

**COMMUNIQUÉ ON DEPOSIT AND PARTICIPATION SCHEME FOR
NON-RESIDENT TURKISH CITIZENS (YUVAM) ACCOUNTS
(NO: 2022/7)**

*(As amended by Communiqué No. 2022/13 published in the Official Gazette No. 31786
dated 22/3/2022)*

Objective and scope

ARTICLE 1 – (1) The objective of this Communiqué is to regulate the procedures and principles regarding the conversion of foreign currency deposit accounts and participation funds held at banks by non-resident persons, and by companies the fund holders of which are non-resident persons, the legal residence of which is outside Türkiye, and the qualifications of which are set by the Central Bank, to Turkish lira-denominated Deposit and Participation Scheme for Non-Resident Turkish Citizens (YUVAM) accounts.

Legal Basis

ARTICLE 2 – (1) This Communiqué has been prepared on the basis of subclauses (b) and (g), clause (I), paragraph 3, Article 4 of the Law on the Central Bank of the Republic of Türkiye No. 1211 dated 14/1/1970, and Article 144 of the Banking Law No. 5411 dated 19/10/2005.

Definitions and abbreviations

ARTICLE 3 – (1) In this Communiqué, the following terms shall have the meanings indicated below:

- a) Bank: Deposit and participation banks defined in Article 3 of the Banking Law No. 5411 dated 19/10/2005,
- b) Conversion rate: The foreign exchange buying rate announced in accordance with the procedures and principles determined by the Central Bank, applicable on the day of conversion of foreign exchange in foreign currency deposit and participation accounts to Turkish lira,
- c) Central Bank: The Central Bank of the Republic of Türkiye,
- d) Exchange rate at maturity: The foreign exchange buying rate announced in accordance with the procedures and principles determined by the Central Bank, applicable on the maturity date of a YUVAM account,
- e) Non-resident persons: Real person citizens of the Republic of Türkiye who have the right or a permit to reside or be employed abroad and whose residence is registered as a foreign residence in the address registration system, non-Turkish citizens holding a Blue Card granted pursuant to Article 28 of the Turkish Citizenship Law No. 5901 dated 29/5/2009, and foreign real and legal persons eligible to open an account in banks,
- f) Deposit and Participation Scheme for Non-Resident Turkish Citizens (YUVAM) Account: Time deposit and participation accounts that accrue additional return in accordance with the procedure determined by the Central Bank, which are opened by way of converting to Turkish lira the foreign currency deposit accounts and participation funds held at banks by persons defined in clause (e) above, and by companies the fund holders of which are these persons, the legal residence of which is outside Türkiye, and the qualifications of which are set by the Central Bank.

General provisions regarding YUVAM accounts

ARTICLE 4 – (1) The maturities of YUVAM accounts shall be determined by the procedures and principles announced by the Central Bank.

(2) The rates and procedures of additional return that will be accrued on the principal amount over the foreign currency amount converted to YUVAM accounts depending on the maturity shall be determined by the procedures and principles announced by the Central Bank. The additional return is calculated over the Turkish lira equivalent of the foreign currency principal, and paid in Turkish lira.

(3) Commissions and/or charges may apply in the scope of the procedures and principles determined by the Central Bank under this Communiqué.

Opening a YUVAM Account

ARTICLE 5 - (1) Balances of foreign currency deposit accounts and foreign currency participation fund accounts of account holders eligible to open YUVAM accounts are converted into Turkish liras at the conversion rate upon the request of the holder of such an account, and a YUVAM account is opened.

(2) The foreign currency, which is transferred to the CBRT by the bank, is purchased by CBRT at the conversion rate and the Turkish lira equivalent thereof is transferred back to the relevant bank.

(3) The interest rate to be applied by the bank to the deposit account cannot be lower than the one-week repo auction rate determined by the Central Bank. In case the return to accrue on the participation account is lower than the cost incurred in the one-week repurchase agreements between the Central Bank and participation banks within the scope of Open Market Operations, the participation bank may cover the difference according to the participation banking practices, and the Central Bank shall not pay for the uncovered portion.

(4) The Central Bank is authorized to determine the maximum interest rate to be applied to the YUVAM account by the bank.

(5) The Central Bank may allow renewal of Turkish lira deposit accounts or participation accounts opened in the scope of this implementation. The scope, principles and procedures regarding the renewal of these accounts shall be defined by the CBRT.

Transactions at maturity

ARTICLE 6 – (1) At maturity, the YUVAM deposit account holder shall be paid principal and interest; and the YUVAM participation account holder shall be paid the participation account balance at maturity.

(2) It is essential that at maturity, the account holder shall obtain the sum of the principal in terms of foreign currency calculated over the exchange rates at maturity along with the additional return to be provided by the Central Bank. Participation banking principles shall apply to participation accounts.

(3) In case the exchange rates at maturity are higher than the conversion rate and the amount calculated over the exchange rate difference is higher than the interest/profit share to be paid by the bank, the amount calculated by deducting the interest or profit share from the amount calculated over the exchange rate difference and the amount of additional return to be paid by the Central Bank shall be transferred to bank so that the bank can make payment to the deposit account or participation account holder.

(4) In case of withdrawal before the maturity date, the Central Bank shall not pay the foreign exchange difference or the additional return.

Exceptions

ARTICLE 7 – (1) The provisions of the following shall not be applied to Turkish lira deposit and participation accounts to be opened in the scope of this Communiqué: Paragraph 1, Article 4 of the Council of Ministers Decision No. 2006/11188 dated 16/10/2006 on Deposit and Loan Rates and Profit and Loss Participation Rates of Participation Accounts and other Benefits to be Provided in these Transactions, including Special Current Accounts; Clause I, Paragraph 1 of Article 3, and Article 4 of the Communiqué on Deposit and Loan Rates and Profit and Loss Participation Rates for Participation Accounts (No. 2020/3) promulgated in Official Gazette No. 31035 dated 10/02/2020.

Enforcement

ARTICLE 8 – (1) This Communiqué shall take effect on the day it is issued.

Execution

ARTICLE 9 – (1) The provisions of this Communiqué shall be executed by the Central Bank of the Republic of Türkiye.

The Communiqué will be issued on the Official Gazette	
Date	No.
1/2/2022	31737
The Communiqués Amending the Communiqué issued in the Official Gazette	
Date	No.
18/2/2022	31754