REPUBLIC OF TÜRKİYE

MINISTRY OF TRADE

DIRECTORATE GENERAL FOR PRODUCT SAFETY AND INSPECTION

INSPECTION GUIDE FOR CERTAIN PRODUCTS REQUIRED TO BEAR THE "CE" MARK

Handbook on Implementation Principles

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1. SCOPE AND LEGAL BASIS

This Guide has been prepared in order to determine the procedures and principles for conducting and concluding the physical inspections of products falling under the scope of the Communiqué on Import Inspection of Certain Products Required to Bear the "CE" Mark, which is prepared and administered by the Ministry of Commerce pursuant to Article 455 of Presidential Decree No. 1 on the Presidential Organization, Law No. 7223 of 5/3/2020 on Product Safety and Technical Regulations, the Decision on Technical Regulations Regime enacted by Presidential Decision No. 6038 of 14/9/2022, and the Regulation on Technical Regulations in Foreign Trade published in the Official Gazette dated 16/8/2023 and numbered 32281.

Regarding matters not explicitly addressed in the inspection guides, instructions given as a result of company applications—unless stated otherwise—are not isolated/singular and shall apply equally to other companies in the same circumstance.

The principles and rules contained in this Guide shall not be construed or interpreted beyond the scope of the legislation on Product Safety and Technical Regulations.

2. IMPORT INSPECTION APPLICATIONS

2.1 Application by the Importer Company

Import inspection applications for products within the scope of the "List of Products Subject to Inspection" in Annex-2 of the Communiqué shall be submitted prior to the registration of the customs declaration within the framework of Article 181, Paragraph 4 of the Customs Regulation.

The regulation in Article 5 of the Communiqué forms the basis of the application. Accordingly, the authorized company user acting on behalf of the firm enters the data regarding the import batch into TAREKS via the "E-Signature Applications Entry" section located under the "E-Signature Applications" section of the Ministry’s website. Upon application, TAREKS issues an application tracking number to the firm solely for following up on procedures before the relevant inspection unit.

2.2 Exemptions and Exceptions

Qualifications for applications granted exemption and exception from import inspection are defined under Article 6 of the Communiqué. Accordingly, applications possessing an A.TR certificate, a Production Input Exemption Certificate, AQAP or GMP certificates, returned goods content, and items specified in Part Five of the Decision on Implementation of Certain Articles of Customs Law No. 4458 annexed to Cabinet Decision No. 2009/15481 dated 9/9/2009 are exempt from physical inspection.

However, pursuant to the final paragraph of Article 6 of the Communiqué, applications

possessing A.TR, Production Input Exemption, AQAP, and GMP certificates may also be redirected to physical inspection when deemed necessary upon evaluation. In these evaluations, alongside risk analysis, the results of examinations conducted on documents submitted in previous applications, whether the company submitted unauthenticated documents, and past occurrences of cancellations or duplicate applications are taken into consideration.

2.2.1 Evaluation of Production Input Exemption Applications for Industrial Products

For products within the scope of this Communiqué imported to be used as inputs in production by industrialists, an application is submitted by the industrialist or the supplier importing on their behalf to the Provincial Directorate of Industry and Technology where the industrial registry certificate was issued. Following the electronic upload to TAREKS of the exemption certificate issued on a HS Code basis by the Provincial Directorate of Industry and Technology stating that the products may be imported exempt from the provisions of this Communiqué, a TAREKS reference number is generated confirming that the product can be imported.

Such exemption certificates shall remain valid from their date of issuance by the Provincial Directorates of Industry and Technology until the end of the current calendar year. Taking into account the capacity report presented by the firm, maximum exemption quantities on a HS Code basis shall be determined for the products under the requested HS Codes and noted on the exemption certificate. For exceptional practices regarding input exemption for industrial products, Section 5.4 of this guide must be consulted.

2.3 Submission of Application Documents

For every application made, documents specified in Articles 1 and 2 of Annex-3 of the Communiqué must be uploaded to the system. For products routed to physical inspection, documents specified in Articles 3 and 4 of Annex-3 of the Communiqué must be fully uploaded to TAREKS in electronic format within twenty (20) business days, including the application date. In case of missing documentation, if the company wishes to proceed with the application, additional time will be granted automatically by the system. If required documents are not uploaded within the allotted timeframe, the application will be concluded by the system as **"Rejection: Missing Document"**.

If an application concludes as "Rejection: Missing Document" due to incomplete Annex-3 documents and the applicant wishes to reopen it for inspection, a one-time request to reopen the application for inspection can be performed via the additional time request button available on the system.

