

**OSTİM TECHNICAL UNIVERSITY  
FACULTY OF ECONOMICS AND ADMINISTRATIVE SCIENCES  
DEPARTMENT OF BUSINESS ADMINISTRATION  
COURSE SYLLABUS FORM  
2022-2023 SPRING**

<b>LAW 201 Commercial Law</b>							
<b>Course Name</b>	<b>Course Code</b>	<b>Period</b>	<b>Hours</b>	<b>Application</b>	<b>Laboratory</b>	<b>Credit</b>	<b>ECTS</b>
Commercial Law	LAW 201	1	3	0	0	3	4

<b>Language of Instruction</b>	English
<b>Course Status</b>	Compulsory
<b>Course Level</b>	Bachelor
<b>Learning and Teaching Techniques of the Course</b>	Lecture, Question-Answer, Discussion

<b>Course Objective</b>
The aim of the course is 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 and a brief introduction to commercial maritime law.

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

<b>Course Outline</b>
This course firstly gives the basic definitions, sources and concepts of Turkish law system in general. Then, the course carefully cover the concepts of the Turkish Commercial Law, commercial enterprises and commercial matters, commercial provisions and litigation, traders, commercial books, intellectual property and patent rights, unfair competition, commercial

companies, merger and takeover and also commercial papers. The course will also mention commercial maritime law briefly.

<b>Weekly Topics and Related Preparation Studies</b>		
<b>Weeks</b>	<b>Topics</b>	<b>Preparation Studies</b>
1	The Basics of Law System	<ul style="list-style-type: none"> <li>– Sources of Law</li> <li>– Law Systems</li> <li>– Roman Law</li> <li>– Common Law</li> <li>– Turkish Law System</li> <li>– The Branches of the Law System</li> </ul>
2	Introduction to Turkish Commercial Law	<ul style="list-style-type: none"> <li>– The Turkish Commercial Code (Law No: 6102)</li> <li>– The Turkish Protection of Competition Code (Law No: 4054)</li> <li>– The Capital Market Law (No: 6362)</li> <li>– The Cheque Law (No: 5941)</li> </ul>
3	Commercial Enterprise in Turkish Commercial Law	<ul style="list-style-type: none"> <li>– Commercial Enterprise and Its Factors</li> <li>– Aim to gain income</li> <li>– Continuity</li> <li>– Independence</li> <li>– Centre and Branch Offices</li> </ul>
4	Commercial Matters Commercial Provisions Commercial Litigation	<ul style="list-style-type: none"> <li>– Determining of Commercial Matters</li> <li>– Results of Commercial Matters</li> <li>– Provisions that can be applied to Commercial Matters</li> <li>– Commercial Cases</li> <li>– Commercial Courts</li> </ul>
5	Traders	<ul style="list-style-type: none"> <li>– Natural Person Traders</li> <li>– Special Provisions on Natural Person Traders</li> <li>– Corporate Legal Person Traders</li> <li>– The Provisions of Being a Trader</li> </ul>
6	Assistants of Traders	<ul style="list-style-type: none"> <li>– Dependent Trader Assistants</li> <li>– Marketing Associates</li> <li>– Independent Trader Assistants</li> <li>– Agents</li> <li>– Commissioners</li> </ul>
7	Commercial Books Commercial Registry	<ul style="list-style-type: none"> <li>– Commercial Books</li> <li>– Trade Registry</li> <li>– Open Account</li> </ul>
8	<b>MIDTERM EXAM</b>	

9	Trade Name Commercial Enterprise Name Trademark	<ul style="list-style-type: none"> <li>– Trade Name</li> <li>– Forms of Trade Names</li> <li>– Protection of Trade Names</li> <li>– Commercial Enterprise Names</li> <li>– Trademarks</li> <li>– Protection of Trademark</li> </ul>
10	Investment Intellectual Property and Patent Rights	<ul style="list-style-type: none"> <li>– Intellectual Property and Patent Rights</li> <li>– Patents</li> <li>– Industrial Design</li> <li>– Geographical Indication</li> </ul>
11	Introduction to Unfair Competition	<ul style="list-style-type: none"> <li>– Unfair Competition and its Elements</li> <li>– Results of Unfair Competition</li> <li>– Civil Results</li> <li>– Criminal Results</li> </ul>
12	Commercial Companies	<ul style="list-style-type: none"> <li>– Ordinary Partnership</li> <li>– Collective Partnership</li> <li>– Commandite Companies</li> <li>– Joint Stock Companies</li> <li>– Limited Partnerships</li> <li>– Limited Companies</li> </ul>
13	Merger and Takeover Outbound Acquisitions of Turkish Companies	<ul style="list-style-type: none"> <li>– Merger</li> <li>– Takeover</li> <li>– Provisions of Protection of Competition Code</li> <li>– Provisions of the Capital Market Law</li> </ul>
14	Commercial Papers	<ul style="list-style-type: none"> <li>– Negotiable Instruments as Commercial Papers</li> <li>– Promissory Notes</li> <li>– Cheques</li> </ul>
15	Introduction to Commercial Maritime Law	<ul style="list-style-type: none"> <li>– Provisions of Turkish Commercial Code</li> <li>– Ship</li> <li>– Maritime Trade Agreements</li> <li>– International Law and Commercial Maritime Law</li> </ul>
16	<b>FINAL EXAM</b>	

<b>Textbook (s)/References/Materials:</b>	
<b>Textbook:</b>	Erol, M. U. (2019). <i>Introduction to Turkish Commercial Law</i> , Ankara: Seçkin Yayıncılık.
<b>Supplementary References:</b>	<ul style="list-style-type: none"> <li>– Ansay, T. Ş., Wallace, D. and Önay, I. (2020). <i>Introduction to Turkish Law</i>, Ankara:</li> </ul>

Seçkin Yayıncılık.

