

**OSTİM TECHNICAL UNIVERSITY
FACULTY OF ECONOMICS AND ADMINISTRATIVE SCIENCES**

**COURSE SYLLABUS FORM
2021-2022 FALL**

ITF 201 Commercial Law							
Course Name	Course Code	Period	Hours	Application	Laboratory	Credit	ECTS
Commercial Law	ITF 201	1	3	0	0	3	4

Language of Instruction	English
Course Status	Compulsory
Course Level	Bachelor
Learning/Teaching Techniques of the Course	Lecture, Discussion, Question Answer

Course Objective
The aims of the course are; to provide students with basic information about Turkish Commercial Law. The course consists of theoretical topics such as the basics of law, introduction to Turkish Commercial Law, commercial enterprise in Turkish Commercial Law, commercial matters, commercial provisions, commercial litigation, traders and assistants of traders, commercial books, commercial registry, commercial name, trademarks investment, intellectual property and patent rights, unfair competition, commercial companies, company merger and takeover, outbound acquisitions of Turkish companies, commercial papers, a brief introduction to commercial maritime law. Within the scope of the course, experts in their fields will be hosted as guests and transfer their experiences to students with seminars.

Learning Outcomes
<p>The students who succeeded in this course will be able;</p> <ul style="list-style-type: none"> ▪ To master the basic concepts of commercial law, ▪ To explain the general concept of Turkish law system, ▪ To comprehend the place and importance of commercial law/adaptation of companies to commercial law, ▪ To learn the rules, concept and details of commercial law and how they affect the companies, ▪ To recognize the institutions/organizations that regulate commercial law and know what they do, ▪ To learn the details of competition, mergers, takeovers of the companies, ▪ To learn the basic concepts of legal/official company books, papers and other legal needs.

Course Outline
In this course; First, the definitions and basic concepts of Turkish law system in general and the Turkish commercial law, the sources of regulations will be taught and thus the importance of commercial law will be understood. Then, the basic concepts and context of the Turkish Commercial law, commercial restrictions and rules, the commercial institutions and organizations that regulate the Turkish commercial law and what they do will be explained. After the midterm exam, intellectual property and patent rights, unfair competition, commercial companies, merger and takeover, commercial papers and a brief introduction to commercial maritime law will be given to the attendees. In the week before the exams, experienced guests from the commercial law will share their experiences.

Weekly Topics and Related Preparation Studies		
Weeks	Topics	Preparation Studies
1	The Basics of Law System	The sources of law The difference between the law systems (Common law, Roman Law, Modern law) The Branches of the Law systems.
2	Introduction to Turkish Commercial Law,	The Turkish Commercial Code Law (No:6102) The Turkish Protection of Competition Code Law (No:4054) The Capital Market Law (No:6362)
3	Commercial Enterprise in Turkish Commercial Law, Commercial Matters,	Commercial Enterprise and its Factors Aim to gain income Continuity Independence Centre and Branch Offices
4	Commercial Provisions, Commercial Litigation,	Commercial Matters Commercial Provisions Commercial Litigations Commercial Cases Commercial Courts
5	Traders and Assistants of Traders,	Natural Person Traders Special Provisions on Natural Person Traders Corporate Legal Person Traders Provisions and Results of Traders Agents Commissioners
6	Commercial Books, Commercial Registry	Commercial Books Trade Registry Open Account Commercial Name Commercial Enterprise Name,
7	Seminar	
8	Midterm	
9	Trademarks Investment, Intellectual Property and Patent Rights	Trade name, Forms of Trade Names, Protection of Trade Names Commercial Enterprise Names Protection of Trademark IP and Patent rights in Turkish Domestic Law Industrial Design and Investment
10	A Brief Introduction to Unfair Competition	Unfair Competition and its elements Results of Unfair Competition (Civil results, criminal results)

11	Commercial Companies, Legal Framework of Company	Ordinary Partnership Collective Partnership Commandite Companies Joint Stock Companies Limited Partnerships Limited Companies
12	Merger and Takeover, Outbound Acquisitions of Turkish Companies	Details of merger and takeover General information and procedures Banking law Mutual Investment and Protection Double Taxation Treaty
13	A Brief Introduction to Commercial Papers	General provisions Negotiable instruments as commercial papers Promissory notes Checks
14	A Brief Introduction to Commercial Maritime Law	Definition of Commercial Maritime Law Ship Maritime Trade Agreements International law and commercial maritime law
15	Seminar	
16	Final Exam	

Textbook(s)/References/Materials:

- *Introduction to Turkish Commercial Law, Melih Uğraş Erol (2015), Seçkin Yayıncılık - Hukuk Dizisi.*
- *Introduction to Law, (2017) Jaap Hage, Antoinia Waltermann, 2nd Edition, Springer.*
- *Turkish Commercial Law, Code Number, 6102.*

Assessment		
Studies	Number	Contribution margin (%)
Continuity		
Lab		
Application		
Field Study		
Course-Specific Internship (if any)		
Quizzes / Studio / Critical		
Homework		
Presentation		
Projects		
Report		
Seminar		
Attendance	16	10
Midterm Exams / Midterm Jury	1	35
General Exam / Final Jury	1	55
Total		100
Success Grade Contribution of Semester Studies		50
Success Grade Contribution of End of Term		50
Total		100

Relationship Between Course Learning Outcomes and Program Competencies						
Nu	Learning Outcomes	Contribution Level				
		1	2	3	4	5
1	To learn the definition, characteristics and importance commercial system.					x
2	To learn the basic information and principles of Turkish Commercial Law.					x
3	To gain professional competencies to work in Turkish commercial system, commercial organizations and companies.					x
4	To learn how to enter Turkish and international markets and maintain their own companies with proper legal bases.					x
5	To have critical, legal and regulative knowledge to be able to carry out activities related to the field				x	
6	To be able to identify problems related to the field and to be ready for the different legal needs and regulations of the Commercial system.					x
7	To be aware of ethical behavior principles in all areas of Turkish commercial system and act accordingly				x	

ECTS / Workload Table			
Activities	Number	Duration (Hours)	Total Workload
Course hours (Including the exam week: 16 x total course hours)	16	3	48
Laboratory			
Application			
Course-Specific Internship			
Field Study			
Study Time Out of Class	16	2	32
Presentation / Seminar Preparation			
Projects			
Reports			
Homeworks			
Quizzes / Studio Review			
Preparation Time for Midterm Exams / Midterm Jury	1	2	2
Preparation Period for the Final Exam / General Jury	1	2	2
Total Workload	(84/25 = 3,3)		84