

Descriptive Summary of Presidential Decrees on Measures Taken under the State of Emergency

As indicated in the notice of Derogation dated 10 February 2023, additional measures may be taken on issues required in scope of the State of Emergency declared on the ground of the natural disaster by virtue of Article 119 of the Constitution.

In this context, a need has emerged to take additional measures in certain fields, notably industry, agriculture and regional development, with a view to eliminating the negative consequences caused by the *force majeure* as a result of the earthquakes and preventing potential grievances that might arise. The following Presidential Decrees were prepared in this framework. While Presidential Decrees nos. 132 and 133 have entered into force upon promulgation in the Official Gazette no. 32128 of 10 March 2023, Presidential Decrees nos. 134, 135 and 136 have entered into force upon promulgation in the Official Gazette no. 32130 of 12 March 2023.

In Presidential Decree no. 136, a translation of which is attached, it has been stipulated to take necessary measures for construction, repairing, strengthening and reconstruction of all kinds of infrastructure and superstructure, establishment of industrial areas and have them constructed with a view to eliminating the grievances of industrialists who have been affected from the earthquake.

In this regard, Article 2, titled “*Measures Taken to Redress for Disaster Damage Suffered by Industrialists*”, of Presidential Decree no. 136 stipulates that in order for re-determination of industrial areas in the provinces affected from the earthquake and speedily completing the construction of damaged industrial areas, certain powers (such as transfer, urgent expropriation, establishing condominium and construction servitude, determination of land share and type conversion) have been granted to the relevant institutions, mainly the Ministry of Industry and Technology. Likewise, in addition to the zoning and parcelling plans and amendments of the said industrial zones, measures have been taken regarding the preparation of surveys, maps, plans and projects related to infrastructure and superstructure, issuance of necessary licences and permits, and control of projects, lands and construction of buildings, and delivery of the workplaces, which have been built or constructed, to the rightful owners.

Also, the translations of Presidential Decrees No. 132, 133, 134 and 135, which include provisions on measures taken in the field of agriculture, regional development and investment incentives, as well as provisions on measures taken for public officials, professional associations and cooperatives of tradesmen and craftsmen and earthquake victims who have changed their places of residence due to the earthquake in order to eliminate possible grievances, are also attached.