If documents required for physical inspection cannot be uploaded to TAREKS due to technical issues, relevant documents shall be delivered by hand to the inspection unit. Hand deliveries can only be made by authorized persons within the scope of a power of attorney. In this case, a power of attorney proving authorization to act on behalf of the importer must be presented; otherwise, inspection procedures will not be conducted.

In application dossiers submitted via TAREKS for products listed under the same Customs Document, where there are multiple HS Codes, different types, origins, brands, or models under the same HS Code, or products from different manufacturers, it is sufficient to upload common and applicable documents (e.g., customs declaration, invoice, declaration of conformity) once to TAREKS.

3. INSPECTION PROCESSES

When an application submitted via TAREKS by an authorized user is directed to physical inspection, the inspection process commences. The import inspection process, referred to as physical inspection, covers several of the following stages in order:

- Verification of Application Details
- Scope Verification
- Document Review
- Physical Inspection
- Laboratory Testing

Initially, TAREKS application details are cross-checked and scope verification is performed. Once products are determined to fall within the relevant legislation, information and documentation pertaining to the product are examined. Following risk analysis conducted by TAREKS, products may be routed to testing. If inspection units harbor doubts regarding product risk, the inspection may be escalated to a higher level of evaluation.

3.1 Verification of Application Details

The consistency between information declared in the TAREKS application and documents uploaded through TAREKS is verified by the relevant inspection unit. If application information is incorrectly declared, the application must be canceled by the inspection unit and resubmitted to the system. However, in cases where brand and model are inadvertently declared incorrectly, necessary corrections can be made on the system without canceling the application upon consulting the relevant inspection unit.

3.2 Scope Verification

In applications directed to physical inspection by TAREKS, products are verified against their corresponding HS Codes to confirm whether they fall within the scope of products intended for inspection by the Ministry. Products determined to be out of scope are concluded as **"Out of Scope: Inspection Result"**.

Products declared as out of scope by the company representative on TAREKS are directed to physical inspection during their initial import; products confirmed as out of scope are finalized

as "Out of Scope: Inspection Result". For subsequent imports of products previously confirmed as out of scope, whether they will be routed to physical inspection is determined by risk analysis.

3.3 Document Review

To establish technical compliance of the subject products, information and documentation submitted by the firm are reviewed. Documents must primarily be submitted in Turkish; however, documents in English are also accepted. Notarized Turkish translations may be requested if deemed necessary.

Where a product is subject to multiple technical regulations requiring an EU Declaration of Conformity, the manufacturer demonstrates fulfillment of all applicable rules across these technical regulations by issuing a single, unified EU Declaration of Conformity.

Test reports submitted within the scope of inspection must be up to date, issued by an accredited laboratory or notified body where mandatory under relevant legislation, and dated prior to the transport document (bill of lading, CMR, TIR carnet, etc.).

3.3.1 Matters Concerning Test Reports

Test reports are required under the following circumstances:

- When the product exhibits suspicious characteristics indicating serious risks or hazards regarding basic safety provisions of the applicable Regulation,
- When product identifying details (brand, model, etc.) in the EU Declaration of Conformity do not match the physical product,
- When directives and/or standards cited in the EU Declaration of Conformity have been updated,
- When standards declared in the EU Declaration of Conformity are replaced because they do not fully cover the product,
- When the EU Declaration of Conformity is found to have been issued after the transport document date,
- Excluding pre-authorization applications for goods currently in transit, during an ongoing inspection process (including reopening a finalized application), if the product is detected to have been moved/transferred to a location other than that declared (bonded warehouse, temporary storage area, etc.).

3.3.1.1 General Rule for Document Dates

EU Declarations of Conformity and test reports must be issued prior to or on the exact date of the transport document. This is because the declaration of conformity must be issued by the manufacturer as part of the production process and as a prerequisite for placing the product on the market, based on relevant testing and certification processes.

As an exception, EU Declarations of Conformity re-issued due to typographical errors

and/or technical updates are accepted even if dated after the transport document date, provided they were drawn up by the manufacturer as part of the production process.

3.3.1.2 Standard Currency and Exceptions

Standards referenced in submitted documents must be current. However, if outdated, exceptions apply under the following conditions:

a. Acceptance of Outdated Standards: If the product fulfills the requirements of the former standard, confirmed by test reports based on that standard, and it is verified through updated test reports that the product meets the updated standard without any change in parts, design, or components, updated test reports dated after the transport document date are accepted. If absence of part/design/component modification cannot be deduced from reports, written confirmation from the accredited testing laboratory/notified body that issued the initial report is required.

b. Inapplicability of Revised Sections: If the referenced standard is outdated, provided that:

- The product complies with the former standard,
- Compliance with the revised section is not included in the test report, and
- The revised section of the standard is inapplicable to the product under inspection,

the issuing body is required to certify in writing that missing elements in the test report regarding current standards are essentially inapplicable to the imported product. Upon written certification, inspection is completed according to non-revised standards in the existing report. If not certified in writing, the matter is reviewed by the inspection unit upon importer request. If the difference between standards is verified as inapplicable, import inspection is completed considering existing test reports.

