



## COURSE INFORMATION FORM

Course Name	Course Code
Enforcement and Bankruptcy Law	191118025

Year	Number of Course Hours per Week		Credit	ECTS
	Theory	Practice		
4 <sup>th</sup>	3	0	6	8

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>	Since the state prohibits individuals to acquire their rights on their own, it obliges individuals to demand the enforcement of the right from the state. In this respect, the main purpose of the course for fourth grade students is to have knowledge about the enforcement and bankruptcy procedures, the formal rules in these procedures, how to ensure the execution of a right and to provide them with the ability to use this theoretical knowledge in practice.
<b>Short Course Content</b>	In the enforcement and bankruptcy law courses, the concept of enforcement and bankruptcy law, rights and principles of enforcement and bankruptcy law, enforcement organization, complaint, general seizure proceedings, objection to payment order, delayed objection, withdrawal of objection and annulment of objection, negative declaratory action and action for restitution, seizure of property and rights, non seizable property and rights, seizure of property or rights in third parties, participation to seizure and apply for interpleader relief, sale, sale by negotiation, tender and annulment of tender, annulment of tender, classification of creditors and legal remedies to be applied against the classification of creditors, enforcement proceeding pertaining to commercial papers and bills, enforcement with court decision, postponement of enforcement and restitution of enforcement, foreclosure proceeding, basic information on bankruptcy law and bankruptcy organization, general bankruptcy proceeding, bankruptcy proceeding pertaining to commercial papers and bills, causes of bankruptcy and direct bankruptcy, being deep in dept, consequences of bankruptcy regarding proceedings law, consequences of bankruptcy regarding substantive law, ordinary liquidation, special insolvency bodies and their powers, monetization with the authority given by the second creditors meeting, classification of creditors and objection to classification of creditors in bankruptcy, concordat and restructuring of stock companies are covered.

Learning Outcomes of the Course	Contributed PO(s)	Teaching Methods *	Measuring Methods **
1 To have knowledge about the meaning and purpose of enforcement and bankruptcy law and the rights and principles that rule this discipline.	1,10	1,2,5,6,8,10	A,C,D,F
2 To understand the duties, powers and rights of enforcement and bankruptcy officials.	1,2	1,2,5,6,8,10	A,C,D,F
3 To have the knowledge and skills required to apply the rules of enforcement and bankruptcy law.	1,5	1,2,5,6,8,10	A,C,D,F

\***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

4	To learn the types of enforcement and bankruptcy procedures the relationship between them.	1,6	1,2,5,6,8,10	A,C,D,F
5	To have information about concordat and restructuring of stock companies.	1,6	1,2,5,6,8,10	A,C,D,F
6				
7				
8				
9				
10				

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<b>Main Textbook</b>	Arslan, R./Yılmaz, E./Taşpınar Ayvaz, S./Hanağası, E., İcra ve İflâs Hukuku, Ankara 2024. Aşık, İ., İcra ve İflâs Hukuku, Ankara 2024.
<b>Supporting References</b>	Arslan, R./Yılmaz, E./Taşpınar Ayvaz, S./Hanağası, E., İcra ve İflâs Hukuku Pratik Çalışmalar, Ankara 2024
<b>Necessary Course Material</b>	-

<b>Course Schedule</b>	
<b>1</b>	The Concept of Enforcement and Bankruptcy Law
<b>2</b>	Rights and Principles of Enforcement and Bankruptcy Law
<b>3</b>	Enforcement Organization
<b>4</b>	Complaint
<b>5</b>	General Seizure Proceedings
<b>6</b>	Objection to Payment Order, Delayed Objection
<b>7</b>	Withdrawal of Objection and Annulment of Objection
<b>8</b>	Negative Declaratory Action and Action for Restitution
<b>9</b>	Seizure of Property and Rights, Non Seisable Property and Rights, Seizure of Property or Rights in Third Parties
<b>10</b>	Participation to Seizure and Apply for Interpleader Relief
<b>11</b>	Sale, Sale by Negotiation, Tender and Annulment of Tender
<b>12</b>	Classification of Creditors and Legal Remedies to be Applied Against the Classification of Creditors
<b>13</b>	Enforcement Proceeding Pertaining to Commercial Papers and Bills
<b>14</b>	Enforcement with Court Decision
<b>15,16</b>	Mid-Term Exam
<b>17</b>	Postponement and Restitution of Enforcement Proceeding
<b>18</b>	Foreclosure Proceeding
<b>19</b>	General Information on Bankruptcy Law and Bankruptcy Organization
<b>20</b>	General Bankruptcy Proceeding
<b>21</b>	Bankruptcy Proceeding Pertaining to Commercial Papers and Bills
<b>22</b>	Causes of Bankruptcy
<b>23</b>	Overindebtness
<b>24</b>	Consequences of Bankruptcy Regarding Proceedings Law
<b>25</b>	Consequences of Bankruptcy Regarding Substantive Law
<b>26</b>	Ordinary Liquidation, Special Insolvency Bodies and Their Powers
<b>27</b>	Monetization with the Authority Given by the Second Creditors Meeting
<b>28</b>	Classification of Creditors and Objection to Classification of Creditors in Bankruptcy
<b>29</b>	Concordat
<b>30</b>	Actio pauliana
<b>31,32</b>	Final Exam

Calculation of Course Workload			
Activities	Number	Time (Hour)	Total Workload (Hour)
Course Time (number of course hours per week)	28	3	84
Classroom Studying Time (review, reinforcing, prestudy,...)	28	4	112
Homework	2	10	20
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	4	4
Studying for Mid-Term Exam	1	8	8
Final Exam	1	4	4
Studying for Final Exam	1	8	8
		<b>Total workload</b>	<b>240</b>
		<b>Total workload / 30</b>	<b>8</b>
		<b>Course ECTS Credit</b>	<b>8</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.	
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	
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.	
4	To have skills to assimilate and carry the rules of ethics and profession.	
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.	
6	To have skills to understand the differences between the theory and practice of private and public law.	
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	
8	To have the skills to conduct disciplinary and interdisciplinary research and study.	
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.	
10	To have skills to use vocational information technologies efficiently in solving legal problems.	

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

**Date:06.06.2024**