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Official Gazette dated 09/10/2016, numbered 29852

RENEWABLE ENERGY RESOURCE ZONES REGULATION

CHAPTER ONE

Objective, Scope, Basis, Definitions and Abbreviations

Objective

ARTICLE 1¹ – (1) The purpose of this Regulation is to ensure the effective and efficient use of renewable energy resources by creating renewable energy resource zones (YEKA) on immovables that are owned by the Treasury or subject to public ownership as well as immovables subject to private ownership, the rapid realization of investments by allocating these zones to investors and the domestic production or the domestic supply of high-technology components that are used in electricity generation facilities based on renewable energy resources, as well as to contribute to the procurement of technology transfer.

Scope

ARTICLE 2^{2,3} – (1) This Regulation covers the procedures and principles regarding the designation of YEKAs, issuance of connection opinions and allocation of capacity to these zones, allocating connection capacity conditional upon domestic production and/or use of domestic goods, and to designate the conditions to be sought in those that will participate in the competition to be held for this purpose, holding the said competition, receipt of guarantee, forfeiture of guarantee in case of failure to fulfill obligations, pre-license/license procedures and sale of electricity regarding electricity generation facilities to be established on YEKA.

Basis

ARTICLE 3 – (1)⁴ This Regulation has been prepared based on Articles 4 of the Law on the Utilization of Renewable Energy Resources for the Purpose of Generating Electricity No. 5346, dated 10/5/2005.

Definitions and abbreviations

Article 4 – (1) The following definitions shall apply in the implementation of this Regulation:

a)⁵ Candidate YEKA: The zone announced in the Ministry web site for it to be declared as a YEKA by the Ministry;

¹ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

² Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

³ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁴ Amended pursuant to the Regulation published in the Official Gazette dated 9 December 2025 and numbered 33102.

⁵ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

b) Research and Development Activity (R&D): The activity defined within the scope of the Law on Supporting Research, Development and Design Activities No. 5746, dated 28/2/2008;

c) Minister: The Minister of Energy and Natural Resources;

ç) Ministry: The Ministry of Energy and Natural Resources;

d)⁶ STB: The Ministry of Industry and Technology;

e) EMRA: Energy Market Regulatory Authority;

f)⁷

g)⁸ General Directorate: General Directorate of Energy Affairs;

ğ) Specification: The document annexed to the YEKA Utilization Right Agreement, which covers the works and transactions to be carried out, the scope, procedures and principles regarding the competition, technical and administrative conditions, the required qualifications for the applicant legal entities, and other information;

h) TEİAŞ: Turkish Electricity Transmission Corporation;

ı) Technology Provider: Legal entity/entities that are capable of producing the component defined in the Specification and development of technology, in case of allocation conditional upon domestic production;

i) TSE: Turkish Standards Institution;

j)^{9,10}

k)^{11,12} YEKA Agreement: The agreement executed between the Ministry and the winner of the competition regarding the use of the connection capacity allocated for YEKA developed by the General Directorate or, in the event of YEKA development following the YEKA Competition, the connection capacity announced by the Ministry on a connection zone basis, in accordance with the competition documents;

l)¹³ Renewable energy resource zone (YEKA): The renewable energy resource area/areas that are owned by the Treasury or subject to public ownership and that are subject to private ownership where at least one of the renewable energy resources can be developed is present with high density;

m)¹⁴ Domestic goods: The product that provides the local content ratio calculated within the scope of the Communiqué on Domestic Goods (SGM 2014/35) published in the Official Gazette dated 13/9/2014 and numbered 29118, and specified under the Specification;

n)¹⁵ Domestic Goods Certificate: The certificate issued within the scope of the principles specified under the Communiqué on Domestic Goods (SGM 2014/35) and the Specification that demonstrates the local content ratio of a product;

⁶ Amended pursuant to the Regulation published in the Official Gazette dated 31 December 2019 and numbered 30995.

⁷ Repealed pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁸ Amended pursuant to the Regulation published in the Official Gazette dated 31 December 2019 and numbered 30995.