3.3.1.3 Standard Changes

If the declared standard in the EU Declaration of Conformity or test report changes after inspection has commenced, and the revised standard works to the importer's advantage, the new standard shall be taken into consideration.

If review of documents or physical inspection reveals the need for deeper investigation, or if documents submitted do not belong to the product, an additional 45 days is granted to complete correct documentation, provided the firm showed no intent to mislead. If requested documents are not submitted within 45 days from the inspector's initial request date on TAREKS, the application is finalized as "Rejection: Missing Document". Inspectors must not cancel applications solely due to missing documents.

3.4 Physical Inspection

When products are routed to physical inspection by the system, physical examination is conducted to establish a direct link between physical items and uploaded documents, and to resolve

doubts arising during document review. During physical inspection, structural features and characteristics are examined, and details are recorded in the Physical Inspection and Sampling Form (Annex-2).

Persons accompanying physical inspection and sampling in bonded areas must present a valid power of attorney authorizing them to act on behalf of the importer. Inspection will not proceed without a valid power of attorney.

All communication regarding physical inspection must proceed through the system. If company representatives are absent or products are not ready at the scheduled time, the inspection schedule will be reset regardless of application date. If products are not present in the inspection area, the application will be finalized as **"Rejection: Inspection Result"**.

Photographs of products must be taken during physical inspection and archived for future reference.

Products raising justified, serious safety concerns may be submitted to a laboratory for testing, with subsequent action determined by test results. If the importer refuses testing and requests non-compliance via written petition, the application is finalized as "Rejection: Inspection Result". If the importer object to the testing decision and the resulting non-compliance status via petition, the matter is escalated to the General Directorate.

3.4.1 Marking Verification

The CE mark must comply with the format specified in the "CE" Marking Regulation published in Official Gazette No. 31493 dated 27/5/2021. The design cannot be altered except for proportional enlargement or reduction. Unless otherwise specified in technical regulations, it must be at least 5 mm in height and visibly, legibly, and indelibly affixed to the product or its data plate, or where not possible due to product nature, to its packaging and accompanying documentation. If firms declare that affixing the mark to the product is impossible due to its nature, inspections proceed taking markings on equivalent products into account. If required markings are absent during physical inspection, the application must be concluded as **"Rejection: Marking Defect"**.

CE marking affixed onto a high-quality paper label is acceptable, provided it is placed visibly, legibly, and indelibly as required by the applicable Regulation and is printed on the same label alongside other product details (image, specifications, instructions, manufacturer/importer address, other marks, warnings). The marking must give a clear indication that it was affixed during the manufacturing process.

If the CE mark does not meet required dimensions, but design, nature, size, and label placement are acceptable, and no other non-compliance is found alongside valid test reports, the inspection is concluded once as **"Conditional Approval: Warning"**. If the same firm attempts to import products with similar issues again, subsequent applications will be concluded as "Rejection: Marking Defect".

Even if product shape and structure are suitable for CE marking, applications will be

concluded favorably if permanence cannot be guaranteed due to temperature, usage conditions, or similar factors.

3.4.2 Inspection of Adapters Accompanying the Product

Even if the main product falls outside the scope of relevant technical legislation, an EU Declaration of Conformity is required for detachable (non-integral) adapters accompanying the product. Furthermore, test reports may be requested and/or adapters subjected to testing. Therefore, marking details on external adapters included in unit packaging will be inspected. Non-compliant adapters may be handled (separated from main products) and custom-cleared provided they are documented as surrendered to customs for disposal via return to origin, direct/free-zone transit to a third country, sale on condition of export, or destruction at the owner's expense (see Section 4.4.2). If such handling is documented, main products are tested with compliant adapters, test results are favorable, and main products show no non-compliance, import of main products may be permitted. Otherwise, the application will be rejected.

If adapters accompanying products routed to testing by TAREKS pass testing, they are deemed compliant without requiring a separate EU Declaration of Conformity or marking details (including CE mark, brand, and model). If adapter testing fails while main product testing passes, or if the importer refuses separate adapter testing, or if adapters render main products non-compliant, handling rules in Section 4.4.2 apply.

3.4.3 Warnings

During physical inspection, required warnings on products or packaging must be verified according to technical legislation. Where secondary markings essential for consumer information (voltage, grounding, etc.) are inaccurate, handling in bonded areas may be permitted (see Section 4.4).

