

### 03- RIGHT OF ESTABLISHMENT AND FREEDOM TO PROVIDE SERVICES

#### LEGISLATION CONSIDERED BENEFICIAL TO BE ENACTED (LAW)

#### I. LEGISLATION CONSIDERED BENEFICIAL TO BE ENACTED IN PERIOD 2007-2008 (01/10/2007 – 30/09/2008)

Reference No.	Name of the Legislation to be Amended/Enacted	Objective/Scope	Stage	EU Legislation Envisaged to Comply with	Institution Responsible for the Preparation of the Legislation
03.2007.1.01	Law on the Amendment of Work Permits of Foreigners Law and some Particular Laws  (Also present under the article on Free Movement of Workers with reference number 02.0007.1.01.)	Satisfies the needs emerging during the application process regarding the work permit requests of foreigners, who will be assigned especially within the scope of professional services, and reduces the work permit process.	On the agenda of GNAT Plenary Session	Directive 2004/38/EC	Ministry of Labour and Social Security
03.0708.1.01	Law on the Regulation of Postal Services	Aims at liberalizing the postal sector in a controlled and gradual way in order to provide countrywide postal services of good quality continuously with a fee affordable for all consumers under the framework drawn by the principles based on competition, and exercising regulation and control on a financially strong, stable and transparent sector.  Within the scope of the law, provision of reception, collection, processing, distribution and deliverance services for mail deliveries; specification of principles regarding authorization, scale rates and conditions of service, and establishment, tasks, competency and responsibility of the Postal Regulation and Control Board will be regulated.	Technical studies are in progress	European Parliament and Council Directive 97/67/EC and Directive 2002/39/EC amending this Directive	Ministry of Transport

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Reference No.	Name of the Legislation to be Amended/Enacted	Objective/Scope	Stage	EU Legislation Envisaged to Comply with	Institution Responsible for the Preparation of the Legislation
03.0708.1.02	Law on the Tasks, Competency and Responsibilities of the General Directorate of Post and Telegraph Organization	Aims at regulating the procedures and principles regarding the structure, fields of activity and the provision of services of the General Directorate of Post and Telegraph Organization, which is a public corporation autonomous in its activities and whose responsibility is limited by its capital.	Technical studies are in progress	European Parliament and Council Directive 97/67/EC and Directive 2002/39/EC amending this	Ministry of Transport

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#### II. LEGISLATION CONSIDERED BENEFICIAL TO BE ENACTED IN PERIOD 2008-2009 (01/10/2008 – 30/09/2009)

Reference No.	Name of the Legislation to be Amended/Enacted	Objective/Scope	Stage	EU Legislation Envisaged to Comply with	Institution Responsible for the Preparation of the Legislation
03.0809.1.01	Law on the Regulation and Recognition of Vocational Qualifications	Harmonization with the mutual recognition of vocational qualifications system	Technical studies are in progress	Council Bylaw No. 2005/36	Vocational Qualifications Authority
03.0809.1.02	Legislation for temporary service provision	Closes the gaps in our legislation on the pursuance of temporary service provision			Ministry of Industry and Trade Ministry of Foreign Affairs Ministry of Finance Ministry of Labour and Social Security Public Procurement Authority

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#### II. LEGISLATION CONSIDERED BENEFICIAL TO BE ENACTED IN YEARS 2009 (01/10/2009) – 2013

Reference No.	Name of the Legislation to be Amended/Enacted	Objective/Scope	Stage	EU Legislation Envisaged to Comply with	Institution Responsible for the Preparation of the Legislation
03.0913.1.01	<p>Legislation on the work permits of foreigners and professions for which citizenship is required</p> <p><b>(These legislations will be prepared shortly before membership and no sooner than membership.)</b></p>	Regulates procedures regarding the issuance of work permits in line with the practice in the EU in order to ensure the free circulation of services, and removes the citizenship requirement for various professions.		Relevant provisions of the EC Treaty	<p>Ministry of Labour and Social Security</p> <p>Vocational Qualifications Authority</p>

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#### SECONDARY LEGISLATION (REGULATIONS, IMPLEMENTING REGULATIONS, COMMUNIQUÉS, CIRCULARS, ETC) ENVISAGED TO BE ENACTED AND DOCUMENTS SUCH AS STRATEGIES, PLANS AND PROGRAMS ENVISAGED TO BE DRAFTED

