

Announcement in relation to those carrying out Transaction on its own behalf and on Account of Others

The Regulation on Measures regarding Prevention of Laundering Proceeds of Crime and Financing of Terrorism ("Regulation") prepared based on Article 27 of Law No. 5549 on Prevention of Laundering Proceeds of Crime ("Law") entered into force as of 01.04.2008 by being published in the official gazette dated 09.01.2008.

According to the Regulation, in business relationships established due to the services such as opening accounts, granting loans or giving credit cards, safe deposit box, financing, factoring, financial lease, life insurance or individual pension and having the feature of continuity by their nature, it is required to determine the identity of the clients and those acting on behalf of clients by obtaining the information in relation to the identity of relevant person(s) irrespective of the amount of the transaction and confirming the accuracy of such information.

Apart from this, although not being of continual business relationship nature, it is required to determine the identity of the clients and those acting on behalf or account of clients by obtaining the information in relation to the identity of relevant person(s) and confirming the accuracy of such information:

1. when the amount of the transaction or the aggregate amount of more than one interconnected transactions is TL twenty thousand or above;
2. in terms of electronic transfers, when the amount of the transaction or the aggregate amount of more than one interconnected transactions is TL two thousand or above;
3. in terms of transactions in relation to life insurance contracts, when the total amount of premiums payable within one year is TL two thousand or in terms of those with single premium, when the amount of premiums payable is TL five thousand or above;
4. in situations requiring suspicious transaction reporting, regardless of the amount; and
5. when there is a suspicion about the sufficiency and accuracy of the client identity information obtained previously, regardless of the amount.

If persons requesting transaction carry out the transaction on behalf of another person, they are required to declare this situation before carrying out the transaction. Upon this declaration, the identity of the persons requesting the transaction and his/her status of authorization as well as the persons on whose behalf he/she acts are determined in accordance with the provisions of Articles 6 to 14 of the Regulation.

In business relationships established with legal entities registered with trade registry and having the continuity nature, the identity of real and legal person shareholders holding share exceeding twenty five percent of the legal entity is determined in accordance with Articles 6 and 7 of the Regulation.

In accordance with Article 15 of the Law, in transactions in which identity is required to be determined, the person acting on his/her own behalf, but on account of others is punished with imprisonment of six months to one year or judicial fine * of up to five thousand days if he/she fails to state in writing on whose behalf he/she acts before such transactions being carried out.

This announcement is made in accordance with Article 17 of the Regulation.

** The amount of administrative fine which is determined as at least twenty, at most a hundred Turkish Lira per day is assessed in consideration of the private and economic conditions of the person (Article 52/2 of Turkish Penal Code).*