

Misdemeanours Law No: 5326

Liability of Legal Persons Article 43/A- (added by: 26/6/2009-5918/ Article9)

(1) Where the act does not constitute a misdemeanour which requires more severe administrative fines; in the case that an organ or a representative of a civil legal person; or; a person, who is not the organ or representative but undertakes a duty within the scope of that legal person's operational framework commits the following offences to the benefit of that legal person, the legal person shall also be penalized with an administrative fine of 10,000 (ten thousand) Turkish Lira to 2,000,000 (two million) Turkish Lira:

a) Offences stated in the Turkish Penal Code No. 5237:

- 1) Fraud defined in Articles 157 and 158,*
- 2) Rigging a bid defined in Article 235,*
- 3) Rigging the performance of fulfilment defined in Article 236,*
- 4) Bribery defined in Article 252,*

5) Laundering proceeds of crime defined in Article 282,

b) Offence of embezzlement defined in Article 160 of the Banking Code, dated 19/10/2005 and numbered 5411,

c) Offences of smuggling defined in the Anti-Smuggling Law, dated 21/3/2007 and numbered 5607,

ç) Offence defined in Appendix article 5 of the Oil Market Law, dated 4/12/2003 and numbered 5015,

d) Offence of financing of terrorism defined in Article 8 of the Anti-Terror Law, dated 12/14/1991 and numbered 3713.

(2) The court which is commissioned to try the offences stated in paragraph 1, has the jurisdiction over verdicts on administrative fines in accordance with this Article."