⁹ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

¹⁰ Repealed pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹¹ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

¹² Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹³ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹⁴ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹⁵ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

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ö)^{18,19}

p)²⁰ Environmental Impact Assessment (EIA): The process defined in the Environmental Impact Assessment Regulation published in the Official Gazette dated 29/7/2022 and numbered 31907;

r)²¹ Competition documents: The YEKA Agreement, the Specification, addenda and the related questions and answers.

(2) Other expressions and abbreviations that are used in this Regulation shall have the meanings and scope attributed to them in the relevant legislation.

CHAPTER TWO

Designation of Renewable Energy Resource Zones

Designation and rating criteria for YEKA

Article 5 – (1)²² YEKAs can be developed in two different ways:

a) As a result of studies to be carried out by the General Directorate;

b) As a result of YEKA Competition and studies to be carried out thereafter.

(2) In case YEKAs are developed by the General Directorate, the following technical and administrative works shall be carried out.

a)²³ Preliminary evaluations shall be made on immovables that are owned by the Treasury or subject to public ownership as well as immovables subject to private ownership by using existing maps, energy potential atlases, measurements, existing and planned network infrastructure data and scientific studies.

b)²⁴ The areas found appropriate are declared as a Candidate YEKA for detailed works.

c)²⁵ Inquiries are conducted with institutions and organizations to be determined by the Ministry for announced Candidate YEKA areas; or the EIA process is initiated for those Candidate YEKA areas deemed appropriate among the announced areas.

ç)²⁶ The power capacity that can be installed is determined by taking into account the usable areas within the Candidate YEKA.

d)²⁷ If necessary, a sufficient number of energy measurement stations are installed and/or arranged to be installed on the Candidate YEKA in accordance with the relevant resource type. The necessary permissions are obtained from the landowners for this purpose.

¹⁶ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

¹⁷ Repealed pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹⁸ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

¹⁹ Repealed pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

²⁰ Inserted pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

²¹ Inserted pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

²² Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

²³ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

²⁴ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

²⁵ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

²⁶ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

²⁷ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

e)²⁸ Necessary technical and economic analyses shall be made and/or have made by using measurement data for energy purpose to be obtained within sufficient time.

f)²⁹ The Candidate YEKA for which inquiries have been conducted with the relevant institutions and organizations, or for which an EIA Positive/Not Required Decision has been issued, is announced as YEKA in the Official Gazette and notified to the relevant authorities to be incorporated into environmental plans.

g)³⁰ A preliminary place shall be allocated to the Ministry by the institutions/organizations that are authorized with respect to the area announced as a YEKA for the Ministry to carry out the works and/or have them carried out.

ğ)³¹ In case it is evaluated that the Candidate YEKA is unfit, or it is not announced as a YEKA within 2 (two) years, the Candidate YEKA status is canceled.

h)³² The YEKAs designated by the General Directorate shall be rated in view of the objectives and policies of the Ministry, resource type, determined resource potential and the estimate cost of unit electricity generation. The YEKA to be opened for investment and its priority shall be designated by the Ministry.

ı)³³ If deemed necessary by the General Directorate, geological and geotechnical surveys, expropriation, preparation of base maps, parceling, zoning works and electricity transmission infrastructure works shall be carried out and/or have carried out with respect to the resource zone in order to render the YEKA ready for investment.

i)³⁴ In case the regions determined within the scope of the Law on the Industrial Zones (Law Amending the Law on Industrial Zones and the Law on the Organized Industrial Zones) No. 4737, dated 9/1/2002 and are announced as a YEKA in the Official Gazette, the legal entities to whom these zones will be allocated shall be determined within the scope of this Regulation. Other transactions required to render YEKA ready for investment shall be carried out in coordination with the STB in accordance with the Law No. 4737.

(3)³⁵ In case a YEKA is developed after the YEKA Competition, the following technical and administrative works shall be carried out.

a) YEKA Competitions are conducted on the basis of resource types for the connection zones and connection capacities announced by the Ministry.

b)^{36,37,38} The legal entity that won the YEKA Competition and executed the YEKA Agreement, shall propose to the General Directorate the areas to be determined within the scope of the relevant legislation by remaining within the connection areas and based on the entire connection capacity, together with the requested information and documents within the period specified in the Specification. The areas found appropriate are announced as Candidate YEKA on the official website of the Ministry. For each area that is deemed unfit, the winner of the competition may be asked to propose a new Candidate YEKA in accordance with the conditions

²⁸ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

²⁹ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

³⁰ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

³¹ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

³² Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

³³ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

³⁴ Amended pursuant to the Regulation published in the Official Gazette dated 31 December 2019 and numbered 30995.

