TURKEY-EC ASSOCIATION LAW:
DEVELOPMENTS SINCE ANKARA
AGREEMENT 1963
(THE RIGHTS OF EU CITIZENS IN
TURKEY AND OF TURKISH CITIZENS IN
THE EU COUNTRIES)
Turkey-EC Association Law: Developments since Ankara Agreement 1963 (The Rights of EU Citizens in Turkey and of Turkish Citizens in the EU Countries)
Turkey-EC Association Law: Developments since Ankara Agreement 1963 (The Rights of EU Citizens in Turkey and of Turkish Citizens in the EU Countries)

Law School Dr. Nüsret -Semahat Arsel International Business Law Implementation and Research Centre Conference Publication - 1

Birinci Bası: Nisan 2010
ISBN: 978-605-4354-06-1
Yayncı: Legal Yayıncılık San. ve Tic. Ltd. Şti.
Kapak Tasarım: Seçil Bakkalcıoğlu Sağel
Mizanpaj: Elif Dağdıır
Basım ve Cilt: Kitap Matbaacılık San. ve Tic. Ltd. Şti.
Basıldıgı Yer: Davutpaşa Cad. No: 123, Kat:1
Topkapı/İstanbul
Yönetim Yeri: Bahariye Cad. No: 63/6 Kadıköy/İstanbul
Yayın Türbi: Hukuk Kitabı

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PREFACE

It is my pleasure to announce the publication—at last—of the papers presented at the seminar titled “Turkey-EC Association Law: Developments since Ankara Agreement 1963 (The Rights of EU Citizens in Turkey and of Turkish Citizens in the EU Countries)” organized by Dr. Nüsret – Semahat Arsel Research Center of International Business Law on 16.06.2008 in Istanbul.

Turkey, as followed closely by many of you, has long been in the process of EU membership, whereas the EU has adopted certain essential principles/values that Turkey should take into account. In the pursuit of EU Membership, Turkey has to accommodate these principles.

Besides, the principles of the EU Law affect not only the member countries, but also those which are non-members, i.e., the third countries. In this sense, I find it valuable to consider the effects of the EU law on Turkey’s current position.

Similarly, acquis of the Association between the European Economic Community and Turkey plays an important role in the Turkey-EU relations. In this sense, the acquis/rules of the Association is important not only for Turkish citizens, but also for the citizens of the member states for it grants the EU citizens important rights and privileges when they are to stay in Turkey. Thus, decisions of the Council of Association carry significance for the EU citizens as much as they do for the Turkish citizens.

It is our intention to publish the proceedings and the papers presented at all the meetings organized by Dr. Nüsret – Semahat Arsel Research Center of International Business Law. This will provide these meetings remain as an accessible academic reference for legal scholars, practitioners and law students.

We hereby thank the research assistants of Koç University Law School and Assistant Professor Dr. Ayşe Saadet Arikian for their efforts in preparing this book for publication, and Lawyer Ramazan Çakmakçı from Legal Yayıncılık for printing the book. Hoping that this publication will serve as a valuable source for future work in the area of international private law, we express our gratitude to the contributing authors of the seminar.

Prof. Dr. Tankut Centel
Dean, Koç University Law School
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The extensive growth of trade activities in general and also activities of Turkish businessmen in the international realm within the last 15-20 years increased the importance of international commercial law. Consequently bringing up international business lawyers and acquiring knowledge pertaining to the commercial law systems in other countries, as well as learning the sources of the contemporary rules of international commercial law has came into prominence. Whereas not only the improvements both in the physical infrastructure and information technologies attract Turkish businessmen in terms of leaning towards international trade abroad; but also Turkey itself, within the liberalization phase it gave start in 80s and still adheres to, has become a country that attracts foreign direct investment.

In the light of these developments, it would be appropriate to define ‘international trade’, which constitutes the focus of the Center’s activities, as a concept inferring the exchange of goods and services having a foreign element. The term ‘foreign aspect’ may refer to the citizenship of the real or legal persons involved in the exchange of goods and services, along with deriving either from their place of residence or their place of business.

The purpose of the recently established Center is to follow the progress in the field of international commercial law, to conduct research and make publications, to organize scholarly meetings and conferences and to cooperate with local as well as foreign scholars and research institutions. It is considered that the functioning of such a Center is important not only for researchers but also will answer a significant need with regard to the Turkish businesses competing in the globalizing world.