Additionally, applications sent for testing that yield compliant test results—excluding primary markings (brand, model, CE mark)—may be concluded as **"Conditional Approval-Warning: Inspection Result"** following submission of an undertaking (Annex-3) ensuring missing information will be added prior to market placement.

3.5 Laboratory Testing Procedures

If valid test reports are not submitted within the 45-day extension period starting from the date an inspector first requests documents on TAREKS, and the firm requests testing, products exhibiting serious risk/hazard characteristics regarding basic safety rules may be tested under inspection unit supervision (if technical capacity permits) or via an approved domestic institution. Products may also be routed to testing directly by TAREKS risk analysis.

For applications routed to testing, samples are drawn by inspectors and sent for testing, provided shipping and testing costs are covered by the importer. Inspections conclude according to test results. Results apply strictly to all items represented within that specific application. Sample quantities are kept to a minimum as defined by technical regulations, though additional samples

may be drawn if necessary.

During sampling, details are recorded in the Physical Inspection and Sampling Form (Annex-2), signed by both inspector and authorized firm representative. Power of attorney is verified, photographs of drawn samples are taken, and retention samples are logged into the sample register.

Reference (witness) samples are retained by the inspection unit. The appeal period for test results is 15 business days. At the end of this period, samples are returned to authorized representatives against signature. If test results are contested, reference samples undergo re-testing. If domestic testing is unavailable, requests for overseas testing are submitted by the inspection unit to the General Directorate.

For files routed to testing by TAREKS where testing is impossible due to facility limitations, product characteristics, or sample quantities, the process continues as a test report evaluation. Such cases must be reported immediately to the General Directorate detailing the HS Code and justification.

If the importer refuses testing, the application is concluded as "Rejection: Inspection Result" based on their written statement.

3.5.1 Equivalent Products

In applications where numerous items are routed to testing, not all models are tested. A single reference model sharing identical manufacturer, brand, and specifications is selected to represent equivalent products.

Items eligible as equivalents remain open alongside the reference item until testing completes, even if those specific equivalent items were not directly routed to testing by the system.

If the reference model passes testing and appropriate documentation (test reports, EU Declaration of Conformity, etc.) exists for all equivalent items, the application is finalized on TAREKS as **"Approval: Inspection Result"**. If the reference model fails, the firm may appeal within 15 business days on the system. If the firm appeals and the product passes a second test focused solely on the failed parameter, and valid documentation exists for all equivalents, the application is finalized as "Approval: Inspection Result".

If the reference model fails and the firm does not appeal, or if it fails the second test upon appeal, the reference model is finalized as **"Rejection: Test Result"**. In this case, all equivalent models must be submitted for individual testing. If the importer requests negative finalization without testing, the application is concluded as "Rejection: Inspection Result" based on a written petition.

3.6 Application Cancellation Procedures

Cancellation is an administrative action permitting re-application after correcting clerical errors identified during review. Cancellation of ongoing inspections can only be executed by the

inspector.

If non-essential application details (excluding brand and model) were incorrectly entered, the inspection unit issues an explanatory message and proceeds to final stages. If products fail import inspection, the application is concluded as "Rejection"; otherwise, it is finalized as **"Cancellation: Inspector Cancellation"** to allow firm correction. Inspector notes must state the clerical error. Incorrect brand/model declarations can be corrected on the system without cancellation upon consulting the inspection unit.

When an application is canceled due to clerical errors post-inspection, subsequent inspection procedures for the same batch follow the inspection type assigned by TAREKS.

If ownership of products under inspection is transferred to another firm during the process, inspection continues under the existing application. Upon establishing product compliance and submitting transfer documents, the transferor's application is finalized as "Cancellation: Inspector Cancellation". Any suspicious transfer requests must be referred to the General Directorate.

Cancellation requests outside these conditions will not be accepted. Requests to cancel applications due to return to origin or transit to third countries are invalid; however, applications can be finalized as rejection based on a written petition from the firm requesting rejection.

3.7 Duplicate Applications

Submitting a new application or line item on TAREKS for products previously rejected, or for products under ongoing inspection to evade review, is classified as a duplicate application. This practice impedes effective risk analysis.

To prevent duplicate applications when clerical errors occur:

- Company representatives must be notified immediately by the inspection unit once cancellation necessity is determined, with cancellation executed only after completing the inspection cycle.
- Notifications must explicitly remind firms not to submit new applications until system cancellation is confirmed, warning that sanctions may apply to firms and users violating this rule.

If duplicate applications are detected, inspections shall be directly concluded as **"Rejection: Misleading Transaction"** and reported to the General Directorate.

