development is due to subsidiaries and establishments, By virtue of special legislation by special laws or and public service institutions and organizations established their sub-organizations or commissions, wage and receive benefits through the public service officers, other public officials which are not workers management and supervisory board members,

e) **(Repealed: 24/06/1995 - KHK - 557/21 art.)**

f) The political parties' chairmen, serving in administrative organs of foundations, cooperatives, and the heads of troops, members of the board of directors and general managers, certified public accountants, public benefit considered the association executives and auditors,

g) The owner of the newspaper with real people, companies, management and supervisory board members of the newspaper's owner, is responsible managers, editorial writers and columnists, Must declare their properties. Those who are forced to make a special declaration of property under the laws subject to the provisions of this Act.

Gift

Article 3 - The above enumerated public servants, international protocol, in accordance with rules, or decency, or any other reason, foreign governments, international organizations, other international law, any private or non-nationals or Turkish organization, received a ten value per month in history the nature of a gift or grant in excess of the sum of the net minimum wage within one month from the date of the item they have to deliver their own institutions. However, by the representatives of foreign states and international organizations signed souvenir photographs of the frames are not included in the provisions of this Article. The values of gifts made by the Ministry of Finance and Customs, according to the regulations issued identification.

Unjust acquisition of property

Article 4 - The proof is provided in accordance with the law or public morality, or the goods concerned are not in terms of social life in the form of revenue expenditure which can not be considered as complying with Increases in the implementation of this Act shall be deemed unjust acquisition of property.

PART TWO

Notices of Goods

Subject of notifications

Article 5 - the staff covered by this Act, their spouses and under their guardianship worker with the immovable property belonging to the children of the net monthly payment, payment not made If the staff, a first degree in Civil Servants more than five times the amount of monthly net pay of each including one for a separate, money, stocks and bonds and gold, jewellery and other movable property, rights, and incomes and resources receivables, payables, and the reasons are the subject of the declaration of property.

Time of notification

Article 6 - Declarations of property;

- a) appointments within the scope of this Act, documents required for the task,
- b) The appointments to membership of the Council of Ministers, within one month following appointment,
- c) in elected within two months following the date of finalization of the election,
- d) when a significant change in property in a month,
- e) Management and supervisory board memberships, election and appointment of members of the commission inauguration within one month following the date,
- f) on termination of the task, within one month following the date of separation,
- g) The owner of the newspaper with real people, the newspaper's owner to operate the companies management and audit committee members Switch to date, responsible managers, editorial writers and columnists, or duties of the job start date Within one month following, Must be provided. Paragraph (a) unless written notice can not be assigned to work.

Renewal of the notification

Article 7 - Those continuing duties under this Act, the end (0) and (5) years ending with the latest the end of February by the competent authority prior renewed declarations. New compared with.

Authorities given to the notifications

Article 8 - The authorities given to the reports include:

- a) Members of the Council of Ministers for the Grand National Assembly of Turkey Grand National Assembly of Turkey The Presidency
- b) For public agencies, staff records and document reports on personnel matters
The authority which,
- c) Institutions, enterprises, agencies and organizations, General Managers, related to the management and supervisory board The Ministry
- d) the court to the High Courts, the head of department heads and members,
- e) The Ministry of Justice for notaries,
- f) Other agencies and organizations to appoint a competent authority or the authority for civil servants and servants,
- g) in Turkey with the Turkish Aeronautical Association for those working with the Red Crescent Society and association general presidency
- h) **(Repealed: 24/06/1995 - KHK - 557/21 art.)**
- i) the authority to give notices were served to those who leave their posts or authority,
- j) The chairmen of the political parties for the Court of Appeals Chief Prosecutor's Office
- k) Co-operatives and union chairmen, general managers and board members of cooperatives for organizations and associations to conduct the audits,
- l) Ministry of Finance and Customs for certified public accountants,
- m), the Turkish Aeronautical Association, Turkey Red Crescent Society and the general public welfare associations management and supervisory board members of the center for the Ministry of Interior, for their respective provincial branch heads Prefectures,

n) Members of the Provincial Assembly for the Governors, Mayors for Council Members, City For the Heads of the Ministry of Interior,

o) for the final authorities must declare property, personnel matters related to the authority which has its own institutions,

p), the newspaper owned by natural persons, corporate governance and audit committee members, the newspaper's owner, is responsible managers, the largest civilian chief editorial writers and columnists of location,

r) for those working with the administrative organs of the General Directorate of Foundations, Due to their functions should be covered in more than one declaration because of the fundamental functions of a single Declaration of assets are located.