³⁵ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

³⁶ Repealed pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

³⁷ Amended pursuant to the Regulation published in the Official Gazette dated 31 December 2019 and numbered 30995.

³⁸ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

specified in the specification, provided that the connection area where the competition is won is not changed. In case the Candidate YEKA is approved for the allocated connection area and connection capacity, said Candidate YEKA shall be announced in the Official Gazette as a YEKA. The evaluation process for Candidate YEKAs shall be completed in accordance with the conditions and within the period specified in the Specification. The capacity corresponding to the areas, which are not submitted to the General Directorate in due time or are not deemed fit as a result of the evaluation, shall be canceled by deducting it from the total capacity specified in the YEKA Agreement. It is essential that an electricity generation facility with an installed capacity corresponding to the minimum rate specified in the Specification is established, provided that it is not less than seventy percent of the capacity allocated under the YEKA Agreement. This situation shall not trigger the right to amend the YEKA Agreement and its annexes. The YEKA Agreement shall be terminated by forfeiting the guarantee, in case an available Candidate YEKA cannot be determined or Candidate YEKAs that are less than the minimum rate specified in the Specification are determined, on condition that it is not less than seventy percent of the connection capacity.

c)^{39,40} Under the method of YEKA development after the YEKA Competition, selection of areas, the necessary surveys and authorizations shall be consummated per the terms of the YEKA Agreement and the Specification.

ç)^{41,42} The Ministry shall cooperate in good faith for the necessary authorization processes in order to render a YEKA, which is to be determined by using the YEKA development after the YEKA Competition method, ready for investment. The Ministry may carry out the procedures and processes related to EIA, zoning, and permits under this method.

d)⁴³ All expenses for rendering a YEKA ready for investment and other necessary work and transactions shall be borne by the legal entity that wins the competition. The legal entity cannot make any claims under the name of loss, damage or the like due to these transactions and delays.

e)⁴⁴ Power plant sites that cannot be determined or used due to events of force majeure or reasons stemming from the public and deemed appropriate by the General Directorate, may be changed, provided that the connection area remains the same. The sites changed shall be submitted to the General Directorate. If found suitable, they shall be announced as YEKA. The additional time spent during the power plant site determination process shall not be added to the total agreement time.

CHAPTER THREE

Receipt, Review, Finalization of Applications and Execution of YEKA Agreement

Announcement of YEKA competition⁴⁵

³⁹ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

⁴⁰ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁴¹ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

⁴² Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁴³ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁴⁴ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁴⁵ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

ARTICLE 6 – (1)⁴⁶ The announcement of YEKA Utilization Right competition shall be published in the Official Gazette and on the General Directorate’s website. The announcement shall include the following information at least:

a) Technical and administrative features regarding YEKAs that are deemed necessary to be announced by the General Directorate and the connection capacity of YEKA.

b) Conditions for the applicants.

c)⁴⁷ Letter of guarantee.

ç) Application place, date and time.

d) The place from where the Specification is to be procured, and its fee.

e) Competition conditions.

f) Other information deemed necessary by the Ministry.

(2)⁴⁸ The period between the date of announcement and the delivery date of the application file cannot be less than 30 (thirty) calendar days.

Receipt of applications for YEKA utilization right competition

ARTICLE 7 – (1)⁴⁹ Those who meet the requirements specified under this Regulation and the Specification may apply to the competitions to be held within the scope of this Regulation.

(2) (**Amended: 11/04/2017-30035/art.5**) Legal entities that become entitled to apply for a pre-license within the scope of this Regulation shall meet the requirements set for legal entities entitled to apply for a pre-license specified in the Electricity Market Licensing Regulation published in the Official Gazette dated 2/11/2013 and numbered 28809.

(3) In case the application is filed by multiple legal entities, matters as to application as a joint venture shall be defined in the Specification.

