

# TABOGLU & DEMIRHAN

## Newsletter

### ENERGY SECTOR NEWS

- As per the dailies, Turkey and Azerbaijan have signed an inter-governmental agreement for the procurement and transportation of natural gas from Azerbaijan within the scope of the Sahdeniz - 2 Project. Accordingly, natural gas will be supplied to Turkey and Europe by the end of 2017 and the beginning of 2018.
- Pursuant to the statement made by Aksa Enerji to the Public Disclosure Platform, 5 MW wind power plant of Ayres Ayvacik Ruzgar Enerjisinden Elektrik Uretim, a subsidiary of the Company, has started commercial operations and the total installed capacity of Aksa has reached to 1,982 MW.
- According to the dailies, Goldman Sachs will acquire 15.1% of Aksa Enerji's shares in return for approximately US\$ 268 million following the finalization of the share capital increase and share transfer between the existing shareholders of the Company and Goldman Sachs.
- Zorlu Energy has signed loan agreements in the total amount of US\$ 111.1 million for the investment of the first wind power plant construction in Pakistan. The loan agreement with the International Finance Corporation is in the amount of US\$ 38.1 million; whereas the loan agreement with the Asian Development Bank is in the amount of US\$ 36.8 million, with the ECO Commerce and Development Bank is in the amount of US\$ 20 million and with Habib Bank, which is one of the private banks of Pakistan, is in the amount of US\$ 16.2 million.
- As per the dailies, Atac, a Turkish construction and energy company, has signed a protocol with the Georgian Ministry of Energy and Natural Resources for the development of 2 hydroelectric plants. The plants will have a total installed capacity of 40.6 MW. The construction will start in May 2013.

### CAPITAL MARKET UPDATES

- As per the dailies, TAV Havalimanlari Holding has reached to a net profit of TL 80 million with a 20% increase. It has been further stated that the consolidated turnover of the Holding has increased by 28% and reached to TL 1 billion 516 million and the operational profitability has reached to TL 467 million with a 36% increase compared to the same period of the previous year.
- As per the disclosure of Yatas Yatak ve Yorgan Sanayi Ticaret to the Public Disclosure Platform, the issued share capital of the Company has been increased from TL 17 million 119 thousand to TL 42 million 799 thousand.
- As per the dailies, Smart Live Financial Services has submitted the highest bid amounting to TL 2 million 785 thousand for Med Menkul Degerler which has been put on sale by the Savings Deposit Insurance Fund on 27 October 2011. Sahip Lamzayev, an Azeri company, has placed the second highest bid amounting to TL 2 million 775 thousand. These two bidders have been invited to negotiations to be held on 31 October 2011.
- Pursuant to the dailies, Anadolu Isuzu has become the winner of the tender relating to 86 transportation vehicles for prisoners and detainees. Accordingly, the vehicles with a total amount of TL 11.4 million will be delivered within this year.
- As per the dailies, Kocnet has increased its share capital to TL 83 million 100 thousand in line with the agreement signed for the sale of Kocnet's shares to Vodafone Holding. Koc Holding, which owns 99.9% shares of Kocnet, will participate in the capital increase of Kocnet with an amount of approximately TL 28 million.

#### Highlights

a. Energy Sector News

b. Capital Markets Updates

c. Banking Sector Highlights

d. Competition News

e. Other News

### BANKING SECTOR HIGHLIGHTS

- As per the announcement made by Kipco Asset Management Company, the largest investment company in Kuwait, the Company is interested in the sale of Dexia's 99.84% stake in DenizBank.
- DenizBank has obtained a syndicated loan with an amount of US\$ 650 million with one year maturity through the coordination of Standard Chartered and Wells Fargo. The syndication is participated by 11 foreign banks including Commerzbank, Bank of America Merrill Lynch, Citibank, JP Morgan, Wells Fargo and HSBC. The General Manager of DenizBank has stated that the annual total cost of the loan is Libor plus 1.3% and the loan will be used to finance export activities.
- As per the dailies, the Banking Regulation and Supervision Authority has granted a license to Lebanon's Bank Audi Sal-Audi Saradar Group to establish a bank in Turkey with a share capital of US\$ 300 million. Bank Audi will collect deposits in Turkey through this bank. In addition, the newly established bank will be 49<sup>th</sup> bank of the financial sector in Turkey.
- As per the announcement made by Denizbank, the Bank has issued bonds and bills in the amount of TL 300 million and with a minimum demand amount of TL 1 thousand. The bonds have been offered to public between 27 October 2011 and 31 October 2011. It has been further stated that the bonds issued by DenizBank have a maturity of 6 months and the bills issued by the Bank will have 13 months maturity with an settlement date of 2 November 2011.

### COMPETITION NEWS

As per the dailies, Gunes Ekspress Havacilik (SunExpres) and Condor Flugdienst GmbH (Condor), both operating between Turkey and Germany and whose operations were overlapping each other, have given their verbal defense on 25 October 2011 with respect to the investigation held by the Competition Board. The investigation had been initiated on 10 June 2010 upon the claims that the customers suffer from financial damages as SunExpress and Condor cooperated in fixing the ticket prices through the distribution agreements signed between 2001 and 2009. The decision of the Board is expected to come out on 1 November 2011.

### OTHER NEWS

Faruk Eczacibasi, who is the Chairman of E-Guven Elektronik Bilgi Guvenligi and the Chairman of Turkish Information Foundation (TIF), has acquired 51% stake at Biznet Bilisim Sistemleri ve Danismanlik which was established in 2000 to operate in information security industry. It has been further stated that the Company and E-Guven Elektronik Bilgi Guvenligi, 10% of which is held by the TIF and the TIF, as the first electronic certificate service provider, will conduct business together.

As per the dailies, Tutun, Tutun Mamulleri, Tuz ve Alkol Isletmeleri (TTA) will sell 25 immovable properties including an vacant land, warehouse, administrative building through privatization. The bids shall be submitted to the TTA no later than 5 December 2011.

*The aim of this weekly newsletter is to highlight mainly the regulatory changes made by the Turkish Government during the relevant week. The content of this bulletin is limited to those areas Taboglu & Demirhan advises its clients. It contains a general summary of the changes and the areas it covers are broader. Thus, one should not rely on it for specific advice. For further information or advice please contact Taboglu & Demirhan, a full-service law firm based in Istanbul.*

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