

HIGHLIGHTS FROM TURKISH COMPETITION AUTHORITY'S 2024- 2028 STRATEGIC PLAN



Since 2014, the Turkish Competition Authority (“TCA”) has been setting five-year strategic plans. The latest Strategic Plan for 2024-2028, published on August 29, 2024 (“Plan”), emphasizes digital and green transformation, providing targeted recommendations in these areas. Furthermore, the Plan assesses existing mechanisms, identifying inefficiencies and proposing alternative solutions for improvement.

TCA'S 2024-2028 STRATEGIC PLAN CONSIDERATIONS

Legislation Considerations



- Incorporation of new provisions into the Law No. 4054 on the Protection of Competition.
- New guideline regarding the technology undertakings exception.
- Potential alignment of the Guidelines on Vertical Agreements and the Guidelines on Exclusionary Conduct by Dominant Undertakings with EU regulations.
- Consideration of expanding the scope of the de minimis regulation to encompass additional violations beyond its current scope.
- Possible updates on the guidelines on mergers and acquisitions.
- Potential new legislation to enhance the whistleblowing mechanism.

Policy Considerations



Green Area

- Exploring enhanced exemption opportunities for collaborations between competitors that promote environmentally sustainable business models
- Considering a non-compete obligation exceeding five years for resellers when manufacturers undertake environmental investments
- Potential new relevant product market definition for the automotive sector in line with developments in the electric vehicle market.

Digital Area

- Emphasizing ex-ante interventions to better address developments in innovative markets where ex-post measures may prove insufficient.

Enforcement Area

- Considering a stronger emphasis on economic analysis in investigations in response to price increases driven by the global crisis, along with potential recruitment of specialized employee.
- Exploring closer monitoring of international practices and development of new evidence mechanisms to enhance cartel detection.
- Reviewing the possibility of shortening the timeline for publishing reasoned decisions to improve efficiency and responsiveness

M&A Area

- Exploring the option for companies with lower market shares to submit a shorter notification form in merger and acquisition filings.