



COURSE INFORMATION FORM

Course Name	Course Code
Legal Liability for Environmental Damages	191115021

Semester	Number of Course Hours per Week		Credit	ECTS
	Theory	Practice		
5 th	2	0	2	4

Course Category (Credit)				
Basic Sciences	Engineering Sciences	Design	General Education	Social Sciences
				X

Course Language	Course Level	Course Type
Turkish	Undergraduate	Compulsory

Prerequisite(s) if any	-
Objectives of the Course	<p>The aim of this course is to provide law faculty students with a high level of theoretical knowledge on the legal responsibility of polluters and to raise future lawyers with awareness on the environment and environmental protection. Because the Industrial Revolution and the following technological developments have led to unconscious consumption of natural resources and excessive pollution of the environment. Environmental problems arising from environmental pollution have gained an international dimension from the local level, and the issue of environmental protection has become one of the most basic agenda items of many countries and international organizations. In the face of the fact that the protection of the environment cannot be achieved only with administrative or penal sanctions, the issue of taking the responsibility of the polluters arising from private law has gained special importance. In this context, studies have been carried out and continue to be carried out on making private law sanctions more effective in a way that will serve the protection of the environment. Here, in the course of Legal Liability for Environmental Damages, it is aimed to train the lawyers of the future to be experts in this subject by giving detailed information about the legal responsibility of the polluters, especially within the scope of the Environmental Law.</p>
Short Course Content	<p>The subject of legal responsibility of polluters is covered in detail within the scope of Legal Liability for Environmental Damages course. In this context, first of all, the concepts of environment, environmental pollution, pollutant and environmental damage are defined and then the basic principles that dominate environmental law are explained. Afterwards, the measures to be taken to prevent environmental pollution and the costs to be incurred to reduce the effects of environmental pollution and who should bear these costs are examined. Following this, the focus is on the nature of the legal responsibility of the polluter and the relevant legal regulations. Then, in the light of legal regulations, the conditions and legal consequences of the legal responsibility of the polluter are discussed in detail. The legal cases that can be filed within the scope of the legal responsibility of the pollutant, and especially the cases for pecuniary and non-pecuniary damages are emphasized. Finally, information is given within the scope of Law No. 5312 on the Principles of Emergency Response and Compensation for Damages in Pollution of the Marine Environment with Petroleum and Other Harmful Substances</p>

***Teaching Methods** 1:Expression, 2:Discussion, 3:Experiment, 4:Simulation, 5:Question-Answer, 6:Tutorial, 7:Observation, 8:Case Study, 9:Technical Visit, 10:Trouble/Problem Solving, 11:Individual Work, 12:Team/Group Work, 13:Brain Storm, 14:Project Design / Management, 15:Report Preparation and/or Presentation

****Measuring Methods** A:Exam, B:Quiz, C:Oral Exam, D:Homework, E:Report, F:Article Examination, G:Presentation, I:Experimental Skill, J:Project Observation, K:Class Attendance; L:Jury Exam

Learning Outcomes of the Course		Contributed PO(s)	Teaching Methods *	Measuring Methods **
1	Knows the concepts of environment, environmental pollution, pollutant and environmental damage.	1,2,5	1,4,5,12	A
2	Has knowledge of the basic principles that dominate environmental law.	1,2	1,8	A
3	Knows the measures to be taken to prevent environmental pollution and who should bear the costs to reduce the effects of environmental pollution, and can make applications for them.	1,2,5	1,2,5	A
4	Knows the nature of the legal responsibility of the polluter and the relevant legal regulations.	1,2,5	1,2,12	A
5	Knows the conditions and legal consequences of the legal responsibility of the polluter; can provide consultancy services regarding these.	1,2,5	1,4,5,12	A
6	Can open all lawsuits that may be filed within the scope of the legal responsibility of the polluting party.	3,8	1	A
7	Has knowledge of the Environmental Law and the Law on the Principles of Emergency Response and Compensation for Damages in Pollution of the Marine Environment with Petroleum and Other Harmful Substances.	1,2,5	1,4,5,12	A