3.8 Documents Not Issued by the Relevant Authority

If the authenticity of a submitted document is questioned, validity is verified via the issuing organization's website or through direct email communication. If the issuing body confirms the document is fraudulent, invalid, or inconsistent, it is categorized as "not issued by the relevant authority". If no response is received from the issuing body within 20 days, the matter is referred to the General Directorate.

When a document uploaded to TAREKS is confirmed as unauthenticated, document renewal is not permitted. The inspection is directly finalized as **"Rejection: Unauthenticated Document"** and reported to the General Directorate. Administrative sanctions pursuant to Article 13 of the Communiqué will be applied to both firm and user.

Furthermore, official communications sent to the General Directorate must:

- Indicate if the original document is available on the issuing organization's website,
- Attach complete or cover-page copies obtained via email correspondence,
- Explicitly note if authentic copies or cover pages could not be obtained.

If falsification or fraudulent activity is detected in documents for a specific line item, provisions apply strictly to that line item, while remaining items are processed per applicable technical legislation.

3.9 Attempts to Mislead the System

Actions intended to circumvent or distort risk analysis mechanisms are evaluated as misleading transactions. Upon detection, affected applications shall be finalized as **"Rejection: Misleading Transaction"**.

4. CONCLUDING THE INSPECTION

4.1 Applications Concluded with Conditional Approval

4.1.1 Conditional Approval: Minor Defect

Unless technical legislation specifies otherwise, if importer details required on the product or packaging cannot be identified, the application is concluded as **"Conditional Approval - Minor Defect: Inspection Result"** to verify correction during market surveillance activities.

4.1.2 Conditional Approval: Further Processing

Pursuant to Article 5, Paragraph 2(f) of the Framework Regulation on Market Surveillance and Inspection of Products (Official Gazette No. 31537, 10/7/2021), products acquired from another manufacturer or imported by a foreign manufacturer for assembly, packaging, processing, or labeling are not considered placed on the market. Applications may be evaluated under further processing provisions accordingly.

To qualify for further processing, the importing firm must be a manufacturer. Importers must demonstrate manufacturing status by providing a capacity report, industrial registry certificate, and promotional documents regarding production/final products. Firms must submit a capacity report alongside an undertaking (Annex-4) explaining planned processes and committing that compliant final products will be placed on the market.

To conclude an inspection as further processing, the capacity report must verify that the importing manufacturer produces the final product in question.

If further processing is performed by a third-party manufacturer, a capacity report issued in the name of that manufacturer and a contract manufacturing agreement between importer and manufacturer must be submitted alongside the aforementioned requirements.

Products imported as final products subject solely to packaging under further processing require test reports and/or laboratory testing.

Further processing requests for accompanying adapters and chargers will not be approved.

4.1.3 Conditional Approval: Warning

If required markings (food contact symbol, CE mark, etc.) do not comply with prescribed dimensions, but product design, characteristics, size, and label placement are acceptable and no other non-compliance exists, the application is finalized once as **"Conditional Approval: Warning"**. Recurring non-compliance in subsequent applications results in **"Rejection: Marking Defect"**.

4.2 Applications Concluded with Rejection

If non-compliance with legislation is established, the application is finalized as **"Rejection: Inspection Result"**. Detailed non-compliance reasons must be recorded in inspector notes and communicated to the user via system message (Annex-9). Customs authorities are formally notified, and import authorization is withheld.

If the importer declines product testing and submits a written request for non-compliance, the application is finalized as "Rejection: Inspection Result".

When multiple products are entered under a single TAREKS line item and some products are eligible for import while others face rejection, compliant products must be resubmitted under a new TAREKS application, while the original application is finalized as "Rejection: Inspection Result". Non-compliant items must be documented as returned to origin, transited, sold for export, or abandoned to customs for destruction before the new application proceeds. Re-applying for non-compliant items will be treated as a duplicate application.

If an ongoing application attempts to evade inspection via illegal means (unauthorized transit, invalid TPS numbers), and items are absent from customs, the application shall be finalized as "Rejection: Inspection Result" and the General Directorate informed immediately.

If items are missing during customs inspection due to incomplete shipments or delayed arrival, the item is finalized as "Rejection: Inspection Result" due to inability to perform verification.