(4) The minimum shareholding ratio pertaining to citizens of the Republic of Turkey and the Technology Provider within the shareholding structure of the legal entity or joint venture participating in the competition shall be set forth under the Specification. The shareholding structure to be submitted within the application shall go down to individual level, to demonstrate the shareholding of the citizens of the Republic of Turkey. In case of application as a joint venture, the calculation method for the work experience certificate pertaining to the shareholders shall be defined under the Specification.

(5)^{50,51} Those who want to apply for competition shall submit the documents set forth under the Specification to the General Directorate within the application file.

(6) Application files shall be submitted on condition that the following requirements are met:

a)^{52,53} All application documents shall be submitted in a sealed envelope, each signed by the authorized signatories per the trade registry certificate and stamped.

⁴⁶ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

⁴⁷ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁴⁸ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁴⁹ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

⁵⁰ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

⁵¹ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁵² Amended pursuant to the Regulation published in the Official Gazette dated 09 April 2021 and numbered 31449.

⁵³ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

b)⁵⁴ The Financial Offer shall be placed in a sealed, stamped and wet-ink signed envelope, which shall be placed in the sealed envelope containing all application documents.

c) It is essential that the original or notarized copies of the documents are submitted. Uncertified copies will not be processed.

ç) It is essential that the documents are submitted in Turkish language. For documents in foreign language, apostille approval, or if such country is not party to the Hague Convention the approval of the equivalent authority of the relevant country that the document pertains to, , and the certified and sworn translation from the Turkish Consulate are required.

(7)⁵⁵ Application files must be submitted to the address specified in the announcement, until the date and time specified in the announcement. Applications that are not submitted in due time will not be evaluated. In applications, postal delays shall be disregarded.

Organization and working principles of the commission

ARTICLE 8 – (1) Subject to the Minister’s approval and provided that the total number of members is an odd number, the Commission shall constitute of a chairman from the institutions/organizations to be specified by the Ministry, and at least four permanent members, as well as substitute members to serve in their place in cases where permanent member/members are not available, The works and transactions carried out by the Commission shall be determined by minutes and signed by all members of the Commission.

(2) The commission shall convene with all of its members. Commission decisions shall be adopted by majority vote. Abstention from voting is not permitted. The chairman of the Commission and its members are responsible for their votes and decisions. Commission members that cast a dissenting vote shall write their reason to dissent in the Commission decision and sign it. The decisions adopted and the minutes issued by the Commission shall be signed, by indicating the names, surnames and titles of the chairman and the members of the Commission.

Review of applications

ARTICLE 9 - (1) Applications shall be evaluated by the Commission.

(2)^{56,57}

(3)^{58,59} The Commission shall complete the detailed document review of all the information and documents submitted for applications that are deemed suitable in 30 (thirty) calendar days from the last application date specified in the announcement. If said works cannot be completed in due time, the Commission may make a one-off additional time extension decision of up to 30 (thirty) calendar days. The place, date and time of the competition designated by the Commission shall be announced on the Ministry’s website at least 3 (three) calendar days before the competition date, and/or the applicants shall be notified of the same at

⁵⁴ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁵⁵ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

⁵⁶ Amended pursuant to the Regulation published in the Official Gazette dated 31 December 2019 and numbered 30995.

⁵⁷ Repealed pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁵⁸ Amended pursuant to the Regulation published in the Official Gazette dated 31 December 2019 and numbered 30995.

⁵⁹ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

least 3 (three) calendar days before the date of the competition via one of the correspondence methods.

(4)^{60,61} It is essential that the applicant makes his/her application duly and completely, without need for further explanation. If deemed necessary by the Commission during the document review process, the Commission may request from the applicants a correction for incomplete, incorrect and incomprehensible application documents and detailed explanation regarding the information and documents submitted within the scope of the Specification. The applicant legal entities shall be notified of the requested document, correction or explanation via one of the correspondence methods. The requested documents, corrections or detailed explanations shall be submitted to the Commission within the period specified in the notification from the date of this notification. However, the period for submitting the requested documents, corrections or detailed explanations to the Commission shall not exceed the document review period of the Commission. Applications found to be missing documents as a result of the examination period of the Commission will not be accepted for participation in the competition.

