



COURSE INFORMATION FORM

Course Name	Course Code
Law of Obligations General Provisions	191114003

Year	Number of Course Hours per Week		Credit	ECTS
	Theory	Practice		
2 nd	4	0	8	10

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	The aim of this course is to systematically handle the general provisions of the Turkish Code of Obligations and to examine the basic concepts that are the most important part of obligational relations.
Short Course Content	The content of this course consists of the provisions between Articles 1 and 206 of the Turkish Code of Obligations (No. 6098). In this context, contracts, torts and unjustifiable enrichment, which are the origins of obligations, are examined systematically, and also the consequences of non-performance are addressed. In addition to these, the effects of obligational relations on third parties, termination of obligations, particular circumstances in obligational relations and party changes are also covered in this course.

Learning Outcomes of the Course	Contributed PO(s)	Teaching Methods *	Measuring Methods **
1 Defining the elements, characteristics and differences of obligational relations from other social relations and classifying the origins of obligations	4, 6, 8	1, 11	A
2 To gain knowledge of the formation and validity of contracts and the ability to apply them to legal disputes	1, 2, 3	1, 2, 5, 8, 10	A
3 To comprehend the knowledge of the concept of "representation" and to understand the consequences arising from the legal transactions concluded through representation and to learn the consequences of unauthorized representation.	1, 2, 3	1, 2, 5, 8, 10	A
4 To obtain knowledge of conditions and legal consequences of liability arising from torts and to gain the competence to apply this knowledge to legal disputes and to learn the general theory of strict liability and the strict liability provisions regulated in the Turkish Code of Obligations and other legislation.	1, 2, 3	1, 2, 5, 8, 10	A
5 To comprehend the functions of unjust enrichment, its relationship with other origins of obligation and its basic characteristics	1, 2, 3	1, 2, 5, 8, 10	A
6 To learn the general rules about performance of obligation	1, 2, 3, 8	1, 2, 5, 8, 10	A

*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

7	Understanding the legal consequences of non-performance. To have comprehensive knowledge of the regulations in the Turkish Code of Obligations concerning non-performance	1, 2, 3	1, 2, 5, 8, 10	A
8	To have knowledge of concepts such as joint debt, condition, penalty clause and penalty of rescission under the title of particular circumstances in obligational relations	1, 2, 3	1, 2, 5, 8, 10	A
9	To learn about termination of obligations together with the special conditions and legal consequences for each	1, 2, 3	1, 2, 5, 8, 10	A

***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

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Main Textbook	<p>Tolunay Ozanemre Yayla, Borçlar Hukuku Genel Hükümler, Ankara, 2023. M. Kemal Oğuzman / Turgut Öz, Borçlar Hukuku Genel Hükümler Cilt I, İstanbul 2020. M. Kemal Oğuzman / Turgut Öz, Borçlar Hukuku Genel Hükümler Cilt II, İstanbul 2020. Fikret Eren, Borçlar Hukuku Genel Hükümler, Ankara 2020. Necip Kocayusufpaşaoğlu, Borçlar Hukukuna Giriş Hukuki İşlem Sözleşme, İstanbul 2017. Rona Serozan, İfa, İfa Engelleri, Haksız Zenginleşme, İstanbul 2016. Haluk Nami Nomer, Borçlar Hukuku Genel Hükümler, İstanbul 2020.</p>
Supporting References	<p>Baki İlkay Engin / Tülay Aydın-Ünver / Işık Önay, Borçlar Hukuku Pratik Çalışmaları, İstanbul 2017. Ahmet Kılıçoğlu, Borçlar Hukuku Genel Hükümler Pratik Çalışmaları, Ankara 2020. Serap Helvacı / Gediz Kocabaş, Borçlar Hukuku Genel Hükümler Pratik Çalışmaları, İstanbul 2020. Zeynep Dönmez/Ünsal Dönmez, Borçlar Hukuku Pratik Çalışmalar, Ankara 2019.</p>
Necessary Course Material	Turkish Code of Obligations No: 6098 (Justified, annotated)

Course Schedule	
1	Obligation and Obligatio, Concept of Performance
2	Freedom of Will Principle and Freedom of Contract Principle
3	Origins of Obligation and Legal Transaction, Contract and Types of Contract
4	Formation of Contract
5	Invalidity of Contract, Defect in Consent (Mistake-Fraud-Duress) and Lesion
6	Standardized Terms of Contract
7	Representation
8	Torts
9	Strict Liability
10	Damage, Multiple Liabilities, Multiple Liable Parties
11	Obligations Arised from Unjust Enrichment, The Functions of Unjust Enrichment, its Relationship with Other Origins of Obligation
12	The Types and Legal Conclusions of Unjust Enrichment
13	The Concept of Performance, Parties of Performance, Performance Place, Performance Time
14	The Default of the Creditor
15,16	Mid-Term Exam
17	Non-performance
18	Impossibility of Performance
19	Default of the Debtor
20	Default of the Debtor in Pecuniary Debt
21	Default of the Debtor in Synallagmatic Contracts
22	Guarantee of Performance by Third Party and Contracts Conferring Rights on Third Parties
23	Joint Debtors and Joint Creditors
24	Conditional Obligations
25	Penalty Clause
26	Transfer of Claim
27	Assumption of Indebtedness
28	Transfer of Contract
29	Termination of Obligations
30	Statutory Limitation
31,32	Final Exam

Calculation of Course Workload			
Activities	Number	Time (Hour)	Total Workload (Hour)
Course Time (number of course hours per week)	28	4	112
Classroom Studying Time (review, reinforcing, prestudy,...)	28	3,5	98
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	2	20	40
Final Exam	1	2	2
Studying for Final Exam	2	20	40
	Total workload		294
	Total workload / 30		9,8
	Course ECTS Credit		10

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.	4
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.	3
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.	3
4	To have skills to assimilate and carry the rules of ethics and profession.	2
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.	2
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.	2
8	To have the skills to conduct disciplinary and interdisciplinary research and study.	2
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.	2
10	To have skills to use vocational information technologies efficiently in solving legal problems.	1

LECTUTER(S)				
Prepared by				
Signature(s)				

Date:06.06.2024