- The Turkish Commercial Code (Law No: 6102)
- The Turkish Protection of Competition Code (Law No: 4054)
- The Capital Market Law (No: 6362)
- The Cheque Law (No: 5941)

Assessment		
Studies	Number	Contribution margin (%)
Attendance	1	20
Lab		
Classroom and application performance grade		
Field Study		
Course-Specific Internship (if any)		
Quizzes / Studio / Critical		
Homework		
Presentation		
Projects		
Report		
Seminar		
Midterm Exam/Midterm Jury	1	30
General Exam / Final Jury	1	50
Total		100
Success Grade Contribution of Semester Studies		50
Success Grade Contribution of End of Term		50
Total		100

<b>ECTS / Workload Table</b>			
<b>Activities</b>	<b>Number</b>	<b>Duration (Hours)</b>	<b>Total Workload</b>
Course hours (Including the exam week: 16 x total course hours)	16	2	32
Laboratory			
Application			
Course-Specific Internship			
Field Study			
Study Time Out of Class	16	2	32
Presentation / Seminar Preparation			
Projects	1	4	4
Reports			
Homework	10	2	20
Quizzes / Studio Review			
Preparation Time for Midterm Exam / Midterm Jury	1	4	4
Preparation Period for the Final Exam / General Jury	1	4	4
<b>Total Workload/25 hours</b>	<b>(96/25 = 3.8)</b>		
<b>ECTS</b>	<b>4</b>		

<b>Relationship Between Course Learning Outcomes and Program Competencies</b>						
<b>No</b>	<b>Learning Outcomes</b>	<b>Contribution Level</b>				
		<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>
<b>L01</b>	To master the basic concepts and principles of Turkish Commercial Law.					X
<b>L02</b>	To learn the rules, concept and details of commercial law and how they affect the companies.					X
<b>L03</b>	To learn the details of competition, mergers and takeovers of the companies.					X
<b>L04</b>	To recognize the basic concepts of legal/official company books, papers and other legal needs.					X
<b>L05</b>	To gain professional competencies to work in Turkish commercial system, commercial organizations and companies.					X
<b>L06</b>	To learn how to enter Turkish and international markets and maintain their own companies with proper legal bases.					X
<b>L07</b>	To have critical, legal and regulative knowledge to be able to carry out activities related to the field.					X

Relationship Between Course Learning Outcomes and Program Competencies									
No	Program Competencies	Learning Outcomes							Total Effect (1-5)
		L01	L02	L03	L04	L05	L06	L07	
1	Know the basic concepts and practical information about Turkish Commercial Law.	X	X	X	X	X			5
2	Evaluate legal aspects of global and local business opportunities, examine and analyze merger and takeover operations.	X		X		X	X	X	5
3	Take responsibility as a member of an interdisciplinary team to solve unpredictable and complex business problems; be able to work effectively in teams of various functions and disciplines; effectively carry out project activities.	X		X		X	X	X	5
4	Carry out independent studies in the field by utilizing obtained knowledge and skills.	X		X		X	X	X	5
5	Set goals and objectives for the institution he/she works at; detect and solve basic problems; analyze the internal and external environment of the business; evaluate the developments, support continuous improvement and provide innovative strategies.	X			X	X	X	X	5
6	Maintain life-long learning activities; achieve self-improvement; follow higher level educational programs.	X		X	X			X	4
7	Effectively use English to follow, read, write and speak about the legal information in the field of business administration and be able to communicate with colleagues in a foreign language with professional proficiency.	X				X	X		3
8	Act according to the law in all his/her affairs; have a sense of professional and ethical responsibility and code of business conduct .	X	X		X		X	X	5
9	Be aware of the contemporary business problems as well as the interdisciplinary scope of business	X	X	X	X			X	5

	administration and analyze these; have the competence to understand the effects of legal issues on these problems.							
<b>10</b>	Manage work time and personal time; fulfil the requirements of his/her duties on time.	X				X	X	3
<b>11</b>	Have the competence to work in non-governmental organizations, private sector and public entities.	X		X	X	X	X	5
<b>Total Effect</b>								50

Policies and Procedures	
<b>Web page:</b>	<a href="https://www.ostimteknik.edu.tr/business-administration-1240/907">https://www.ostimteknik.edu.tr/business-administration-1240/907</a>
<b>Exams:</b>	The exams aim at assessing various dimensions of learning: knowledge of concepts and theories and the ability to apply this knowledge to real-world phenomena, through analyzing the situation, distinguishing problems, and suggesting solutions. The written exams can be of two types, ie. open-ended questions, which can also be in the form of problems or multiple-choice questions. The case could also be carried to the Dean's Office for additional disciplinary action.
<b>Assignments:</b>	Quizzes and Homework (Assignments) might be applicable. Scientific Research Ethics Rules are very important while preparing assignments. The students should be careful about citing any material used from outside sources and reference them appropriately.
<b>Missed exams:</b>	Any student missing an exam needs to bring an official medical report to be able to take a make-up exam. The medical report must be from a state hospital.
<b>Projects:</b>	Not applicable.
<b>Attendance:</b>	Attendance requirements are announced at the beginning of the term. Students are usually expected to attend at least 70% of the classes during each term.
<b>Objections:</b>	If the student observes a material error in his/her grade, he/she has the right to place an objection to the Faculty or the Department. The claim is examined and the student is notified about its outcome.