(5)^{62,63} If a financial offer is requested as a part of the competition application, financial offers shall be issued in the format set forth under the Specification, stamped and wet-ink signed by the signature authorities per the trade registry certificate, and their validity period shall be at least 120 (one hundred and twenty) calendar days from the date of application.

(6) The competition to be held may be suspended or canceled by the decision of the Commission.

(7) Legal entities participating in the competition cannot make any claims under the name of loss, damage or the like.

YEKA competition procedure and finalization of YEKA competition⁶⁴

ARTICLE 10 – (1)⁶⁵ Applicants with valid applications, who meet the criteria specified under this Regulation and Specification shall be entitled to participate in the competition.

(2)⁶⁶ If a financial bid is requested in the competition application, the financial offer envelopes of the applicants that become entitled to participate in the competition shall be opened by the Commission in the presence of the duly authorized representatives of the applicant, in accordance with the terms set forth in the Specifications.

(3)^{67,68} The competition shall be held according to the procedures set forth in the Specifications.

(4)⁶⁹ Applicants who submitted their last offer and did not submit a new offer, shall sign competition minutes and shall not be allowed to submit an offer again in the competition.

⁶⁰ Amended pursuant to the Regulation published in the Official Gazette dated 31 December 2019 and numbered 30995.

⁶¹ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁶² Amended pursuant to the Regulation published in the Official Gazette dated 09 April 2021 and numbered 31449.

⁶³ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁶⁴ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁶⁵ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

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⁶⁸ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁶⁹ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

(5)^{70,71}

(6)⁷² In case legal entities submitting offers do not sign the competition minutes, this situation shall be determined by the Commission under a separate minute. In competition, the offers submitted by a legal entity shall be valid and binding without signature requirement.

(7)^{73,74} The letters of guarantee for the offers other than the first three most suitable offers in accordance with the criteria set out in the Specifications, shall be returned.

(8)⁷⁵ The Commission minutes shall be submitted to the Minister's Approval. The competition shall be concluded with the Minister's Approval and the most suitable first offeror shall be called to execute the YEKA Utilization Right Agreement within the framework of the approval.

(9) The Ministry may cancel the competition at any stage.

Execution and fulfilment of YEKA agreement⁷⁶

ARTICLE 11 – (1)⁷⁷ It is essential that the legal entity that is called for the YEKA Agreement executes the YEKA Agreement within a maximum of 30 (thirty) calendar days from the date of notification of the invitation letter. In case a YEKA Agreement is executed with the most suitable first offer or the second and third most suitable offerors are not called for the YEKA Agreement, the letter of guarantee of the second and third most suitable offeror shall be returned. In case the most suitable first offeror does not accept the invitation to execute the YEKA Agreement within this period, his/her guarantee shall be forfeited and the invitation letter to the YEKA Agreement may be sent to the second and third most suitable offeror, respectively. If the offeror who is called for the YEKA Agreement does not sign the YEKA Agreement within the given period, the process shall be applied in the same manner.

(2)⁷⁸ Before executing the YEKA Agreement, the legal entity shall have completed the necessary commercial incorporation process and shall submit to the General Directorate its Trade Registry Gazette, the letter of guarantee issued on behalf of the legal entity and the documents required under the Specifications.

(3)^{79,80} In case the competition is won by a joint venture, the joint venture members shall complete the commercial incorporation process in accordance with the partnership declaration that they have undertaken and submitted with their application, and shall submit to the General Directorate the Trade Registry Gazette, the letter of guarantee issued in the name of the legal entity, and the documents required under the Specifications, before executing the YEKA Agreement.

(4)⁸¹ Other issues regarding guarantee shall be regulated under the Specification.

⁷⁰ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

⁷¹ Repealed pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁷² Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁷³ Amended pursuant to the Regulation published in the Official Gazette dated 31 December 2019 and numbered 30995.

⁷⁴ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁷⁵ Amended pursuant to the Regulation published in the Official Gazette dated 9 December 2025 and numbered 33102.

