

**SYLLABUS**  
**Faculty of Law**

Course Unit Code	Course Title		Credits	ECTS Value
LAW366	Human Rights and ECtHR Decisions		2	3
<b>Prerequisite Courses:</b>	No			
<b>Language of Instruction:</b>	Turkish	<b>Lesson Teaching Style:</b>	Face to Face	
<b>Course Type and Level:</b>	<b>Compulsory / 3. Year/ Spring Semester</b>			
<b>Title, Name and Surname of the Instructor of the Course</b>		<b>Course Hours</b>	<b>Office Hours</b>	<b>Communication</b>
Assist. Prof. Dr. Mustafa OKŞAR		-	-	<a href="mailto:mustafaoksar@cag.edu.tr">mustafaoksar@cag.edu.tr</a>
<b>Course Coordinator:</b>	Assist. Prof. Dr. Mustafa OKŞAR			
<b>Objectives of the Course</b>				
<b>Course Learning Outcomes</b>	Upon successful completion of this course, the student will be able to:		<b>Relations</b>	
			Program Outcomes	Net Contribution
	1	Defines the concept of human rights, classifies the types of rights (first, second and third generation rights) and explains them with examples.	1,4,5	4
	2	Explains the presumption of freedom and discusses the application areas of this principle in individual-state relations with examples.	1,2,3,9	4
	3	Explains the conditions for the restriction of rights and freedoms (legality, proportionality, democratic social order, etc.) and evaluates them with examples.	2,3,4,9	4
	4	Comparatively analyzes the main approaches to rights and freedoms (liberal, positivist, natural law, pluralist, etc.).	1,2,4,5	4
	5	Explains the subjects of rights and freedoms (individual, society, state) and their obligations; discusses the responsibilities of the parties through case studies.	2,3,4,9	4
	6	Explains the basic approaches in the decisions of the European Court of Human Rights (ECtHR) and evaluates sample decisions.	2,4,5,6	4
	7	Explains the effects of ECtHR decisions on Turkish domestic law and interprets them through examples.	2,4,5,6	4
8	Compares the ways in which rights and freedoms are restricted in ordinary and extraordinary governments and associates them with the principle of the rule of law.	3,4,5,9	4	
<b>Course Description:</b>	Courts in administrative jurisdiction and ways and conditions for filing lawsuits, prerequisites in annulment and full remedy cases, forms of responsibility of the administration, the latest legal changes in the field of administrative jurisdiction.			
<b>Course Contents: (Weekly Lesson Plan)</b>				
<b>Week</b>	<b>Topic</b>	<b>Preparation</b>	<b>Teaching Methods and Techniques</b>	
1	Concepts of human rights law	Lesson K. Chapters 1-2	<b>Explanation with Examples, Question and Answer</b>	
2	Presumption of freedom, classification of human rights and freedoms	Lesson K. Chapter 2	<b>Explanation with Examples, Question and Answer</b>	
3	Recognition of rights and freedoms by positive law, subjects and obligations of	Lesson K. Chapter 3	<b>Explanation with Examples, Question and Answer</b>	

	rights and freedoms		
4	Systems in the regulation of rights and freedoms, limits of rights and freedoms, conflict of rights and freedoms	Lesson K. Chapter 4	<b>Explanation with Examples, Question and Answer</b>
5	Concepts used in the field of Turkish human rights, classification of rights and freedoms in the 1982 Constitution, basic approach of the 1982 Constitution to rights and freedoms	Lesson K. Chapter 4	<b>Explanation with Examples, Question and Answer</b>
6	Subjects and obligations of rights and freedoms in Turkish law, prohibition of abuse, limitation by the Constitution	Lesson K. Chapter 4	<b>Explanation with Examples, Question and Answer</b>
7	Restriction of rights and freedoms within the framework of the 1982 Constitution	Lesson K. Chapter 5	<b>Explanation with Examples, Question and Answer</b>
8	Midterm Exam		
9	Midterm Exam		
10	Restriction of rights and freedoms in states of emergency	Lesson K. Chapter 5	<b>Explanation with Examples, Question and Answer</b>
11	International human rights law and European human rights law	Lesson K. Chapter 5-6	<b>Explanation with Examples, Question and Answer</b>
12	International human rights law and European human rights law	Lesson K. Chapter 7	<b>Explanation with Examples, Question and Answer</b>
13	Examination of ECtHR decisions	Lesson K. Chapter 7	<b>Explanation with Examples, Question and Answer</b>
14	Examination of ECtHR decisions	Lesson K. Chapter 7	<b>Explanation with Examples, Question and Answer</b>
15	Examination of ECtHR decisions	Lesson K. Chapter 7	<b>Explanation with Examples, Question and Answer</b>
16	Examination of ECtHR decisions	Lesson K. Chapter 7+ Review	<b>Explanation with Examples, Question and Answer</b>
17	Final Exam		
18	Final Exam		

#### Course Resources

<b>Textbook:</b>	<ul style="list-style-type: none"> <li>• <b>Human Rights Law, Kemal GÖZLER, Ekin y., Bursa-2023.</b></li> </ul>
<b>Recommended Reading:</b>	<ul style="list-style-type: none"> <li>• <b>Human Rights and the European Convention and the Constitution, Editor: Sibel İNCEOĞLU, Council of Europe y., Ankara 2013.</b></li> <li>• <b>European Convention on Human Rights Law, Harris, O'Boyle &amp; Warbrick (Trans. Mehveş Bingöllü Kılıcı/ Ulaş Karan), Onikilevha y., İstanbul, 2022.</b></li> <li>• <b>European Convention on Human Rights and Its Implementation, Şeref GÖZÜBÜYÜK, Feyyaz GÖLCÜKLÜ, Turan Bookstore y., Ankara, 2007, (or later editions).</b></li> </ul>

#### Course Assessment and Evaluation

Events	Number	Contribution	Notes
Midterm Exam	1	%40	
Project			
Homework			
Presentation			
Portfolio			
Finale	1	%60	

**ECTS Table**

<b>Content</b>	<b>Number</b>	<b>Hour</b>	<b>Sum</b>
Course duration	<b>14</b>	<b>2</b>	28
Out-of-Class Work	<b>14</b>	<b>2</b>	28
Assignments	-	-	
Presentation	-	-	
Project	-	-	
Midterm Exam (Midterm Exam Duration + Midterm Exam Preparation)	<b>1</b>	<b>20</b>	20
Final Exam (Final Exam Duration + Final Exam Preparation)	<b>1</b>	<b>20</b>	20
		<b>Sum:</b>	96
		<b>Total of 30:</b>	96/30=3.2
		<b>ECTS Credits:</b>	3

**Past Achievements**

2024-2025 Bahar Yarıyılı  
LAW256 İdari Yargı

