

SYLLABUS
Graduate School of Social Sciences

Course Unit Code	Course Title		Credits	ECTS Value	
LAW 515	Means of Proof in Civil Jurisdiction		3 (3-0-3)	8	
Prerequisite Courses:	No				
Language of Instruction:	Turkish	Lesson Teaching Style:	Face to face		
Course Type and Level:	Elective/Fall Semester/Master's				
Title, Name and Surname of the Instructor of the Course		Course Hours	Office Hours	Communication	
Assist. Prof. Tuğçe ARSLANPINAR TAT		Tuesday: 17.30-20.30	Every day	tugcearslanpinar@cag.edu.tr	
Course Coordinator:	Assist. Prof. Tuğçe ARSLANPINAR TAT				
Objectives of the Course					
Course Learning Outcomes	Upon successful completion of this course, the student will be able to:			Relations	
				Program Outcomes	Net Contribution
	1	To teach the basic concepts, purpose and function of the institution of proof in civil jurisdiction	1,2	5,4	
	2	To gain advanced knowledge about the burden of proof, the right of proof and the principles of freedom of proof.	1,4	5,5	
	3	To examine in detail the main means of proof such as written evidence, witnesses, oaths, experts, discovery, expert opinion and electronic evidence.	1,2,3	5,5,4	
	4	To discuss the problems related to the prohibition of unlawful evidence and the evaluation of evidence.	2,4,6	5,5,4	
	5	To gain the ability to analyze the differences and problems in practice in the light of the decisions of the Supreme Court.	2,3,5	5,5,5	
	6	To develop the ability to evaluate the means of proof from a comparative law perspective.	1,5,8	4,5,4	
	7	To train lawyers who can conduct academic research, have a critical perspective and develop practical solutions.	2,3,4,7,8	5,5,5,5,5	
Course Description:	This course focuses on the concept and tools of proof in civil procedure law. The theoretical foundations of proof, the burden of proof, the right of proof and the principles of freedom of proof will be discussed; types of evidence (promissory note, witness, oath, expert, discovery, expert opinion, electronic evidence, etc.) will be examined in detail. In addition, unlawful evidence, the evaluation of evidence and its impact on judicial decisions will be discussed. Comparative law perspective and Supreme Court jurisprudence and current problems in practice are also included in the scope of the course.				
Course Contents: (Weekly Lesson Plan)					
Week	Topic	Preparation	Teaching Methods and Techniques		
1	The concept of proof, its purpose, its function; The Place of Proof in Civil Jurisdiction	To read the relevant CCP provisions (art. 187 et al.) and to scan judicial decisions	Lecture, Review	Discussion,	Decision
2	Burden of proof and right of proof	Article review on views in the doctrine	Lecture, Discussion, Question-answer,	Decision Review	
3	The principle of freedom of proof and its limits	Reading the decisions of the Supreme Court	Lecture, Discussion, Case Study		

4	The Concept of Promissory Note and Document	HMK art.199-210 review	Lecture, Discussion, Decision Review
5	Witness evidence	Reading the relevant CCP provisions	Lecture, Discussion, Question-answer, Decision Review
6	Evidence of oath: types, binding, consequences	Reading the relevant CCP provisions	Lecture, Discussion, Question-answer, Decision Review
7	Expert examination	Reading the relevant CCP provisions	Lecture, Discussion, Case Study
8	Discovery and discovery minutes	Reading the relevant CCP provisions	Lecture, Discussion, Decision Review
9	Expert opinion (CCP art.293)	Article review on views in the doctrine	Lecture, Discussion, Question-answer, Decision Review
10	Electronic evidence (e-mail, social media, digital records)	Reading current articles on digital evidence	Lecture, Discussion, Case Study
11	Electronic evidence (e-mail, social media, digital records)	Reading current articles on digital evidence	Lecture, Discussion, Case Study
12	Unlawful evidence and prohibitions	Article review on views in the doctrine	Lecture, Discussion, Decision Review
13	Unlawful evidence and prohibitions	Judicial decisions review	Decision Review
14	Evaluation of evidence and judge's discretion	Judicial decisions review	Lecture, Discussion, Decision Review
15	Proof in Temporary Legal Protections	To read the relevant CCP provisions, to examine judicial decisions	Lecture, Discussion, Decision Review
16	Presentation and evaluation of evidence in arbitration	Article review on views in the doctrine	Lecture, Discussion, Case Study
17	The Problem of Proof in Alternative Dispute Resolution Methods	Article review on views in the doctrine	Lecture, Discussion, Q&A
18	General evaluation, comparative law perspective, closing	Article review on views in the doctrine	Lecture, Discussion, Question-answer

Course Resources

Textbook:	-
Recommended Reading:	Approximate Proof in Civil Procedure and Enforcement and Bankruptcy Law - Hakan Albayrak Pekcanitez Procedure- Civil Procedure Law- 2025 The Right of Proof and Its Limitations in Civil Procedure Law - Pınar Çiftçi Some Determinations and Evaluations on the Right of Proof in Civil Procedure Law — Barış Toraman The Concept of Ease of Proof in Civil Procedure Law — H. Albayrak The Status of Evidence Obtained Unlawfully in the Context of Turkish Civil Procedure Law — Süha Tanrıver The Term Document and Proof in the New Code of Civil Procedure — H. Özden Özkaya Ferendeci

Course Assessment and Evaluation

Events	Number	Contribution	Notes
Midterm Exam	-	-	-
Project	-	-	-
Homework	1	%60	It is a preparation process that will continue throughout the entire semester. At the end of the semester, the student is expected to make an original article on the subject he/she presents.
Presentation	1	%40	-
Portfolio	-	-	-

Final	-	-	-
ECTS Table			
Content	Number	Hour	Sum
Course duration	14	3	42
Out-of-Class Work	14	6	84
Assignments	1	66	66
Presentation	1	48	48
Project	-	-	-
Midterm Exam (Midterm Exam Duration + Midterm Exam Preparation)	-	-	-
Final Exam (Final Exam Duration + Final Exam Preparation)	-	--	
Sum:			240
Total of 30:			240/30
AKTS Credits:			8

2023-2024 Fall Semester
LAW 515- Means of Proof in Civil
Jurisdiction

