

DEPARTMENT OF PRIVATE LAW  
COURSE SYLLABUS

Course Details				
<b>Code</b>	<b>Academic Year</b>			<b>Semester</b>
ÖHK150	1			2
<b>Title</b>	<b>T</b>	<b>A</b>	<b>L</b>	<b>ECTS</b>
Law und Moral	3	-	-	7,5
<b>Language</b>	German			
<b>Level</b>	<b>Graduate</b>	X	<b>Postgraduate</b>	
<b>Department / Program</b>	Private Law			
<b>Forms of Teaching and Learning</b>	Formal			
<b>Course Type</b>	<b>Compulsory</b>		<b>Elective</b>	X
<b>Objectives</b>	The aim of the course is to elaborate the characteristics of law and morality, i.e. two independent but often intertwined systems of norms, and to relate them to each other.			
<b>Content</b>	Analytical, empirical, as well as normative relations between law and morality will be elaborated and problematized both theoretically and through practical application cases. The examination of relevant 'classics' of legal philosophical literature will be an essential component of the course, with a focus on texts from the 20th century. Particular importance will be attached to the legal philosophical treatment of law during the National Socialist period.			
<b>Prerequisites</b>	None.			
<b>Coordinator</b>	Dr. jur. Taner Aydın			
<b>Lecturer(s)</b>	Dr. jur. Taner Aydın			
<b>Assistant(s)</b>	-			
<b>Work Placement</b>	(-)			
Recommended or Required Reading				
<b>Books / Lecture Notes</b>				
<b>Other Sources</b>	<ul style="list-style-type: none"> <li>- <i>Norbert Hoerster</i> (Hrsg.), <i>Recht und Moral: Texte zur Rechtsphilosophie</i> (Reclams Universal-Bibliothek), 1986.</li> <li>- <i>Matthias Mahlmann</i>, <i>Rechtsphilosophie und Rechtstheorie</i>, Nomos, 7. Aufl. 2023.</li> </ul>			
Additional Course Material				
<b>Documents</b>	-			
<b>Assignments</b>	-			
<b>Exams</b>	-			
Course Composition				
<b>Social Sciences</b>	100			%

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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
<b>Total</b>		<b>100</b>

**ECTS Points and Work Load**

Activity	Count	Duration	Work Load (Hours)
Lectures	15	3	45
Self-Study	20	3	60
Assignments	2	15	30
Presentation / Seminar Preparation	1	30	30
Midterm Exam	1	15	15
Recitations	-	-	-
Laboratory	-	-	-
Projects	-	-	-
Final Exam	1	15	15
<b>Total Work Load</b>			<b>225</b>
<b>ECTS Points (Total Work Load / 30)</b>			<b>7,5</b>

**Learning Outcomes**

1	The students learn the specific characteristics of both systems of standards.
2	Students learn the theoretical presuppositions and practical implications of positivist and natural law approaches to argumentation.

**Weekly Content**

1	Introduction
2	The concept of law
3	Law and Morality

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4	Natural law and legal positivism
5	Human Dignity as the Foundation of Human Rights
6	Law in National Socialism and the Radbruch Formula
7	The positivism thesis of Gustav Radbruch
8	Intermediate exam
9	Presentation of topics for papers and written work
10	Preparation of the papers and the written work
11	Preparation of the papers and the written work
12	Presentations
13	Presentations
14	Final Lecture
15	Final Exam

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

	P1	P2	P3	P4	P5	P6	P7
1	4	4	4	4	4	4	
2	4	4	4	4	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=206>

**Compiled by:** Res. Assist. Ceren Hilal Günaydın

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