⁷⁶ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

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⁸⁰ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁸¹ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

CHAPTER FOUR

License Process and Electricity Sales

Pre-license process

ARTICLE 12 – (1)^{82,83} A pre-license and a generation license shall be obtained in order to engage in electricity generation activities in the YEKAs within the scope of the YEKA Agreement.

(2)^{84,85,86} The legal entity that becomes entitled to apply for a pre-license and its connection capacity shall be notified to EMRA for the purpose of granting of a pre-license. This legal entity shall make a pre-license application to EMRA within 15 (fifteen) business days from the notification.

(3)^{87,88}

(4)^{89,90} The pre-license application date or the fact that an application has not been made in due time shall be notified to the General Directorate by EMRA. In case a pre-license application has not been made in due time, the YEKA Agreement shall be terminated by the Ministry and the letter of guarantee in this amount shall be forfeited. All rights granted under the YEKA Agreement, including the allocated connection capacity, shall terminate. Payments received from the legal entity that has signed the YEKA Agreement pursuant to the Specifications shall not be refunded.

(5)^{91,92,93} As a result of the evaluations made by EMRA, the deficiencies in the applicant's application documents, if any, shall be identified and a pre-license shall be granted upon remedy of the said deficiencies within the period to be granted in accordance with the Electricity Market Licensing Regulation. In case the deficiencies are not remedied in due time, the YEKA Agreement shall be terminated by the Ministry and the guarantee shall be forfeited.

(6)⁹⁴ The necessary works and transactions as well as the required authorizations within the scope of the Electricity Market Licensing Regulation shall be completed and a generation license application shall be filed within the pre-license period specified under the Specification. The pre-license holder legal entity shall complete the incomplete work and transactions in the YEKA as announced by the Ministry within this process. In case of failure to file a license application in due time, the penalties set forth under the Specification shall apply.

⁸² Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

⁸³ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁸⁴ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

⁸⁵ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

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⁹³ Amended pursuant to the Regulation published in the Official Gazette dated 9 December 2025 and numbered 33102.

⁹⁴ Amended pursuant to the Regulation published in the Official Gazette dated 31 December 2019 and numbered 30995.

(7)^{95,96} The characteristics of the domestic components to be used in the electricity generation facility, as well as the matters related to their production and/or use, shall be determined in the Specifications, and the documents required under the Specifications within this scope shall be submitted to the General Directorate.

(8)^{97,98} If the relevant documents are not submitted within the specified period, the YEKA Agreement shall be terminated by the Ministry and the guarantee shall be forfeited.

(9)^{99,100}

(10)¹⁰¹

(11)¹⁰²

(12)¹⁰³ The third party monitoring service within the framework of the detailed work program submitted to the General Directorate as to the establishment of the electricity generation facility shall be obtained by the pre-license holder legal entity under the conditions specified under the Specification.

(13) Work programs may be amended with the General Directorate's Approval, provided that the periods specified under the Specification are not exceeded individually and in total.

(14)¹⁰⁴

License process

ARTICLE 13 – (1)^{105,106} In case the obligations specified in the Electricity Market Licensing Regulation and the Specifications are fulfilled, pre-license holder legal entities shall apply to EMRA for a license. In addition to the license application documents, EMRA shall require during the licensing procedures a letter of conformity from the General Directorate for obtaining a license. The General Directorate shall issue the letter of conformity if the requirements specified under the seventh paragraph of Article 12 are fulfilled and it is determined that the R&D Plans are complied with.

(2)¹⁰⁷

(3)^{108,109} If it is determined that the domestically produced component undertaken in the YEKA is not used at the acceptance stage of the facility, the relevant unit shall not be accepted, and a written warning shall be served to the license holder legal entity to use the domestic goods in accordance with the Specification. In case this deficiency is not remedied within the period specified in the notice and the undertaking is not fulfilled, the YEKA Agreement shall be terminated and the guarantee shall be forfeited, liquidation procedures shall be initiated in

⁹⁵ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

⁹⁶ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁹⁷ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

⁹⁸ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

⁹⁹ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

¹⁰⁰ Repealed pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹⁰¹ Repealed pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹⁰² Repealed pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹⁰³ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹⁰⁴ Repealed pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

¹⁰⁵ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

¹⁰⁶ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹⁰⁷ Repealed pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹⁰⁸ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

¹⁰⁹ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

accordance with general provisions and EMRA shall be notified for cancellation of the generation license.