##### I. SECONDARY LEGISLATION ENVISAGED TO BE ENACTED IN YEAR 2007

Reference No.	Name of the Secondary Legislation to be Amended/Enacted	Objective/Scope	Stage	EU Legislation Envisaged to Comply with	Institution Responsible for the Preparation of the Legislation
03.2007.2.01	<p>Implementing Regulation of the Law on Work Permits of Foreigners</p> <p><b>(It will be enacted after the Law on Work Permits of Foreigners with reference number 03.2007.1.01 takes effect.)</b></p> <p><b>(Also present under the article on the Free Circulation of Workers with reference number 02.2007.2.02.)</b></p>	Specifies the application principles of work permit procedures.	Technical studies are in progress within the institution	Directive 2004/38/EC	Ministry of Labour and Social Security
03.2007.2.02	Implementing Regulation on the Identification of Minimum Training Requirements for Medicine, Nursing, Midwifery, Veterinary Medicine, Pharmacy and Architecture Training Programmes	Harmonization with the EU of the curricula of higher education programs for these seven professions.	The draft has been prepared and submitted to the view of institutions.	Directive 2005/36/EC	The Council of Higher Education

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Reference No.	Name of the Secondary Legislation to be Amended/Enacted	Objective/Scope	Stage	EU Legislation Envisaged to Comply with	Institution Responsible for the Preparation of the Legislation
03.2007.2.03	Implementing Regulation on the Recognition of Higher Education Diplomas Obtained Abroad	Specification of procedures on the application of the Convention on the Recognition of Qualifications Concerning Higher Education in the European Region (Lisbon Recognition Convention), which came into force in Turkey on 1 March 2007.	The draft has been prepared and submitted to the view of institutions.	Academic recognition	The Council of Higher Education
03.2007.2.04	Implementing Regulation which will specify the procedures and principles of setting occupational standards	Specification of national occupational standards.	Technical studies are in progress within the Authority	Council Directive 2005/36/EC	Vocational Qualifications Authority
03.2007.2.05	Implementing Regulation which will designate the procedures and principles of examinations, certification and accreditation	Examination, certification and accreditation of the established vocational qualifications.	Technical studies are in progress within the Authority	Council Directive 2005/36/EC	Vocational Qualifications Authority
03.2007.2.06	Implementing Regulation which will designate the procedures and principles on the establishment and works of Sectoral Committees	Establishment of Sectoral Committees to determine national vocational qualifications	Technical studies are in progress within the Authority	Council Directive 2005/36/EC	Vocational Qualifications Authority

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#### II. SECONDARY LEGISLATION ENVISAGED TO BE ENACTED IN YEAR 2008

Reference No.	Name of the Secondary Legislation to be Amended/Enacted	Objective/Scope	Stage	EU Legislation Envisaged to Comply with	Institution Responsible for the Preparation of the Legislation
03.2008.2.01	Preparation of a Strategy Document in consultation with all relevant bodies concerning the professions to be regulated on national scale	Creating an inventory of professions regulated on national scale, preparing a work plan concerning the professions that are not regulated, and working out a comprehensive strategy in consultation with all relevant stakeholders for establishing the qualifications in these professions.			Vocational Qualifications Authority

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#### III. SECONDARY LEGISLATION ENVISAGED TO BE ENACTED IN YEAR 2009

Reference No.	Name of the Secondary Legislation to be Amended/Enacted	Objective/Scope	Stage	EU Legislation Envisaged to Comply with	Institution Responsible for the Preparation of the Legislation
03.2009.2.01	Enacting the necessary secondary legislation on vocational qualifications, which are to be established at the national level	Specification of national vocational qualifications, and ensuring the mutual recognition of these vocational qualifications by harmonization with the EU legislation.		Directive 2005/36/EC	Vocational Qualifications Authority
03.2009.2.02	Implementing Regulation on the Arrangement of Postal Services  (It will be prepared after the Law with reference number 03.0708.1.01 takes effect.)	Designates the procedures and principles concerning implementation after the Law with Reference No. 03.0708.1.01 takes effect.		Council Directive 97/67/EC and Directive 2002/39/EC amending this Directive	Ministry of Transport
03.2009.2.03	Implementing Regulation on the Tasks, Competencies and Responsibilities of the General Directorate of Post and Telegraph Organization  (It will be prepared after the Law with reference number 03.0708.1.01 takes effect.)	Designates the procedures and principles concerning implementation after the Law with Reference No. 03.0708.1.02 takes effect.		Council Directive 97/67/EC and Directive 2002/39/EC amending this Directive	Ministry of Transport



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#### IV. SECONDARY LEGISLATION ENVISAGED TO BE ENACTED IN YEARS 2010 – 2013

Reference No.	Name of the Secondary Legislation to be Amended/Enacted	Objective/Scope	Stage	EU Legislation Envisaged to Comply with	Institution Responsible for the Preparation of the Legislation
03.1013.2.01	Enacting the necessary secondary legislation on vocational qualifications, which are to be established at the national level	Specifies national vocational qualifications and ensuring mutual recognition of these vocational qualifications by harmonization with the EU legislation		Directive 2005/36/EC	Vocational Qualifications Authority