4.3 Conformity Inspection Results

Inspection Result	Description
1) Approval: Inspection Result	Finalized when physical inspection reveals no non-compliance with technical legislation.
2) Out of Scope: Inspection Result	Finalized when products fall outside applicable technical legislation or HS Code inspection coverage.
3) Conditional Approval - Minor Defect: Inspection Result	Finalized when minor defects must be rectified immediately post-import and prior to market placement.
4) Conditional Approval - Further Processing: Inspection Result	Finalized for semi-finished goods undergoing further processing before being placed on the market as finished goods.
5) Conditional Approval - Warning: Inspection Result	Finalized once for dimensional CE errors or non-critical marking defects, provided no other non-compliance exists.
6) Rejection: Inspection Result	Finalized when non-compliance with technical legislation is established upon inspection.
7) Rejection: Missing Document	Finalized when requested documents are not submitted within the designated timeframe.
8) Rejection: Marking Defect	Finalized when required conformity markings are absent from the product.

Inspection Result	Description
9) Rejection: Test Result	Finalized when products sent to laboratory testing yield negative test results.
10) Rejection: Unauthenticated Document	Finalized when submitted documents are confirmed as not issued by the relevant authority.
11) Rejection: Misleading Transaction	Finalized when duplicate or deceptive application attempts are detected.
12) Cancellation: Inspector Cancellation	Finalized when compliant applications require clerical corrections by the firm before re-entry.

4.4 Handling / Customary Treatment Requests

For products with minor labeling, marking (excluding brand, model, and CE mark), or packaging defects that do not alter product content and pose no safety, health, environmental, or consumer deception risks, written handling requests may be submitted to the inspection unit.

If approved, up to 30 days of handling time is granted under customs control. Upon completing operations within 30 days, the firm submits a petition, followed by on-site inspection. If corrections are verified, import is approved. Handling arrangements made directly with customs without inspection unit approval are invalid.

4.4.1 Handling Requests for the CE Mark

For CE-marked products, handling requests may be evaluated if the firm demonstrates manufacturer status via trademark registration and relevant documents, fulfills obligations under Article 5(1) of the "CE" Marking Regulation, and displays no obvious non-compliance.

4.4.2 Handling Requests for Adapters

Handling (removal) of non-compliant adapters accompanying products is permitted provided that:

- Separated non-compliant adapters are documented as surrendered to customs for return to origin, transit, export sale, or destruction pursuant to Customs Regulation Article

181(4)(ç),

- Main products yield positive test results when tested with compliant adapters.

4.5 Appeals Against Inspection Results

Applications rejected due to delayed document submission or clerical rejection errors may be reopened via the TAREKS appeal button once within 1 year. The appeal deadline for test results is 15 business days.

Reopened applications receive no 45-day extension; missing documents, appeal letters, technical files, or re-test requests must be uploaded within 15 business days. Rejections based on "Unauthenticated Document" or "Misleading Transaction" cannot be appealed. Failure to meet requirements within 15 business days results in final rejection without further appeal options.

If an application rejected after a system appeal requires further rectification, a one-time reopening request may be evaluated by the General Directorate, subject to a strict 15-business-day submission deadline.

4.6 Transit Requests Regarding Non-Compliant Products

Transit requests for rejected products require General Directorate approval pursuant to Customs Regulation Article 181(4)(ç). Firms must submit a written application specifying destination country, declaring compliance with destination country laws, and providing complete documentation (Annex-10). Returns to origin do not require General Directorate approval.

5. SPECIFIC PROVISIONS REGARDING PRODUCTS

5.1 Right to Submit Test Reports and Technical Documents

Importers are granted up to three (3) submission attempts for requested technical documents (test reports, certificates). If all 3 submissions are deemed unacceptable, products may undergo physical testing upon firm request. If testing is not requested, the application is rejected. Under energy efficiency regulations, 3 submission attempts are likewise permitted; if unacceptable, products are sent directly to testing or processed per specific regulations.

5.2 Components and Parts for In-Scope Final Products

Applies when the final product's directive is listed in Annex-1 of the Communiqué:

a) For maintenance/repair parts imported by firms holding an After-Sales Service Qualification Certificate (SSHYB), import is concluded as **"Conditional Approval Component/Part: Inspection Result"** upon submitting the SSHYB, final product Declaration of Conformity, catalog proof linking part to product, and usage declaration.

b) For parts imported for internal company needs or non-SSHYB services, firms must present final product Declaration of Conformity, product-part linkage documents (catalogs,

photos), and one of TSE-HYB, capacity report, manufacturer/distributor certificate, or industrial registry certificate. If unavailable, annual import volume proof is required. Qualifying firms receive **"Conditional Approval Component/Part: Inspection Result"**.

c) Undertakings regarding components/parts are mandatory under both (a) and (b).

