

Memorandum of Understanding on Cooperation
between
the Portuguese Competition Authority and the Turkish Competition Authority

The Portuguese Competition Authority and the Turkish Competition Authority - hereinafter referred to as “the Parties”,

Highlighting the role of the competition policy in an effective market economy to the benefit of consumers,

Recognising the importance to develop the competition culture,

Desiring to promote bilateral cooperation in the field of competition law enforcement and policy,

Have reached, based on the principles of equality and mutual benefit, the following understanding:

Article 1

The Parties will promote and strengthen cooperation in the competition legislation and policy in accordance with their national laws and regulations, particularly those related to the protection of confidential information.

Article 2

For the mutual interest of the Parties, cooperation will be focused on the following areas:

- a. Exchange of information on legislative developments and other legal sources taking into consideration the relevant *acquis communautaire* and the experience of the Parties;
- b. Exchange of information on major areas of interest in the field of competition law and policy between the Parties;
- c. Sharing results of studies and other knowledge of interest regarding competition policy;
- d. Exchange of best practices on the economics of antitrust and merger control;
- e. Exchange of information on market developments and on decisions adopted.

Article 3

Subject to availability of resources and funding, the main instruments of cooperation are the following:

- a. Organization of meetings between the Turkish and Portuguese officials for exchanging information on the latest developments in competition law and policy;
- b. Organization of bilateral working groups to ensure the interface for the exchange of information on matters of common interest to both Parties;
- c. Exchange of non confidential documents, studies and publications on competition issues;
- d. Notification of enforcement activities that may affect the important interests of the other Party in accordance with their national procedure;
- e. Exchange of views and cooperate, as appropriate, with regard to multilateral competition initiatives;
- f. Promoting staff exchanges if so requested by one of the Parties;
- g. Any other forms of cooperation that may be jointly decided upon by the Parties;
- h. Organization of, from time to time, high-level meetings with a view to monitoring developments under this Memorandum of Understanding and identifying other activities for cooperation.

Article 4

The agenda of events, dates, places, financial commitments and any other matters will be, by common agreement, established by Parties.

Article 5

In order to implement the activities under this Memorandum of Understanding, the Parties will designate the contact persons to be notified.

Article 6

Any difference or dispute arising from the interpretation or implementation of this Memorandum of Understanding will be resolved amicably through consultations between the Parties.

Article 7

This Memorandum of Understanding will not affect the rights and obligations of the Parties arising from other international agreements to which they are party.

Article 8

This Memorandum of Understanding may be revised at any time with the mutual written consent of the Parties.

Article 9

This Memorandum of Understanding will come into effect on the date of signature by both Parties and is valid for an unlimited period of time.

Article 10

Each of the Parties has the right to withdraw itself from the Memorandum of Understanding by submitting a prior written notification to the other Party.

Signed in Ankara on 28.7.2008 in two copies in the English language.

For the Portuguese Competition Authority

For the Turkish Competition Authority

Prof. Dr. Manuel Sebastião
President

Prof. Dr. Nurettin Kaldırımçı
President