

omitted or reduced.

## **(2) Preparation Actions Which Aim at Circumventing Protective Programs**

*Art. 72.* (Amendment: 23.01.2008-5728/139)

Any person, who produces, puts up for sale, sells or possesses for non-private use programs and technical equipments which aim to circumvent additional programs developed to prevent illegal reproduction of a computer program shall be sentenced to imprisonment from six months to two years.

## **(3) Other Offenses**

*Art. 73.* (Revoked: 23.01.2008 - 5728/578)

## **II. Offender**

*Art. 74.* (Revoked: 23.01.2008 - 5728/578)

## **III. Prosecution and Recidivism**

*Art. 75.* (Amendment: 23.01.2008-5728/140) The investigation and prosecution of the crimes specified in Articles 71 and 72 shall be subject to complaint. To make the complaint valid, the right holders or the affiliated collecting societies must submit the documents and other evidences proving their rights to the public prosecutor. In case these documents and other evidences are not submitted within the period of complaint, a decision of non-prosecution shall be issued.

The moral and economic right holders shall be informed by the relevant natural or legal persons and especially by the authorized persons of the Ministry of Education and the Ministry of Culture and Tourism to enable them to use their right of complaint due to the crimes whose prosecution and investigation are subject to complaint in accordance with this Law.

Upon the complaint the public prosecutor shall carry out the necessary procedures for confiscation of the property subject to the crime pursuant to Code of Criminal Procedure numbered 5271. Where the public prosecutor considers it necessary he may also decide to stop business activities limited by the production of works alleged to have been produced illegally. However this decision shall be presented to the judge's approval in twenty four hours. A decision which is not approved in twenty four hours by the judge shall be null and void.

## **C. MISCELLANEOUS PROVISIONS**

### **I. Jurisdiction and Evidence**

*Art. 76.* (Amendment: 23.01.2008-5728/141) Specialized courts to be established by the Ministry of Justice shall be competent for litigations arising from the legal relationships regulated by this Law regardless of the amount in controversy or the punishment prescribed by the Law. Until the specialized courts are established and until they