Confidentiality of declarations

Article 9 - The property declarations, without prejudice to the provisions of special laws on notice stored in a special file. Notifications about the content, in any way except for the provision of Article 20 statement and information can not be done. In addition, information and records on the basis of declarations about the content of the goods publication shall be avoided.

(Additional paragraph: 25/5/2004-5176/8 art.) However, statements of assets required the Board of Ethics for Public Officials has the authority to investigate. For the control of the demanded information about the person and institutions (including banks and private financial institutions) to provide the requested information to the Board within the thirty days are required.

PART THREE

Penalty Provisions

Article 10 - The notifications do not declare the goods given to the time periods specified in Article 6 authorities, you are warned. Within thirty days from the notification of the warning statement without an excuse who do not shall be punished with imprisonment up to three months. Given regarding the investigation period of three months to one year do not declare goods shall be punished with imprisonment.

False statement

Article 11 - Article 9 regarding the contents of the declaration of goods act contrary to the three months to one year shall be punished with imprisonment. If this act is committed through the press, the penalty shall be increased by one half.

False declaration

Article 12 - a more severe penalty is not required by law, if the statement is found untrue shall be punished with imprisonment from six months to three years.

Wrongful acquisition of property, kidnapping or hiding

Article 13 - If the law does not require a heavier punishment of three to five years who unjustly acquire property imprisonment up to five million pounds and up to ten million pounds are given a heavy fine. The same punishment unjustly acquired property is missing or conceal.

Confiscation

Article 14 - unjustly acquired goods shall be confiscated. This inability to obtain goods or The reasons for refusal of a property with all the unjust acquisition of property if it is not possible, the amount equal to the value given from the treasury to pay an unfair decision. This price Collection of Public Receivables According to provisions of the Act on Procedure shall be collected.

Banned from public service

Article 15 - with the provisions of Article 11 and 12 of this Act until the period of suspension; 13 in accordance with Article shall be sentenced to a ban from public service for life.

Postponement, redemption and prepayment ban

Article 16 - Article 10 of the first paragraph of this Section, except that penalties can not be tesil, money or measure restricting personal liberty translated, perpetrators of the applicable provisions of Article 119 of Turkish Penal Code.

PART FOUR***Criminal Investigation and Procedure in this Act for Some Crimes****Investigation*

Article 17 - (Amended first paragraph: 12/12/2003-5020/12 art.) In this Act, and 4389, dated 18.6.1999 Banking Law No. writing crime, extortion, bribery, simple and peculation, during or Because of his smuggling, conspiracy in official bidding or purchasing and selling, and mix - ma, giving rise to the disclosure of state secrets disclosed or participate in these crimes, or crimes No. 4483 dated 12/02/1999 about those who were accused FROM Servants and Other Public Officials Applicable provisions of the Law on the Trial. Provision of the paragraph

above under-secretaries, governors and district governors unenforceable. Due to the special attributes of tasks or procedures that are subject to investigation and prosecution of suspects The provisions of the law.

Notice of the crime

Article 18 - Public Prosecutors' Office directly to the above reports of the crimes listed in Article is made. An example of a notification and report shall be drawn immediately upon notice given to the informant. Hurry up and delay Where the minutes can be expected harm after regulation. The identities of informants, unless there is consent explained. Notice of the request proceedings against unfounded when the identity of the informant explained.

(Additional paragraph: 12/12/2003-5020/13 art.) According to the above paragraph, and the indictment of the notice or decision not to prosecute Chief Public Prosecutor, Ministry of Finance General Directorate of Proceedings by the Chief Legal Counsel and any other relevant public institutions or agencies are notified. Written application to the Ministry of Finance if it is the Treasury's lawyer, wins the title of the date of application involved.

