

PH.D. PROGRAM IN PRIVATE LAW (30% GERMAN)
COURSE SYLLABUS

Course Details					
Code				Academic Year	Semester
ÖHD142				1	2
Title	T	A	L	ECTS	
Responsibility of the Carrier in the Freight Contract	3	0	0	7,5	
Language	Turkish				
Level	Graduate		Postgraduate	X	
Department / Program	Private Law Doctorate Program (30% German)				
Forms of Teaching and Learning	Face to face				
Course Type	Compulsory		Elective	X	
Objectives	Objectives of the course are; examining the situation of the freight contract among other maritime law contracts, examining the elements, parties, and types of the freight contract, examining the concept of the carrier, studying the responsibility of the carrier arising from the freight contract and the circumstances in which this responsibility is limited, and discussing the problems frequently encountered in practice regarding the responsibility of the carrier within the framework of the High Court decisions and the views in the doctrine.				
Content	Firstly, the place of freight contracts in maritime law contracts is discussed, and the definition, parties, elements, and types of this contract are examined. Then, the concept of the carrier and the responsibility of the carrier are discussed. Students are required to prepare an essay in which they review a High Court decision. After the lectures, current problems are discussed through the High Court decision review essays prepared by students.				
Prerequisites	-				
Coordinator	Prof. Dr. Vural SEVEN				
Lecturer(s)	Prof. Dr. Vural SEVEN				
Assistant(s)	Res. Ass. Gülnihal DÜNDAR / Res. Ass. Zehra Büşra KAYAÖZÜ				
Work Placement	-				
Recommended or Required Reading					
Books / Lecture Notes	Prezi Maritime Law Presentation				
Other Sources	Emine YAZICIOĞLU, Kender/Çetingil Deniz Ticareti Hukuku, Filiz Kitabevi, İstanbul, 2020 Kübra YETİŞ ŞAMLI, 6102 Sayılı Türk Ticaret Kanunu'na Göre Taşıyanın Ziya, Hasar ve Geç Teslimden Sorumluluğu, On İki Levha, İstanbul, 2013				
Additional Course Material					
Documents	-				
Assignments	-				

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Exams	-		
Course Composition			
Social Sciences	100		%
Educational Sciences			%
Natural Sciences			%
Health Sciences			%
Expert Knowledge			%
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	15	11	165
Assignments	5	1	5
Presentation / Seminar Preparation	5	1	5
Midterm Exam	1	4	4
Recitations			
Laboratory			
Projects			
Final Exam	1	4	4
		Total Work Load	225
		ECTS Points (Total Work Load / 30)	7,5
Learning Outcomes			

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1	Maritime law contracts are comprehended with differences between each other and the legal position of freight contracts within these contracts is learned.
2	The principles of the carrier's responsibility are grasped with examples of current problems encountered in practice.
3	Students learn about current issues about the carrier's liability.
4	Students learn how to resolve concrete disputes related to the responsibility of the carrier in maritime law and which legal rules should be applied.
5	Students develop their ability to create and present academic works by preparing a decision review assignment in essay format.

Weekly Content

1	Introduction of the Course, Giving Information about the Operation of the Course and Getting Acquainted
2	Definition, Elements, Parties, and Types of the Freight Contract
3	Concept of Carrier, Legal Nature of Carrier's Liability, and Reasons for Liability
4	Absolute and Probable Reasons for Irresponsibility, Inspection of Goods, and Notification
5	Right to Limitation of Carrier's Liability
6	The Concepts of Sub-Carriage and Actual Carrier and the Responsibility of the Actual Carrier
7	Rights of the Carrier, Period of Prescription, and Time Bar in the Freight Contract
8	High Court Decision Review Essay Presentation I
9	High Court Decision Review Essay Presentation II
10	High Court Decision Review Essay Presentation III
11	High Court Decision Review Essay Presentation IV
12	High Court Decision Review Essay Presentation V
13	High Court Decision Review Essay Presentation VI
14	High Court Decision Review Essay Presentation VII

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

	P1	P2	P3	P4	P5	P6	P7	P8	P9	P10	P11	P12	P13
1	5	5	3	3	1	4	3	5	5	1	2	1	1
2	5	5	5	4	4	4	4	5	4	1	2	1	1
3	5	4	4	5	4	3	4	5	4	2	2	2	1
4	5	5	5	5	3	4	3	5	4	2	2	1	2
5	5	5	5	5	4	5	5	4	5	3	2	4	4

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=5867>

Compiled by: Commercial Law Department

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