

**Memorandum of Understanding on Bilateral Cooperation
in the Field of Competition Law and Policy between
the Turkish Competition Authority and
the Austrian Federal Competition Authority**

The Turkish Competition Authority and the Austrian Federal Competition Authority (hereinafter referred to as "the Parties"),

Expressing the wish to promote cooperation in the field of competition law and policy,

Aiming at the creation of favourable conditions for the development of bilateral relations based on the principles of equality and mutual benefit,

Underlining the role of competition in creating a real and effective development of the market economy to the benefit of consumers;

HAVE AGREED as follows:

Article I

The Parties shall promote and strengthen cooperation in competition law and policy in accordance with their national legislation, without prejudice to those rules related to protection of confidential information.

Article II

In the mutual interest of the Parties, cooperation will be realized in the following areas:

- a) Exchange of information on legislative developments;
- b) Exchange of experience regarding the violation of competition rules;
- c) Exchange of experience regarding the relations between competition authorities and national regulatory agencies.

Article III

The main forms of cooperation may be as follows:

- a) Exchange of non-confidential information on legislative developments and cases;
- b) Organising study visits and expert training programs;
- c) Attendance at the conferences, symposiums, seminars and other events organised by the Parties to the extent possible;
- d) Expert meetings or consultation via phone or e-mail between experts of the Parties with an aim to exchange non-confidential information on specific issues of mutual interest;
- e) Organisation of high level-meetings/visits for discussing the perspectives and directions in which the bilateral cooperation will continue;
- f) Exchange of documents, studies, books etc., which have been

- published by the Parties.
- g) Any other form of cooperation that may be jointly decided by the Parties.

Article IV

The transfer of information will take place in English by e-mail and/or mail through the designated contact points or on the occasion of meetings attended by the representatives of the Parties. The parties will notify each other of the contact points following the signature of the Memorandum of Understanding and any change in a timely manner.

Article V

The date, place, the agenda and any other matter including but not limited to financial aspects with respect to events or meetings to be organised under this Memorandum of Understanding will be established by common agreement of the Parties.

Article VI

The disputes regarding the interpretation and implementation of the present Memorandum of Understanding shall be settled by the means of mutual consultations and negotiations.

Article VII

The present Memorandum of Understanding does not constitute an agreement binding under international law. The Parties do not hereby intend to create any legal commitments.

This Memorandum of Understanding will not infringe and/or affect the rights and obligations of the Parties relating to other international agreements which their States are parties to.

Article VIII

By mutual agreement of the Parties any additions and amendments can be inserted into the present Memorandum of Understanding in the form of protocols being an integral part of this Memorandum of Understanding.

Article IX

The present Memorandum of Understanding is concluded for an unlimited period of time and shall enter into force on the date of its signature.

Article X

The Memorandum of Understanding can be terminated by each Party by submitting a prior written notification to the other Party.

The Memorandum of Understanding will expire after three months from the date of reception of such a written notification.

The Memorandum of Understanding is signed in English in Wien on December ..., 2011 in 2 copies.

**For the
Turkish Competition Authority**

**For the
Austrian Federal Competition
Authority**

Prof. Dr. Nurettin KALDIRIMCI
President

Dr. Theodor THANNER
Director General