

**PUBLIC LAW MASTER PROGRAM
COURSE SYLLABUS**

| Course Details | | | | |
|---|---|----------|---------------------|-----------------|
| Code | Academic Year | | | Semester |
| KHD113 | 1 | | | 1 |
| Title | T | A | L | ECTS |
| Actual and Basic Case Law of The Federal Court of Justice in Criminal Matters | 3 | 0 | 0 | 6 |
| Language | German | | | |
| Level | Graduate | | Postgraduate | X |
| Department / Program | Public Law (Postgraduate) | | | |
| Forms of Teaching and Learning | Face to face | | | |
| Course Type | Compulsory | | Elective | X |
| Objectives | The aim of the lecture is to interpret important and different judgments of the Federal Court of Justice in criminal matters. | | | |
| Content | In the lecture different jurisprudence is discussed and one conclusion is reached. | | | |
| Prerequisites | None | | | |
| Coordinator | Prof. Dr. Ali Kemal Yıldız | | | |
| Lecturer(s) | Assoc. Prof. Joachim Kretschmer | | | |
| Assistant(s) | Kazım Furkan Ağkuş, Oğuz Bandır, Bilal Osmanoğlu, Aslı Ekin Yılmaz, Can Eralp Elibol. | | | |
| Work Placement | None | | | |
| Recommended or Required Reading | | | | |
| Books / Lecture Notes | None | | | |
| Other Sources | German Criminal Code, German Criminal Process Code | | | |
| Additional Course Material | | | | |
| Documents | | | | |
| Assignments | | | | |
| Exams | | | | |
| Course Composition | | | | |
| Social Sciences | 100 | | | % |
| Educational Sciences | | | | % |
| Natural Sciences | | | | % |
| Health Sciences | | | | % |
| Expert Knowledge | | | | % |
| Assessment | | | | |

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| Activity | Count | Percentage (%) |
|--------------|-------|----------------|
| Midterm Exam | 1 | 40 |
| Quiz | | |
| Assignments | | |
| Attendance | | |
| Recitations | | |
| Projects | | |
| Final Exam | 1 | 60 |
| Total | | 100 |

ECTS Points and Work Load

| Activity | Count | Duration | Work Load (Hours) |
|---|-------|----------|-------------------|
| Lectures | 15 | 3 | 45 |
| Self-Study | 25 | 5 | 75 |
| Assignments | | | |
| Presentation / Seminar Preparation | 15 | 4 | 60 |
| Midterm Exam | | | |
| Recitations | | | |
| Laboratory | | | |
| Projects | | | |
| Final Exam | | | |
| Total Work Load | | | 180 |
| ECTS Points (Total Work Load / 30) | | | 6 |

Learning Outcomes

| | |
|----|--|
| 1 | To know important case law of the Federal Court of Justice in criminal matters and to argue for / against them |
| 2 | |
| 3 | |
| 4 | |
| 5 | |
| 6 | |
| 7 | |
| 8 | |
| 9 | |
| 10 | |

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| | |
|----|--|
| 11 | |
| 12 | |

Weekly Content

| | |
|----|---|
| 1 | BGHSt. 18, 87 - Delimitation of perpetration and participation |
| 2 | BGHSt. 32, 28 - "Sirius" case: perpetration or unpunished aiding and abetting in suicide |
| 3 | Self learning |
| 4 | BGHSt. 35, 347 - "Katzenkönig" - indirect perpetration in the event of a violation of the prohibition |
| 5 | BGHSt. 40, 218 - indirect perpetration and organizational rule |
| 6 | Self-learning |
| 7 | Self-learning |
| 8 | BGH NSTZ-RR 2016, 140 - complicity in the preparatory phase? |
| 9 | BGHSt. 37, 214 - instigator and error in persona of the main culprit |
| 10 | BGHSt. 34, 63 - instigator's mens rea |
| 11 | BGHSt. 46, 107 - aiding and abetting and neutral action |
| 12 | BGH NSTZ-RR 2017, 5 - distinction between complicity and aid |
| 13 | BGH NJW 2017, 498 - Aiding and abetting state-organized mass murder |
| 14 | BGHSt. 43, 219 - Organizational rule and white-collar crime - currently: Diesel affair |
| 15 | Presentation |

Contribution of Learning Outcomes to Program Objectives (1-5)

| | P1 | P2 | P3 | P4 | P5 | P6 | P7 |
|----|----|----|----|----|----|----|----|
| 1 | 5 | 5 | 4 | 4 | 5 | 4 | 5 |
| 2 | | | | | | | |
| 3 | | | | | | | |
| 4 | | | | | | | |
| 5 | | | | | | | |
| 6 | | | | | | | |
| 7 | | | | | | | |
| 8 | | | | | | | |
| 9 | | | | | | | |
| 10 | | | | | | | |
| 11 | | | | | | | |
| 12 | | | | | | | |

Contribution Level 1: Low 2: Low-intermediate 3: Intermediate 4: High 5: Very High

<https://obs.tau.edu.tr/oibs/bologna/progLearnOutcomes.aspx?lang=en&curSunit=5908>

Compiled by: Kazım Furkan Ağkuş, Oğuz Bandır, Bilal Osmanoğlu, Aslı Ekin Yılmaz, Can Eralp Elibol.

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