



ESOGU FACULTY OF LAW  
COURSE INFORMATION FORM



Course Name	Course Code
Refugee Law	191115015

Semester	Number of Course Hours per Week		Credit	ECTS
	Theory	Practice		
5 <sup>th</sup>	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

<b>Prerequisite(s) if any</b>	-
<b>Objectives of the Course</b>	The main aim of the course is to provide a general legal framework regarding refugee law including the procedure and rights therein. The course will focus on the fundamental concepts and principles of international refugee law in the context of Turkish law, parallel to the development of international protection once the emergence of the refugeehood in the sociological and historical context demonstrated.
<b>Short Course Content</b>	Within the scope of the course, the legal framework of migratory movements is examined in general terms on the basis of international and national law. The scope of the course is migratory movements that cross international borders.

Learning Outcomes of the Course	Contributed PO(s)	Teaching Methods *	Measuring Methods **
1 Information is given about the causes and consequences of forced migration,	1,2,3,4,5,7,8	1,2,5,8	A,B,D
2 Forced migration terminology is introduced.	1,2,3,4,5,7,8	1,2,5,8	A,B,D
3 Individuals who are the subjects of forced migration are introduced.	1,2,3,4,5,7,8	1,2,5,8	A,B,D
4 The reasons and forms of forced migration and refugee movements are comprehended.	1,2,3,4,5,7,8	1,2,5,8	A,B,D
5 The processes of determining refugee status and other international protection statuses are revealed.	1,2,3,4,5,7,8	1,2,5,8	A,B,D
6 The characteristics of individuals subjected to international protection, including refugee protection, that distinguish them from other foreigners are explained.	1,2,3,4,5,7,8	1,2,5,8	A,B,D
7 The characteristics of persons under temporary protection are demonstrated and analyzed.	1,2,3,4,5,7,8	1,2,5,8	A,B,D
8 The prohibition of refoulement is analyzed in depth.	1,2,3,4,5,7,8	1,2,5,8	A,B,D
9 ECtHR judgments on Refugee Law are analyzed.	1,2,3,4,5,7,8	1,2,5,8	A,B,D
10 National court decisions on Refugee Law are analyzed	1,2,3,4,5,7,8	1,2,5,8	A,B,D

\*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

<b>Main Textbook</b>	ÖZKAN, Işıl. Göç, iltica ve sığınma hukuku: yabancılar ve uluslararası koruma kanunu ve uluslararası işgücü kanunu ile getirilen değişikliklerle. Seçkin, 2023.
<b>Supporting References</b>	EKŞİ, Nuray. Yabancılar ve uluslararası koruma hukuku. Beta Basım Yayın, 2018. ÖZTÜRK, Neva Övünç. Mültecinin hukuki statüsünün belirlenmesi. Seçkin Yayıncılık, 2015. EREN, Esra Yılmaz; Mülteci hukukunda geçici koruma. Seçkin Yayıncılık, 2021, 2. GÖÇMEN, İLKE, Avrupa İnsan Hakları Sözleşmesi Işığında Avrupa Birliği ve Türkiye Göç Hukuku, Seçkin Yayıncılık, Ankara, 2015.
<b>Necessary Course Material</b>	-

<b>Course Schedule</b>	
1	Discussion on the general view of the refugee situation. Determining what the term refugee means in terms of general usage.
2	Introduction to the general terminology in international law (international protection, refugee, asylum seeker, supplemental protection (secondary protection), temporary protection, mass influx, internally displaced persons (IDPs)) Statutes in law and legal consequences attached to the statutes.
3	Discussion on the document “Missing in Brooks County” (Jeff Bemiss, Lisa Molomot and Jacob Bricca) (Approximately 80 minutes) in the light of the topics covered.
4	Legal interaction of the concepts of state-borders-asylum. Refugees as ‘de-facto’ stateless persons. The responsibility for international protection belongs to the entire international community. Approaches to shared responsibility in international law.
5	Examination and discussion of the Soering decision in the light of the topics covered. [European Court of Human Rights (ECHR): Soering v. United Kingdom, App. no. 14038/88, 07.07.1989.]
6	The meaning of the right to seek and enjoy asylum. The issue of the bindingness of the Universal Declaration of Human Rights. Rights covered by the doctrine of non-refoulement and the absolute nature of this prohibition. The relationship of the ECHR and ECtHR case-law to asylum. The effectiveness of the human rights approach in determining refugee status and complementary protection status.
7	Examination and discussion of the Othman (Abu Qatada) and MSS v. Belgium and Greece decisions in the light of the topics covered. [Othman (Abu Qatada) v. United Kingdom, App. No. 8139/09, 09.05.2012 (AİHM); MSS v. Belgium and Greece, App. No. 30696/09, 21.01.2011 (AİHM)]
8	Mid-Term Exam
9	Permanent solutions within the scope of international protection. Overview of UNHCR and IOM mandates and practices
10	Issues related to status determination authority and procedure (Interview, safe third country practices, detention practices, accelerated procedure, UNHCR's procedural standards and recommendations, procedural safeguards stemming from human rights law.)
11	Examination and discussion of the Amuur v. France and MSS v. Belgium and Greece decisions in the light of the topics covered. [Amuur v. France, App. No. 17/1995/523/609, 25.06.1996. MSS v. Belgium and Greece, App. No. 30696/09, 21.01.2011] Determination of refugee status (inclusion and exclusion criteria).
12	An overview of international protection within the framework of the Law on Foreigners and International Protection (Turkish law numbered 6458- “YUKK”).
13	International protection status in YUKK. International protection procedure in general in YUKK. The geographical limitation on the definition of Refugee in the 1951 Convention and the legal consequences of this limitation.
14	Implementation of temporary protection in Turkish law: An overview of the Temporary Protection Regulation. Examination and discussion of the AG. and Others v. Turkey decisions in the light of the topics covered. [A.G. and Others v. Turkey, App. No. 40229/98, 15.06.1999 (AİHM)]
15	Rights and private law relations of foreigners under international protection in accordance with Turkish law. Evaluation of permanent solutions in the context of Turkish asylum law.
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,...)	20	2	40
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	24	24
Final Exam	1	2	2
Studying for Final Exam	1	24	24
<b>Total workload</b>			<b>120</b>
<b>Total workload / 30</b>			<b>4</b>
<b>Course ECTS Credit</b>			<b>4</b>

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

<b>RELATIONSHIP BETWEEN THE COURSE LEARNING OUTCOMES AND THE PROGRAM OUTCOMES (PO) (5: Very high, 4: High, 3: Middle, 2: Low, 1: Very low)</b>		
<b>NO</b>	<b>PROGRAM OUTCOME</b>	<b>Contribution</b>
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.	5
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.	5
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.	5
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.	4
6	To have skills to understand the differences between the theory and practice of private and public law.	1
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.	4
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

<b>LECTUTER(S)</b>				
<b>Prepared by</b>				
<b>Signature(s)</b>				

**Date:06.06.2024**