(4)^{110,111} The term of the licenses to be obtained for YEKAs and the construction period for the electricity generation facility to be established shall be specified in the Specifications.

(5)^{112,113}

(6)¹¹⁴

Electricity sale

ARTICLE 14 – (1)¹¹⁵ Electricity generated in YEKAs shall be evaluated within the scope of Renewable Energy Resources Support Mechanism (YEKDEM) for the period set forth under the Specification and at the price specified under the YEKA Utilization Right Agreement. Except for the reasons stated under Article 17, no time extension shall be granted. No price increase shall be made for any reason whatsoever.

(2)^{116,117} The purchase period/quantity starts from the date specified in the Specifications. The electricity generated within the scope of the YEKA shall be evaluated within the scope of YEKDEM, without need for filing an application, from the date that the electricity generation facility becomes partially operational.

(3)¹¹⁸ At the end of the purchase period specified under the YEKA Agreement, market activities shall be carried out within the scope of the generation license.

(4)¹¹⁹ Within the scope of the YEKA Agreement, domestic goods support within the scope of the Law No. 5346 shall not apply. Any additional domestic product incentive applicable to components to be used apart from those required as mandatory domestic components shall be specified in the Specifications.

CHAPTER FIVE R&D and Certification

R&D activities

ARTICLE 15 – (1)^{120,121} If R&D activities are required in the Specifications, R&D activities shall be carried out within the framework of the Annual R&D Plan within the scope of the Law No. 5746 and under the conditions set forth under the Specification.

(2) The implementation and audit of R&D activities shall be carried out by the institutions/organizations assigned under the Law No. 5746. The relevant

¹¹⁰ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

¹¹¹ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹¹² Amended pursuant to the Regulation published in the Official Gazette dated 31 December 2019 and numbered 30995.

¹¹³ Repealed pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹¹⁴ Repealed pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

¹¹⁵ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

¹¹⁶ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

¹¹⁷ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹¹⁸ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹¹⁹ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹²⁰ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

¹²¹ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

institutions/organizations shall submit the implementation and audit results for R&D activities to the Ministry annually.

(3)¹²² R&D activities shall commence after completion of the establishment of the R&D center within the period granted under the Specification following the execution of the YEKA Agreement. R&D center activities shall proceed in accordance with the submitted R&D plans, provided that duration is not less than the period specified under the Specification. The penalty to be applied in view of the submitted annual implementation and audit report and the status of achievement of the targets included in the R&D plan, in case it is understood that R&D activities are not carried out as per the plan, if t or are not effectively carried out, shall be set forth under the Specification.

Share transfer¹²³

ARTICLE 16 – (1)^{124,125} Any changes in the direct shareholding structure of the competition winner shall be subject to the approval of the Minister until the electricity generation facility fully commences operation. After the entire electricity generation facility has become operational, notification to the Ministry shall be sufficient for any changes to the direct shareholding structure.

(2)¹²⁶

Force majeure

ARTICLE 17 – (1)^{127,128} In case the works and transactions carried out within the scope of this Regulation are not completed within the periods set forth under the YEKA Agreement, the penalties specified under this Regulation and the Specification shall apply.

(2) Time extension can be granted due to events of force majeure including but not limited to the ones below:

- a) Natural disasters.
- b) Legal strike.
- c) General epidemic disease.
- ç) Partial or general mobilization declaration.
- d) Fire and sabotage.

(3)¹²⁹ In order for the events set forth under the second paragraph to be deemed as force majeure and in order to grant time extension to the legal entity with whom YEKA Agreement is executed it is mandatory that:

- a) it shall not be caused by the fault of the legal entity concerned;
- b) it shall prevent the fulfillment of an undertaking;
- c) the legal entity shall be unable to overcome it;
- ç) the legal entity with whom YEKA Agreement is executed shall notify the General

Directorate;

¹²² Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹²³ Amended pursuant to the Regulation published in the Official Gazette dated 9 December 2025 and numbered 33102.

¹²⁴ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹²⁵ Amended pursuant to the Regulation published in the Official Gazette dated 9 December 2025 and numbered 33102.

