

PRIVATE LAW MASTER PROGRAMME COURSE NAME AND DESCRIPTIONS:

PLAW 550 - Thesis

The students who are registered in thesis program, will prepare the thesis which will be defended in front of a jury under the supervision of consultants

PLAW 560 - Project

Students who are registered in Non-thesis program will determine the subject and according to this subject they will prepare their project under their consultants supervision.

PLAW 502 Current Atypical Contracts

Anonymous or atypical contracts, which are not enacted in the law of obligations, are the subjects of this course. These contracts are formed on the basis of freedom of contract that is one of the fundamental principles of the law of obligations.

PLAW 570 - Seminar

In Thesis and non-thesis programs, during a semester, the students who have to take in this course, do research on a subject and present a seminar about it.

In the course, the students will be informed about research methods, preliminary preparations and writing for scientific study. This course is given by the instructor about the topic by the student's choice.

PLAW 504 General Terms and Conditions

General terms and conditions are the clauses of the contract which are prepared by drafter alone, during the contract and offered to the other party. It aims to use a large number of similar contracts in the future. The use of general terms and conditions is commonly encountered in credit, insurance contracts and purchases made via the internet. In this course, practical examples of general terms and conditions will be observed under existing legislation and regulations and especially under the Draft Law of Obligations Act.

PLAW 505 Methodology of Law

The primary purpose of course is to gain knowledge and skills about finding out the fact, thinking right, fulfillment of the justice, finding the most appropriate solution in research subjects. During doing this, methods to obtain information based on the mind (deductive) and empirical (inductive) are used together.

PLAW 506 Non Contract Responsibility

This course will focus on discussions of sample supreme court decisions under the following headings: The concept and principles of responsibility, strict liability cases in civil law, investigating the strict liability in civil law, strict liability in the law of obligations and other special codes.

PLAW 507 Recognition and Enforcement of Foreign Arbitral Awards

The focus of this course will be to discuss the nationality of the arbitral awards, circumstances of recognition and enforcement of foreign arbitral awards in accordance with domestic and international regulations and conventions.

PLAW 508 The Results of Discharge of Employment Contract

In this course, the results of discharge of employment contracts will be discussed in the light of regulations and the decisions of The Court of Appeals.

PLAW 509 The System of Rights in Incorporated Companies with an Emphasis on Minority Rights

The system of rights, especially minority rights in an incorporated company, the legal status of the minority and their rights and obligations will be explained in accordance with the decisions of The Court of Appeals.

PLAW 510 Historical Development of The Property Law

Historical development of the property law especially in Roman Law, classical, post classical and Iustinianus period will be studied in details in this course.

PLAW 511 Vertical Agreements in Competition Law

Today, with the increase of the race between undertakings operating in the market and with the advancement of technology, the importance of competition law gets more important. This course consists of an overview of competition law, giving information as to vertical agreements between the undertakings and the definition of the agreements and legal opinions about the agreements; vertical agreements according to the EU law and block exemptions. Sample decisions of the competition board will be discussed.

PLAW 512 Matrimonial Property Systems

In this course, students will learn especially the species of matrimonial property systems, speciality of matrimonial property system, item of the matrimonial property contracts, how to change the legal matrimonial property system, the effect of the divorce on the matrimonial property system.

PLAW 513 The Liability of the Carrier in International Transport of Goods By Sea

The main aim of this course will be to analyse the liability of the carrier, in accordance with the conventions of international transport of goods by sea. Furthermore, in this course, the Rotterdam Rules, which will replace The Hague rules, the Hague-Visby rules and the Hamburg rules and that it will achieve uniformity of law in the field of maritime carriage, will be reviewed.

PLAW 514 Documents Used In International Transport and Specifically Bill of Lading's Weight of Evidence

Topics will be discussed in this course include: legal presumption about bills of lading, their contents, the realibility of written statements arising from bill of loading, their legal character,

demands of bona-fide holders of bills of lading, the scope of compensation liability of carriers to the bona-fide bill of lading's holder.

PLAW 515 Procedural Law of the European Union

Judgment of European Union, Courts of European Union and especially the types of lawsuits that are examined in European Court of Justice and characteristics of these lawsuits will be examined. Examples of decisions about the concerned lawsuits will be analyzed and the jurisdiction of the European Court of Justice within the framework of the Treaty on European Union will be discussed.

PLAW 516 Contracts of Carriage of Goods By Sea

The convention of carriage of goods by sea according to Turkish and international law, the emergence of conventions and their practice areas, carrier liability, limitation of liability, loss of limited liability right are some of the topics which will be discussed in this course.