5.3 Components and Parts for Out-of-Scope or Older Final Products

a) For parts belonging to products outside Communiqué regulations, imports are permitted provided written declarations are submitted confirming parts are safe and intended for internal machinery or delivery to an end-user facility, subject to inspection unit verification.

b) For parts used in machinery produced prior to national enforcement of applicable New Approach Directives, imports are permitted upon submitting user/importer safety declarations and establishing product-part linkage. If linkage cannot be verified directly, written user declarations suffice.

c) Components for medical devices (Medical Device Regulation) require manufacturer/representative verification via the TITCK database (http://titubb.titck.gov.tr). Unregistered main products require user facility declarations. In all Section 5.2 and 5.3 cases, safety declarations (Annex-11) are required.

5.4 Production Input Exemption

Industrialists importing inputs for production must present a "Production Input Exemption Certificate" from the Ministry of Industry and Technology (STB). TAREKS applications must select "Production Input" exemption, verified via integrated systems.

5.5 Energy Efficiency Inspection Principles (Ecodesign and Energy Labeling)

Products under Ecodesign and Energy Labeling directives (motors, lamps, refrigerators, ACs) require EU Declarations of Conformity referencing applicable Ecodesign regulations. Products may undergo verification testing. Electric motors without verifiable data undergo efficiency testing. Lamps with mismatched data/reports face testing; if tests pass but labeling fails, handling is permitted. Refrigerators undergo Energy Efficiency Index (EEI) verification; invalid EEI causes rejection, while incorrect labels with valid EEI receive "Conditional Approval - Minor Defect". ACs and vacuum cleaners require importer consent or compliant documentation prior to direct testing.

5.6 Machinery Safety Regulation Provisions

Machinery warnings and manuals must be in Turkish. Missing or non-Turkish warnings can be corrected under **"Conditional Approval - Warning Information"**. Household ACs and washing machines are evaluated under LVD/EMC rather than Machinery regulations, whereas industrial ACs, industrial washing machines, professional power tools, and garden machinery fall under Machinery Safety. Non-driven (passive) inkjet printers fall under LVD/EMC only. Machines lacking drive systems require assembly instructions and risk assessments under "Partly Completed

Machinery" status. Serial numbers on machines are mandatory only if declared in manufacturer documentation.

5.7 Provisions Regarding Pumps

Pumps lacking electric motors or control units (pure mechanical) fall under Machinery Safety. Pumps containing only electric motor moving parts used in household/similar settings (aquariums, pools, circulation) within voltage limits fall under LVD/EMC only.

5.8 Solar Panels and Systems

Photovoltaic (PV) modules do not generate electromagnetic disturbance (no EMC testing required) and are tested under LVD (75V–1500V DC system voltage). Solar cells fall outside LVD/EMC. Complete solar sets with a unified system Declaration of Conformity and CE mark are acceptable; however, failure of any component invalidates the system.

5.9 Gas Appliances

Gas appliance fittings (valves, thermostats, burner controls) require installation, adjustment, and maintenance manuals. Missing manuals are treated as **"Conditional Approval - Minor Defect"**.

5.10 Inflatable Boats (Recreational Craft Regulation)

Inflatable boats require physical verification of: CE mark, brand, model, permanently affixed Craft Identification Number (CIN), separate permanent Builder's Plate, product category/module, and inflated dimensions/color.

5.11 Radio Equipment Directive (RED) Products

Products with radio features (Wi-Fi, Bluetooth) falling under RED are inspected against LVD/EMC standards specified under the HS Code. LVD voltage limits do not apply; safety inspections are conducted regardless of voltage rating.

5.12 Vehicle Parts and Bulbs

Products under HS Codes excluding motor vehicle use (e.g., LED bulbs) declared for vehicle use must be canceled and processed under Communiqué No. 25 (Vehicle Parts).

5.13 On-Site Assembly Products

Large-scale/project items requiring post-installation testing or multi-shipment delivery may import unassembled parts upon prior Ministry or TSE technical dossier approval.

5.14 Notified Body Requirements and Noise Emission

If required Notified Body certificates (Noise Emission, etc.) are missing, imports may be permitted if on-site customs evaluation or domestic evaluation of identical products yields a valid certificate issued after the transport document date. Noise emission testing without certificates/decibel labels can be conducted under TSE supervision.

5.15 Product Description and Brand Relationship

If the issuing entity of the EU Declaration of Conformity differs from the brand owner on the product, documentation proving authorization (contract manufacturing agreement, authorization letter) must be submitted. Missing manufacturer/importer addresses on products with clear brand/model details are treated as "Minor Defect" if traceability is maintained.

5.16 Test Certificates

Summary test certificates issued by accredited testing laboratories or notified bodies confirming completion of all mandatory directive tests may be accepted as the primary basis during inspection.

5.17 Declarations of Equivalence

Manufacturer-issued equivalence declarations between different brands/models are invalid. However, equivalence reports issued by accredited testing laboratories or notified bodies referencing base test reports are acceptable under LVD and EMC (non-notified body scope). Products requiring Notified Body certification cannot utilize equivalence declarations.

