

MONETARY LIMIT APPLIED IN THE SIMPLIFIED JURISDICTION PROCEDURE WITH A SINGLE JUDGE BEFORE COMMERCIAL COURTS OF FIRST INSTANCE WAS INCREASED

April 2023



With the Law on Amending the Execution and Bankruptcy Law and Certain Laws, Law No. 7445, published in the Official Gazette dated 5 April 2023 (“**Law No.7445**”), the threshold amount or value of commercial lawsuits where the simplified jurisdiction procedure is applied, governed by the second paragraph of Article 4 of the Turkish Commercial Code, Law No. 6102 (“**TCC**”) was increased from TRY 500,000 to TRY 1,000,000, and it was introduced that this monetary limit will be increased each year at the official rate of revaluation.

In addition, with the Law No. 7445, the value of cases where there is a pecuniary claim and the dispute heard by a single judge before commercial court of first instance, governed by the third paragraph of Article 5 of the Law on Establishment, Duties and Powers of the Civil Jurisdiction Courts of First Instance and Regional Courts of Justice, Law No. 5235, was increased from TRY 500,000 to TRY 1,000,000, and it was introduced this monetary limit will be increased each year at the rate of revaluation. In other words, lawsuits exceeding this threshold will be conducted and concluded by a committee consisting of one chairman and two members.

Currently, the lawsuits and claims included in TCC, most particularly, those that would be resolved as final by judge and those related to cancellation and nullity of general assembly resolutions, liability suits against board of directors and auditors, dismissal and temporary appointment of the competent bodies, and annulment, dissolution and liquidation will continue to be seen by the panel of judges, without being affected by this monetary limit.

These amendments entered into force on the date of publication.

*If you have any questions
regarding matters discussed in
this Alert, please contact us at:*

T: +90 212 324 2710

info@ozel.av.tr

www.ozel.av.tr

Özel ve Özel, Attorneys at Law

Büyükdere Cad. 151

C Blok Kat 6 D: 44

Zincirlikuyu 34394 İstanbul

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