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Main Textbook	Nükhet Yılmaz Turgut, Çevre Politikası ve Hukuku, Ankara 2017.
Supporting References	Başak Başoğlu, Çevre Zararlarından Doğan Hukuki Sorumluluk, İstanbul 2016. Ahmet M. Güneş, Çevre Hukuku, İstanbul 2015. Ali Parlar/Muzaffer Hatipoğlu, Cezaî ve Hukukî Sorumluluk Boyutlarıyla Çevre Hukuku, Ankara 2010.
Necessary Course Material	Code of Environment, Turkish Code of Obligations, Turkish Civil Code, Law on Emergency Response and Compensation of Damages in Pollution of the Marine Environment with Oil and Other Harmful Substances, UN Climate Change Framework Convention texts.

Course Schedule	
1	General information on the concepts of environment and environmental pollution
2	Information on the concepts of pollutant and environmental damage
3	Principles governing Environmental Law
4	Measures to be taken to prevent environmental pollution and costs to reduce the effects of environmental pollution
5	Flawless liability situations and the nature of the legal responsibility of the polluter
6	Conditions of legal responsibility of the polluter
7	Consequences of the legal responsibility of the polluter
8	Midterm
9	Midterm
10	General information on lawsuits and non-liability agreements that may be filed within the scope of the legal responsibility of the polluter
11	Lawsuits for pecuniary and non-pecuniary damages that may be filed within the scope of the legal responsibility of the polluter
12	According to the Turkish Civil Code and the Turkish Code of Obligations, the situations that cause the responsibility of the polluter
13	Information on the UN Framework Convention on Climate Change
14	Information on the Law on the Principles of Emergency Response and Compensation for Damages in Pollution of the Marine Environment with Petroleum and Other Harmful Substances
15	
16,17	Final Exam

Calculation of Course Workload			
Activities	Number	Time (Hour)	Total Workload (Hour)
Course Time (number of course hours per week)	14	2	28
Classroom Studying Time (review, reinforcing, prestudy,...)	14	3	42
Homework			
Quiz Exam			
Studying for Quiz Exam			
Oral exam			
Studying for Oral Exam			
Report (Preparation and presentation time included)			
Project (Preparation and presentation time included)			
Presentation (Preparation time included)			
Mid-Term Exam	1	2	2
Studying for Mid-Term Exam	1	23	23
Final Exam	1	2	2
Studying for Final Exam	1	23	23
Total workload			120
Total workload / 30			4
Course ECTS Credit			4

Evaluation	
Activity Type	%
Mid-term	40
Quiz	-
Homework	-
Bir öge seçin.	
Bir öge seçin.	
Final Exam	60
Total	100

RELATIONSHIP BETWEEN THE COURSE LEARNING OUTCOMES AND THE PROGRAM OUTCOMES (PO) (5: Very high, 4: High, 3: Middle, 2: Low, 1: Very low)		
NO	PROGRAM OUTCOME	Contribution
1	To understand, analyze and comment on legal problems, to be able to discuss these issues, to offer opinions and solutions, to relate these processes to real life.	2
2	To have judgment skills and abilities in the field of law, open to cooperation with others, able to work in harmony with them, keen on research and examination, and having knowledge at a level to carry out a problem-solving process from beginning to end.	2
3	To have the knowledge to determine the provisions to be applied to legal disputes, to have the ability to analyze, discuss and evaluate the court decisions in the relevant field.	2
4	To have skills to assimilate and carry the rules of ethics and profession.	1
5	To have skills to approach critically and creatively on the legal and social problems in terms of rule of law and ideal of justice.	1
6	To have skills to understand the differences between the theory and practice of private and public law.	2
7	To be able to comprehend the importance of lifelong learning and to analyze legal, social, cultural and similar events and developments in the world, country, region and local and to be able to comment on these at a sufficient level.	1
8	To have the skills to conduct disciplinary and interdisciplinary research and study.	1
9	To grow up with the moral and ethical rules required by business life and to be able to use them effectively in the future.	1
10	To have skills to use vocational information technologies efficiently in solving legal problems.	1

LECTUTER(S)				
Prepared by				
Signature(s)				

Date:25.07.2024