PLAW 517 Law of Negotiable Instruments

The aim of this course is to define the reasons for disputes resulting from negotiable instruments and their resolutions and discuss the subject in the light of the decisions of The Court of Appeals.

PLAW 518 The Choice of Law Applied to Distance Contracts

The definition, factors, subject and parties of distance contracts and the conflict of laws pertaining to distance contracts will be examined.

PLAW 519 Action for Compensation in Intellectual Property Law

Action for compensation, their types and circumstances in intellectual property law and the applicable legal procedure in case of violation of the intellectual property rights will be explained in this course.

PLAW 520 Legal Liability of Board Members in Incorporated Companies

Topics that will be covered in this course include: The structure of board of directors of incorporated company and its structure, legal responsibility of board members of incorporated organization, principles that possess to the liability of board, conditions of the liability, general liability ways, active and passive legal standing, the delegation of administration and representative authority, responsibility of representative, liability of the board members of the partnership because of the public debts, joint liability of the board members will be explained in this course.

PLAW 521 The Liability of the Carrier in International Carriage of Goods By Road

In this course, the CMR Convention (Convention on the Contract for the International Carriage of Goods by Road) and the decisions of The Court of Appeals on this subject will be discussed.

PLAW 522 The Housing Finance Contracts

The housing finance system, which is known as “mortgage” in foreign countries, was put into force within the scope of Law No 5582 making regulations in various subjects. The housing finance system has two stages. The first stage is the contract between consumer and housing finance company which is a contract of credit supply arranged as housing finance contracts by the law. The second stage is the process of the issue of contractual liens by securitization. With this second stage, the sustainability of the funds for the housing finance is provided. In this lesson analysed the contracts between consumer and housing finance company which is a contract of credit supply arranged as housing finance contracts by law.

PLAW 523 Tripartite Labor Law Relations

One of the side of the labor relationship is the worker. The side of the employer can be possible to emerge as principle employer and subcontracter relations, temporary (loan) employment relationship, workplace assignment and work contract assignment. In the lecture

of tripartite labour law relations the mentioned concepts will be explained, judicial decisions and the problems experienced in practice will be discussed.

PLAW 525 Intellectual Property Law

Intellectual and artistic works, patents, utility models, designs, trademarks, geographical designs, new plant varieties and integrated topographies are the subjects of this course. The conditions of protection of these rights and acts which violate these rights will be examined. The decisions of the European Community Court on intellectual property rights will be explained. The objectives of this course are to examine the legal regulations concerning intellectual property rights and to determine the principles to be exploited for the interpretation of these regulations.

PLAW 526 Responsibility Arising From Contract Negotiation

Before the making of the contract, parties to the contract make contract negotiation. At the contract negotiation, one party to the contract can give damage to the other side. There is a legal term for it "Responsibility Arising From Contract Negotiation (Culpa in Contrahendo)". At that lesson students will learn specialities of the responsibility arising from contract negotiation and how to use the responsibility arising from contract negotiation.

PLAW 527 Limited Company Law

In this course the following main topics will be discussed: Establishment of Limited, companies, changes to contracts, the General Assembly of Partners, Principals, Partners' Rights, Debt and Responsibility, Corporate Accounts, Termination and Liquidation, Government Auditing Issues Regarding the legal personality of the company.

PLAW 529 Collection of Credit Claims of Banks

The subject of this lesson is the enforcement and collection of credit claims of banks, in frame of Execution and Bankruptcy Code and relevant legislation. In this context, the principals of

enforcement that will proceed through general scope of execution and bankruptcy law, differences from the other ordinary enforcements and possible special cases that might be encountered in practical situations are to be discussed.

PLAW 531 International Arbitration Law

In this course, the resolution of disputes by the arbitrator will be examined. The national and international regulations, the concept of international arbitration, the applicable law to the exercise of arbitral jurisdiction and authority of arbitral tribunal will be discussed.

PLAW 532 Procedural Clauses on Contracts

In this lecture, the clauses that cause procedural consequences in substantive law contracts are explained. The main issues of the lecture are authority clauses, arbitration clauses and clauses of proof and relevant knowledges of these clauses.

PLAW 534 The Procedure of Resolution of International Investment Disputes

In this lecture, the problems about international investments are mentioned and especially through international arbitration and ICSID, the required knowledge is aimed to be transferred.

PLAW 530 The Legal Action of Cancellation of Disposals in Execution and Bankruptcy Law

About the actions of cancellation of some disposals that aims prevent violation of demander, in this lecture, in the frame of the qualification of the action, application procedure, disposals to be cancelled and the cases that might be encountered in practical life, required information is aimed to be transferred.