¹²⁶ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹²⁷ Amended pursuant to the Regulation published in the Official Gazette dated 11 April 2017 and numbered 30035.

¹²⁸ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹²⁹ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

d) it shall be certified by the competent authorities.

(4) The legal entity shall include the following information in writing in its force majeure notification:

- a) The commencement date and nature of the event of force majeure;
- b) Its effects on its obligations under the relevant legislation;
- c) If possible, the estimated time period to remedy the effects.

(5) Upon confirmation that an event of force majeure has occurred, the delay to occur within this framework shall be added to the work program and the total time. The total time extension to be granted within the framework of force majeure cannot exceed 1 (one) year.

(6)¹³⁰

(7)¹³¹ In case the General Directorate fails to fulfill its obligations regarding the performance of the YEKA Agreement without fault on the part of the legal entity, and delays occur for such reason for which the legal entity is not liable, this situation prevents the fulfillment of the undertaking, and that the legal entity is not able to overcome it, then the time for some or all of said work shall be extended at least for the delay time, depending on the reasons preventing the work and the nature of the works to be done.

(8)¹³² In case the delay experienced within the framework of force majeure by the parties that executed the YEKA Agreement lasts more than 1 (one) year or it is understood that it cannot be overcome within 1 (one) year, the General Directorate shall be entitled to terminate the YEKA Agreement upon certification of this situation by competent authorities. In this case, the letter of guarantee shall be returned. The legal entity cannot in this case make any claims under the name of loss, damage or the like.

CHAPTER SIX

Protection of YEKAs and Infrastructure Investments

Protection and use of YEKAs

ARTICLE 18 – (1) The following procedures and principles shall be followed as to the protection of YEKAs:

a) It is essential to preserve the naturalness of the resource to be used in the YEKA and to ensure its sustainability.

b) The General Directorate’s opinion shall be obtained during the preparation phase of all types of projects and plans that may change the characteristic values of the renewable energy resource in the areas determined within the scope of this Regulation and announced in the Official Gazette.

c)¹³³ Excluding cases related to national security, no action can be taken on the YEKA that may prevent the utilization of this resource. However, additional measures that may be requested depending on the ecological, physical and technical characteristics of the area for the purpose of protection of the areas that are declared as a YEKA may be implemented upon the General Directorate’s approval.

¹³⁰ Repealed pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹³¹ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹³² Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

¹³³ Amended pursuant to the Regulation published in the Official Gazette dated 5 October 2024 and numbered 32683.

Procedures and principles regarding the obligations of institutions and organizations for development of the necessary infrastructure in order to utilize YEKA to the maximum extent

ARTICLE 19 – (1) The following procedures and principles shall be followed by the relevant institutions and organizations to the maximum extent in order to utilize YEKAs efficiently and effectively:

a) The General Directorate shall designate the YEKA the parcels and installed capacities in optimum sizes depending on the resource, and make the necessary measurement and feasibility studies/have them made.

b) It shall carry out works for the purpose of reducing the methods and processes in obtaining land permits.

c) The energy transmission facilities required for the electricity generation facilities to be established on the YEKAs shall be built by the TEİAŞ in accordance with the commissioning program of the electricity generation facility units.

ç) The General Directorate shall take initiative to improve the transportation infrastructure of the YEKA.

Repealed Regulation

ARTICLE 20 – (1) The Regulation on Procedures and Principles Regarding the Determination, Rating, Protection and Use of Renewable Energy Resource Zones for Electricity Generation published in the Official Gazette dated 27/11/2013 and numbered 28834 has been repealed.

Enforcement

ARTICLE 21 – (1) This Regulation shall enter into force on the date of its publication.

Execution

ARTICLE 22 – (1) The provisions of this Regulation shall be executed by the Minister of Energy and Natural Resources.

	Regulation Published in the Official Gazette	
	Dated	Numbered
	9/10/2016	29852
	Regulations Amending the Regulation Published in the Official Gazettes	
	Dated	Numbered
	11/4/2017	30035
2	31/12/2019	30995 (4 th bis)

3	9/4/2021	31449
4	5/19/2024	32683
5	9/12/2025	33102