

# The Rules to be Followed in Accordance with the Act of 5651 While Using METU Network [1]

## 1. Purpose

This document is set up to designate the rules to be complied with for the academic and the administrative units operating within the structure of METU and the users of METU informatics resources, in accordance with the act of 5651 and the related applicable legislation.

## 2. Definitions: [2]

**“Kurum”**: “Telekomünikasyon Kurumu”

**“Başkanlık”**: “Telekomünikasyon İletişim Başkanlığı”

**“İnternet Ortamı”**: The public medium formed over the internet, which falls outside communications and personal and institutional computer systems

**“İçerik Sağlayıcı”**: Natural persons or corporate bodies that produce change and provide all kinds of information and data over the medium of internet

**“Yer Sağlayıcı”**: Natural persons or corporate bodies that provide or operate systems harboring services and contents over the medium of internet

**“İnternet Toplu Kullanım Sağlayıcı”**: Natural persons or corporate bodies that provide “İnternet Ortamı” usage facility to persons at a particular location for a specified duration

**“IP Adresi”**: The address given, according to the *Internet Protocol (IP)* standards, to the devices connected to a specific network, in order for them to identify each other and to communicate with each other and to exchange data

**“Yer Sağlayıcı Trafik Bilgisi”**: All the information related to provision of location such as; source “IP Adresi”, target “IP Adresi”, connection date and time, the address of the page connected to, the conducted operation (GET, POST command details) and result information

**“İç IP Dağıtım Logları”**: The information related to the local “IP Adresi” distribution the date and time of start and end of communication and the MAC addresses of individual media access computers that use those “IP Adresi”s

## 2. Liabilities and Obligations

### 2.1. The Liabilities and Obligations of the “İçerik Sağlayıcı”

1. The natural persons or corporate bodies (units as well as personal users) who provide web content on the computers connected to METU local network and with access to the “İnternet Ortamı” (computers with their “IP Adresi”s starting with “144.122.”) are designated as “**İçerik Sağlayıcı**” within the act of 5651 as a result of the web content that they provide. “İçerik Sağlayıcı”s are **liable and potentially subject to legal obligation for all the content** on their sites.

2. “İçerik Sağlayıcı”, **before taking action**, is obliged to **inform The President’s Office**, the same day and in official writing, of any requirements made by persons and / or administrative – legislative authorities related to “**The Removal of the Content Published and The Right of Reply**” [3].

### 2.2. The Liabilities and Obligations of the “Yer Sağlayıcı”

1. The natural persons or corporate bodies (units as well as personal users) who provide or operate server systems which are connected to METU local network and with access to the “İnternet Ortamı” (with “IP Adresi”s starting with “144.122.”) are designated as “**Yer Sağlayıcı**”\_within the act of 5651.

2. Even though the “Yer Sağlayıcı” is not obliged to investigate whether there is an activity not abiding with the law or to check the content of the location it is providing, in the event it is informed by the “Başkanlık”, legislative authorities or persons whose rights are violated, has an obligation to remove the published unlawful content as far as its technical ability facilitates prevention.

3. “Yer Sağlayıcı” **is liable to act according to the arbitrament stated in the 2<sup>nd</sup> clause** at its services of location provision including harboring the servers.

4. “Yer Sağlayıcı”, **before taking action**, is obliged to **inform The President’s Office ,the same day and in official writing**, of any requirements of rendering personal rights made by persons and / or administrative – legislative authorities related to “**The Removal of the Content Published and The Right of Reply**” [3].

5. “Yer Sağlayıcı” is liable to keep; “**Yer Sağlayıcı Trafik Bilgisi**” (**http logs**), which is designated in the “Definitions” section of the 1<sup>st</sup> clause, the logs of the e-mail and / or ftp logs, if these services are provided, **a minimum of six months**, and the authenticity and the integrity of this information, the file hash function of the data files, saving them **with time stamps** and also responsible for the privacy of all that information. [4]

6. “Yer Sağlayıcı” **has to provide identity information** (Name and Last name for natural persons and the title and responsible persons, tax ID number or commercial chamber registration number, location of centre, e-mail address, and phone number for the corporate bodies) at their **main internet page** under the **for communications** header in an updated form, correct and with no missing information.

### **2.3. The Liabilities and Obligations of the “İnternet Toplu Kullanım Sağlayıcı”**

1. The natural persons or corporate bodies (units as well as personal users) who provide mass access to METU network with stationary and / or dynamic IP (DHCP, NAT, etc.) using cable or wireless network technologies via “IP Adresi” blocks / addresses assigned to their utilization by METU are designated as **“İnternet Toplu Kullanım Sağlayıcı”**.

2. “İnternet Toplu Kullanım Sağlayıcı”s are **obliged** to apply measures to **prevent access** to contents the topics of which constitute a legal violation.

3. “İnternet Toplu Kullanım Sağlayıcı”s are obliged to keep an electronic record of MAC addresses of the computers that they have allowed access to and **“İç IP Dağıtım Logları”** defined at the definitions section of this document **loaded on their systems.** [4]

### **3. Implementation and Sanctions**

Failure in complying with the rules indicated in this document will lead to the initiation of administrative act about the responsible persons and the enforcement of punishments designated by the act of 5651 and the related legislation.

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[1] The convention appearing in this document has been accepted with the decision of the University Administrative Board No.: 2008/14-1 dated April 22, 2008.

[2] The definitions implemented in the act of 5651 are translated by “METU-School of Foreign Languages” and the titles of the definitions are left in Turkish intentionally to avoid any kind of misconception.

[3] The procedure and the basis about the **“The Removal of the Content Published and The Right of Reply”** and the punitive sanction in case of misconduct has been indicated by the 10<sup>th</sup> and the 11<sup>th</sup> clauses in the implementing regulation dated November 30, 2007.

[4] Detailed information about keeping logs are found at the <http://www.bidb.odtu.edu.tr/5651> address.