3- Claims About the Establishment of Koza LTD Company

In the "1. INTRODUCTION" section of the Analysis Report; it is stated that "*The report prepared upon the approval dated 02/06/2014 and numbered 1991, which is stated in the assignment letter of Presidential Office dated 04/06/2014 and numbered 2036, includes the analyses and evaluations about the allegations appeared in the media that the company titled Koza Altın İşletmeleri A.Ş. may transfer the money coming from the mines in Turkey to its affiliated company titled Koza LTD established in England in 2014 with the capital of GBP 60 million GBP (210 Million TL).*"

The researches, investigations and correspondences conducted by our Inspectorate regarding the issue are presented below.

The Presidency of the Financial Crimes Investigation Board requested information on "Koza LTD" from the United Kingdom (England) Financial Intelligence Unit through the EGMONT system (Annex-6: Egmont Information Request). In this information request, it was requested that information be notified as to whether or not a company titled Koza LTD in England exists, its field of activity, the amount of its capital and its partners.

It is understood from the documents sent by the Financial Intelligence Unit of the United Kingdom (England) that the stated company was established on 31.03.2014 in accordance with the legislation of the United Kingdom (England), that the company's capital is 60 million GBP, that the owner of the company is Koza Altın İşletmeleri A.Ş., that it owns 100% of Koza LTD's capital, and that the field of activity of Koza LTD is mining **(Annex 7: Documents sent from the United Kingdom - England)**.

It is stated in the annexed documents sent by Koza Altın İşletmeleri A.Ş. that they established Koza LTD on 31.03.2014 in England, but their search on the investments abroad had been continuing for a long time. The notifications that they had made to the Public Disclosure Platform (KAP) relating to this issue have been submitted to our Inspectorate **(Annex 8: Examples of Confidentiality Agreement and KAP Notifications)**.

As a result of the examination of the bank account activities of Koza Altin İşletmeleri A.Ş. for the years 2007-2014; it is determined that Koza Altin İşletmeleri A.Ş. is the customer of Garanti Bankası A.Ş. Ankara Commercial Branch with the customer number 12592994, and made capital payment for Koza LTD; 50 million USD in 2 transactions on 31.03.2014 from the USD account with IBAN number TR780006200017000009095321 and 30 million GBP in 1 transaction on 31.03.2014 from the GBP account with IBAN number TR040006200017000009094519 **(The Annex-2 of the Information Letter of the Prosecutor's Office dated 04.05.2016 and numbered 71198378-663.05. [2015-19] -4)**.

Under paragraph (1) of Article 13 titled "The domestic capital to leave Turkey" of Decree No. 32 on the Protection of the Value of Turkish Currency, which was issued based on the Law Regarding the Protection of the Value of Turkish Currency numbered 1567, it is stated that "*(1) It is free for the resident persons in Turkey to export cash capital through banks and in-kind capital within the framework of the provisions of customs legislation for the purpose of establishing companies, participating in partnerships and opening branches in order to make investments or to conduct commercial activities abroad.*"

As a result of the evaluation of the researches and examinations within the scope of the provisions of the above-mentioned legislation; it is determined that a company titled "Koza LTD" was established in England in accordance with the legislations in England, that the capital transfer was made through Garanti Bankası A.Ş. in conformity with the Decree No. 32, and that the transactions conducted were due to investments made abroad in conformity with the legislation.