As a result of this investigation for crimes evidence or indications of the inspectors and, if they, who are authorized for the job notices and the Public Prosecutor shall submit the documents. Office of the Prosecutor, even though inspectors and seen him by the need to deposit of any investigation about the document finds necessary to delegate the authority to make the request by citing the document.

Evidence or indications for the crimes mentioned in Article 17 of the inspectors and state officials and the Public Prosecutor in charge if they do not notice and submit the documents about these provisions do not apply to proceedings, because of the Provisional Law on the Prosecution of Civil Servants.

Provide information about the lawsuit until you reopen the subject of denunciation and publication of crime prohibited.

The investigation procedure

Article 19 - The prosecutor in Article 17, the defendants learned of the crimes are handled directly and personally about the status of the investigation to begin with, or authorized to appoint the supervisor notifies the authorities listed in Article 8. Confirming notice of the public prosecutor started an investigation if it finds signs of defendants, and the circumstantial evidence was obtained unjustly acquired property if the defendant abducted the way up to second degree by blood and affinity relatives damadindan declaration of property and whether the bride. The defendants and other interested parties request the public prosecutor within seven days from the date of receipt of goods must be given notice. If the investigation is carried out by the inspector or inspectors or muhakkik muhakkik and the defendants are found at the above mentioned relevant property interest. This

request within seven days of the receipt of the defendants and the relevant declaration of property to the inspector or investigator must also be given. The prosecutor, acquired before public prosecution evidence or indications that an unfair taking of measures concerning money or property obtained or the money or property is located in the civil court officer may ask the court.

Compulsory provision of information

Article 20 - (Amended: 12/12/2003-5020/14 art.)

Notwithstanding anything contrary to the laws of a private natural or legal persons or public institutions and institutions, followed by this Act, an authorized person in the investigation and prosecution, the Ministry of Finance, Chief Legal Adviser and the General Directorate of Proceedings of this Act and other authorities, the information requested or representative must complete within a reasonable time to delay. Persons acting contrary one to three years shall be punished with imprisonment for a term. This punishment commuted to a fine or other measure, and a reprieve.

Investigation of military people

Article 21 - The law of military investigations into the crimes committed by military staff conducted in accordance with the provisions of this Act by prosecutors.

PART FIVE

Miscellaneous Provisions

Regulations

Article 22 - Goods notification form, arrangement, number, what you will cover and the authority to enforce the law with respect to how the other necessary matters shall be transported to the Act, within six months following the publication of a regulation issued by the Council of Ministers and this regulation shall be published in the Official Gazette. Repealed provisions

Article 23 - Law No. 2871 dated August 9, 1983 Notice of Goods Act and the Act on Public Servants Laws abolished, and No. 1609 dated 05.15.1930 due to some Crimes Monitoring and Reasoning About sharika specifications and the Law on Civil Servants has been repealed.

Provisional Article 1 - within one month following the date of entry into force of this Act mentioned in Article 2 Declaration of assets are located. Goods

declaration, the third section, the penalty on those who are not, or misrepresentation shall be applied.

Provisional Article 2 - Article 2 of this Act are regarded with Article 22 will be removed provided on the basis regulation until the effective date prepared in accordance with Law No. 2871 dated August 9, 1983 shall continue to be the declaration.

Provisional Article 3 - This Act comes into force before the date of this law for the crimes of the new coverage, according to the provisions of the Provisional Law on the Prosecution of Civil Servants, The need for a final judgment or decisions of non-suit, except in accordance with the Public Prosecutors' Office for investigation of the documents shall be submitted promptly.

Effect

Article 24 - This Law enters into force on the date of publication.

Executive

Article 25 - This Law shall be enforced by the Council of Ministers.

**3628 AMENDING THE LAW NO ADDITIONAL AND LEGISLATION
EFFECTIVE DATE OF THE LIST**

Law Entry into force	No. Substances which came into force on different dates	date of entry
KHK-557	-	27/6/1995
5020	-	26/12/2003
5176	9	8/6/2004