

IV. NEW AND GLOBAL + OLD APPROACH PRODUCT LEGISLATION:**A. Standard questionnaire to be filled for each sector individually:**

Sector: Cultural Goods

1. Harmonisation of laws including technical regulations**1.1. Legal basis**

- **References (and copies) of the publication of acts and decrees transposing Directive(s) 93/7 into the national legislation of your country:**

A copy of preliminary draft text transposing the Council Directive No. 93/7/EEC was sent to the European Commission for comments. Technical studies on preparation of draft legislation are continuing regarding the abovementioned Directive and also the Council Regulation No. 3911/92/EEC.

- **Date of entry into application of the national measures transposing the Directive:**

N/A.

- **If not yet transposed, please indicate the state of play, expected timing, steps to be undertaken, difficulties encountered (if any):**

Technical studies on transposition of the relevant EU legislation are continuing under the coordination of the Ministry of Culture and Tourism.

1.2. Responsible authority

- **Name and contact details of the competent authority (government, ministry, department, service) and person(s) in charge of transposing the Directive into national legislation:**

In Article 24 of Law No. 2863, Ministry of Culture and Tourism is defined as the responsible authority.

Ministry of Culture and Tourism
Directorate General for Cultural Heritage and Museums
Address:
İsmet İnönü Bulvarı No: 5 Emek Ankara Turkey

Persons in charge of transposing the directive into national legislation:

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1.3. Notified bodies

- **Has your country the intention to notify conformity assessment bodies for the Directive? If so, could you already identify these bodies (name, and contact details) and indicate the conformity tasks (products and modules) that they will be entitled to perform:**

N/A

2. Implementation

2.1. Participation in Standing Committee and Experts' Group

- **Name, function and contact details of the representatives (and their alternates, if any) of your country's governmental authorities designated or to be designated to represent your country in the meetings of the standing committee and experts' group established under the Directive:**

Ministry of Culture and Tourism
Directorate General for Cultural Heritage and Museums
İsmet İnönü Bulvarı No: 5 Emek Ankara Turkey

2.2. Implementing structure

- ***Responsible authority central/local:***
- **Name and contact details of the competent authority (government ministry, department, service) and person(s) in charge of implementing the provisions of the Directive in the territory of your country:**

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 Directorate General for Cultural Heritage and Museums
 İsmet İnönü Bulvarı No: 5 Emek Ankara Turkey

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- **Implementation:**

- **Explain how implementation of the Directive in your country will be ensured (monitoring and control tools: market surveillance and others):**
- **Explain how market surveillance is carried out and on which basis:**
- **Resources available: specify the number and qualification of personnel designated for market surveillance activities (divided in office staff/field personnel)**
- **Cost: What budget will be provided for market surveillance activities? How will this be financed?**

Ministry of Culture and Tourism (Directorate General for Cultural Heritage and Museums) is the responsible body for the monitoring. Controls are performed through the museums affiliated with the Ministry.

Under the National Program for the Adaptation of Acquis, 203,750 Euros from Central Government Budget, and 5,000 Euros from the EU budget have been allocated for transposition and implementation purposes.

- **Methods of enforcement:**

- **What means/methods will be available in your country for enforcing compliance with the Directive(s)?**

- **Which are the reactive methods available?**
- ***Rights of the authority: What are the powers of the authority?***
- **Penalties: which will be the penalties applicable to violation of the national implementing measures?**

The powers of the Ministry of Culture and Tourism stem from Law No. 2863 Legislation for the Conservation of Cultural and Natural Property. This Law defines the limitations and the applicative methods for enforcement. The control of the cultural properties to be taken out of the country in whatever method may be carried out by the Ministry of Culture and Tourism.

Penalties applicable to violation of the national implementing measures are defined in Articles 68 and 75 of Law No. 2863. Article 15 of Law No. 5226 amending Law No. 2863 increased these penalties.