6. ANNEXES

ANNEX-1: EU Declaration of Conformity Template

EU DECLARATION OF CONFORMITY

1. Product model/Type, batch, or serial number:

2. Name and address of the manufacturer or their authorized representative:

3. "This declaration of conformity is issued under the sole responsibility of the manufacturer."

4. Object of the declaration (identification of product allowing traceability; may include a clear color image where necessary):

5. The object of the declaration described above is in conformity with the relevant legislation: [Insert Title of Legislation]

6. References to the relevant harmonized standards used or references to the other technical specifications in relation to which conformity is declared:

7. Additional information:

Signed for and on behalf of:

(Place and date of issue):

(Name, function) (Signature):

ANNEX-2: Physical Inspection and Sampling Form

IMPORT INSPECTIONS PHYSICAL INSPECTION AND SAMPLING FORM

Date: .../.../20...

Application Date/Number:

Importer Name/Tax ID:

Location of Products:

Findings During Physical Inspection (Manufacturer/importer details, brand-model, markings, presence of warnings, product type, etc.):

Example 1: CE mark, brand-model, and manufacturer info present and compliant. Importer info missing.

Example 2: CE mark present on product but design is non-compliant.

If samples were drawn:

Total number of samples drawn:

Number of reference (witness) samples drawn:

I accept the accuracy of the information above. I accept that sample(s) drawn/examined under this form represent all relevant products in the application and that results are binding. I undertake to cover all testing costs and accept that inspections will conclude based on test results. I accept that test results can only be appealed within 15 business days following notification, and if samples are not retrieved after the appeal period, no rights may be claimed.

Company Representative:

Name Surname:

Signature:

Date:

Trade Inspector / Assistant Inspector:

Name Surname:

Signature:

Date:

ANNEX-3: Conditional Approval - Warning Undertaking

TO THE MINISTRY OF COMMERCE

Pursuant to the Communiqué on Import Inspection of Certain Products Required to Bear the "CE" Mark (Product Safety and Inspection: 202.../9), we hereby accept and undertake that we will bring the products of brand ... and model ..., which we wish to import, into full compliance with relevant technical legislation within a maximum of 6 months; that we will not transfer them to third parties under any circumstances within the specified period; and that we will not offer them for sale on the domestic market before compliance is achieved.

In the event of non-compliance, pursuant to Article 13(1)(d) of the Decision on Technical Regulations Regime enacted by Presidential Decision No. 6038 dated 14/9/2022, 60% of the CIF value of the imported product shall be calculated in Turkish Lira based on the Central Bank of the Republic of Turkey foreign exchange selling rate on the date of notification by our affiliated tax office and paid to be recorded as revenue in the budget; that payment shall be enforced under Law No. 6183 on the Collection Procedure of Public Claims; and if competent authorities determine that the imported batch finalized within the specified period fails to comply with the Regulation, we accept all obligations and sanctions specified in Law No. 7223 dated 5/3/2020.

Importer Title:

Authorized Signature:

Date:

Address:

Tax Office:

Tax ID:

Customs Declaration Date & Number:

CIF Value of Imported Product:

Photographs of Imported Product and Final State:

ANNEX-4: Further Processing Undertaking

TO THE MINISTRY OF COMMERCE

Pursuant to the Communiqué on Import Inspection of Certain Products Required to Bear the "CE" Mark (Product Safety and Inspection: 202.../9), we hereby accept and undertake that we will bring the products of brand ... and model ..., which we wish to import, into their final finished state in full compliance with relevant technical legislation within a maximum of 6 months; that we will not transfer them to third parties under any circumstances within the specified period; and that we will not offer them for sale on the domestic market before reaching their final state.

In the event of non-compliance, pursuant to Article 13(1)(d) of the Decision on Technical Regulations Regime enacted by Presidential Decision No. 6038 dated 14/9/2022, 60% of the CIF value of the imported product shall be calculated in Turkish Lira based on the Central Bank of the Republic of Turkey foreign exchange selling rate on the date of notification by our affiliated tax office and paid to be recorded as revenue in the budget; that payment shall be enforced under Law No. 6183 on the Collection Procedure of Public Claims; and if competent authorities determine that the imported batch finalized within the specified period fails to comply with the Regulation, we accept all obligations and sanctions specified in Law No. 7223 dated 5/3/2020.

Importer Title:

Authorized Signature:

Date:

Address:

Tax Office:

Tax ID:

Customs Declaration Date & Number:

CIF Value of Imported Product:

Photographs of Imported Product and Final State: