

DEPARTMENT OF PUBLIC LAW
COURSE SYLLABUS

Course Details					
Code		Academic Year			Semester
KHD116		1			2
Title		T	A	L	ECTS
Free Movement of Athletes in the European Union and Rights of Turkish Athletes Arising from Turkey-European Union Association Law		3			7,5
Language	Turkish				
Level	Graduate		Postgraduate	X	
Department / Program	Public Law Ph. D.				
Forms of Teaching and Learning	Formal Education				
Course Type	Compulsory		Elective	X	
Objectives	The main aim of this course is to examine and evaluate the qualifications of Turkish Athletes’ freedom of movement within the scope of Turkey - European Union Association Law. In this context, ECJ’s decisions concerning the rights of Turkish athletes arising from the Association law and its reflections on Turkey will be examined. European Union Association Law rules on Turkish law will be analyzed. To achieve this, a comprehensive picture of the general principles and rules governing the free movement of athletes in the European union has to be shown. It is unlikely that a general pattern will emerge, unless one does a comprehensive review of ECJ’s decisions in this area since the 70s. On the other hand, developments in international sports law will also be addressed in the context of their effect on the free movement of athletes in the European Union.				
Content	Examination of the general principles and rules governing the free movement of athletes in the European Union. A comprehensive review of the case law of the European Court of Justice in this area since the 70s. The effects of the developments in international sports law on the free movement of athletes in the European Union. Examining the qualifications of Turkish athletes ‘ freedom of movement within the scope of Turkey-EU Association Law . Review of the decisions of the European Court of Justice, concerning the rights of Turkish athletes under Turkey-EU Association Law Analysis of the effects of Turkey-EU Association Law on Turkish Law				
Prerequisites					
Coordinator	Assoc. Prof. Dr. Tolga Candan				
Lecturer(s)	Assoc. Prof. Dr. Tolga Candan				
Assistant(s)	Res. Asst. Zeynep Kurtoğlu Yenipınar, Res. Asst. Mustafa Uçar, Res. Asst. Eylül Yağmur Coşan				
Work Placement					
Recommended or Required Reading					
Books / Lecture Notes	1. Blanpain, Roger, The Future of Sports Law in the European Union, Beyond the EU Reform Treaty and the White Paper, Kluwer Law International, 2008. 2. Köse, Hüseyin Alpay, Avrupa Birliği Hukuk Sisteminin Spor Hukukuna Etkileri, 2011.				

**DEPARTMENT OF PUBLIC LAW
COURSE SYLLABUS**

	<div>3. Bogusz, Barbara/Cygan, Adam/ Szyszcak, The Regulation of Sport in the European Union, 2007, Cheltenham-Northampton.</div> <div>4. Fischer, Klemens H., Der Vertrag von Lissabon – Text und Kommentar zum Europäischen Reformvertrag, 2008, Baden-Baden.</div> <div>5. Ankara Barosu Spor Hukuku Kurulu “Av. Atilâ Elmas” Armağanı, Ankara Barosu Yayınları, 2012. Heidersdorf, Christian, Ausländerklauseln im Profisport, Dissertation, Universität Saarbrücken, 1998, Frankfurt am Main.</div> <div>6. Holzke, Frank,”Die Gleichstellung drittstaatenangehöriger Berufssportler nach der Kolpak Entscheidung des Europäischen Gerichtshofs”, in: SpuRt 2004, 1-7.</div> <div>Kahlenberg, Harald, “Zur EG-rechtlichen Zulässigkeit von Ausländerklauseln im Sport“, in: Europäisches Wirtschafts- & Steuerrecht</div>		
Other Sources			
Additional Course Material			
Documents			
Assignments			
Exams			
Course Composition			
Social Sciences	100	%	
Educational Sciences		%	
Natural Sciences		%	
Health Sciences		%	
Expert Knowledge	100	%	
Assessment			
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	14	3	42
Self-Study	50	3	150
Assignments			
Presentation / Seminar Preparation	14	1	14

DEPARTMENT OF PUBLIC LAW
COURSE SYLLABUS

Midterm Exam	1	2	2
Recitations			
Laboratory			
Projects			
Final Exam	1	2	2
Total Work Load			210
ECTS Points (Total Work Load / 28)			7,5

Learning Outcomes

1	Knowledge of the freedom of movement of Turkish sportsmen within the scope of Turkey-EU Association Law.
2	Knowledge of the effects of Turkish-European union Association Law on Turkish Law.
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Weekly Content

1	Introduction
2	The Effects of European Union Law on Sports Law
3	International Sports Law and European Union Law
4	Sports Law, its Scope and Current Situation in Turkey
5	The Current Situation of Sports Law with respect to Municipal Laws
6	Structure and Function of The European Court of Justice
7	Effects of the European Court of Justice on Sports Law
8	Important Decisions of the European Court of Justice on Sports
9	Mid-term Exam
10	The Decision of the Court of Justice of the European Union on the Free Movement of European Union Citizens

**DEPARTMENT OF PUBLIC LAW
COURSE SYLLABUS**

11	Decisions of the European Court of Justice on Sportsmen who are Citizens of Countries which has Cooperation Agreements
12	Decisions of the European Court of Justice on Sportsmen who are Citizens of Countries which has Cooperation Agreements II
13	Analysis of Decisions in relation to Turkish Athletes
14	Decisions of the European Court of Justice on the Adoption of Amateur Sports as an Economic Activity
15	Analysis of Decisions of the European Court of Justice in relation to Sports Law

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

	P1	P2	P3	P4	P5	P6	P7
1	5	5	5	5	5	5	4
2	5	5	5	5	5	5	4
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Contribution Level 1: Low 2: Low-intermediate 3: Intermediate 4: High 5: Very High

<https://obs.tau.edu.tr/oibs/bologna/progLearnOutcomes.aspx?lang=tr&curSunit=225>

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