

CRITERIA FOR THE DETERMINATION OF COUNTRIES HAVING ADEQUATE LEVEL OF PROTECTION

EXAMINED COUNTRY:			
RELEVANT ORGANIZATION OF EXAMINED COUNTRY:			
EVALUATION			
CRITERIA	AVAILABLE	NOT AVAILABLE	EXPLANATION
1. Reciprocity status			
2. Legislation of the relevant country and implementation of this legislation regarding the processing of personal data			
2.1. Personal data protection is a constitutional right			
2.2. The existence of a basic law on the personal data protection			
2.3. Effective date of the Basic Law			
2.4. Secondary regulations and compliance of these regulations with our legislation			
2.5. Basic concepts of personal data protection			
2.6. General Principles on the Personal Data Protection			
2.7. Compliance of the personal data processing conditions with the personal data processing conditions in the Law No. 6698			
2.8. Existence of specific processing conditions and additional security measures for the processing of sensitive personal data			
2.9. Existence of legal guarantees that personal data processing activities are carried out in accordance with the principle of transparency			
2.10. Obligation to take the necessary technical and organizational measures to provide the adequate level of security in order to prevent unlawful processing and access to personal data and to ensure the protection of personal data 2.10.1. Technical measures 2.10.2. Organizational measures			
2.11. Implementation status of administrative and/or penal sanctions against the data breach and other mechanisms to prevent data breach			

2.12. Rights of data subject			
2.13. The right to request of data subjects to the controller and the right to lodge complaint with to the data protection authority			
2.14. The right to compensation of data subjects whose rights on personal data have been violated according to the general provisions			
2.15. Implementation guidelines/publications as reference			
2.16. Exemptions to the implementation of the Law			
2.17. Data transfer system			
3. Existence of an independent data protection authority			
3.1. Structure			
3.2. Independence status			
3.3. Duties and powers			
3.4. Its authority to audit/investigate			
3.5. Whether there is a remedy to appeal against its decisions			
4. The status of being a party in the international agreements on the personal data protection and being a member of international organizations			
4.1. Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data No. 108			
4.2. Additional Protocol to the Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data, regarding supervisory authorities and transborder data flows No.181			
4.3. Second Additional Protocol to the European Convention on Mutual Assistance in Criminal Matters(CETS 182)			
4.4. European Convention on Human Rights			
4.5. International Conference of Data Protection and Privacy Commissioners (ICDPPC)			
4.6. Global Privacy Enforcement Network (GPEN)			
5. Whether a member of global and regional organizations that Turkey is a member			

6. Trade volume with relevant country			
7. Other			