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| ***ÇAĞ UNIVERSİTY INSTITUTE OF SOCIAL SCIENCES*** | | | | | | | | | | | | | | | | | | | | | | | |
| **Code** | | | | **Course** | | | | | | | | | | | | **Name** | | | | | **AKTS** | | |
| LAW 514 | | | | Liabilities of the Board Members in Civil Law Legal Entities | | | | | | | | | | | | (3–0–3) | | | | | 8 | | |
| **Prerequisite** | | | | | | | | -- | | | | | | | | | | | | | | | |
| **Lenguage** | | | | | | | | Turkish | | | | **Course Method** | | | | | | Face to Face | | | | | |
| **Dersin Türü /Düzeyi** | | | | | | | | Optional | | | | | | | | | | | | | | | |
| **Lecturer** | | | | | **Title & Name** | | | | | | **Time** | | | | | | **Interview Time** | | | | **E-Mail** | | |
| **Coordinator** | | | | | As. Prof. Dr. Orhan Çetin | | | | | | Friday  18.30-21.30 | | | | | | Monday  16.15–18.15 | | | | orhancetin[@cag.edu.tr](mailto:nihattasdelen@cag.edu.tr) | | |
| **The Aim Of The Course** | | | | | The aim of this course is to reveal the legal responsibility of the governing body in civil law legal entities. In this context, the concept of legal personality and its consequences, legal personality theories, the responsibility of the association, foundation, sports club, union, political party management body towards the legal person and third persons, in civil law legal entities, the opening of the curtain of legal entity, the concept of release and ultra vires The application area of ​​the principle will be discussed. In addition, in practice, it is aimed to gain a legal perspective that will be useful in the resolution of disputes that arise regarding the legal liability of civil law legal entities. | | | | | | | | | | | | | | | | | | |
| **COURSE LEARNING OUTCOMES** | |  | A student who has successfully completed the course | | | | | | | | | | | | | | | | | **Relationships** | | | |
| **Prog. Outputs** | | | **Contribution** |
| 1 | It is expected to explain the concept of legal entity and its results and theories.. | | | | | | | | | | | | | | | | | 1,3,4,5 | | | 1,2,4,5 |
| 2 | It is expected to explain the types and establishment of private law legal entities in the Turkish Civil Code No. 4721 and other laws. | | | | | | | | | | | | | | | | | 1,2,3,8 | | | 1,3,4,6 |
| 3 | It is expected to determine the legal relationship between the civil law legal entity and the board members. | | | | | | | | | | | | | | | | | 1,2,3,6 | | | 1,2,3,8 |
| 4 | The administrative body of the civil law legal entity is expected to declare its legal liabilitiea towards the legal person and third parties.. | | | | | | | | | | | | | | | | | 1,3,5,6 | | | 2,4,5,7 |
| 5 | In civil law legal entities, it is expected that the curtain of legal personality should be removed and its principle will be explained. | | | | | | | | | | | | | | | | | 1,2,3,4 | | | 1,2,3,5 |
| 6 | Civil law legal entities are expected to explain the concept of release and the principle of ultra vires.. | | | | | | | | | | | | | | | | | 1,2,7,8 | | | 3,4,5,8 |
| **Content**: Within the scope of this course, the importance of the Board Members in civil law legal entities will be emphasized, the legal regime under which the governing bodies of private law legal entities are subject to the Turkish Civil Code No. 4721 and other laws. The responsibility of the foundation management body, the ultra vires principle in civil law legal entities, the liabilitiea of the members of the board of directors of the union, the responsibility of the board members of the sports club, the responsibility of the political party managers, the responsibility of the apartment managers according to the Property Ownership Law, The theory of opening the curtain of legal personality in civil law legal entities and, The disputes arising in civil law legal entities with regard to acquittal issues and the legal liability of civil law legal entities will be examined. | | | | | | | | | | | | | | | | | | | | | | | |
| **Ders İçerikleri:( Haftalık Ders Planı)** | | | | | | | | | | | | | | | | | | | | | | | |
| **Hafta** | **Konu** | | | | | | | | | | | | **Hazırlık** | | | | | | **Öğrenme Aktiviteleri ve Öğretim Metotları** | | | | |
| 1 | Establishment and Structure of Civil Law Legal Persons in Turkish Law and Comparative Law | | | | | | | | | | | | Turkish Civil Code  Swiss Civil Code  German Civil Code | | | | | | By The Lecturer- Discussion | | | | |
| 2 | Civil Law Bodies of Legal Persons | | | | | | | | | | | | Turkish Civil Code | | | | | | By The Lecturer- Discussion | | | | |
| 3 | The concept of legal personality and its consequences | | | | | | | | | | | | Turkish Civil Code | | | | | | By The Lecturer- Discussion | | | | |
| 4 | Legal Entity Theories | | | | | | | | | | | | Turkish Civil Code | | | | | | Student presentation- Discussion | | | | |
| 5 | Liability of the Board of the Association towards the Association and its Members | | | | | | | | | | | | Turkish Civil Code  Associations Law | | | | | | Student presentation- Discussion | | | | |
| 6 | Liability of the Association's Board of Directors towards Third Parties | | | | | | | | | | | | Turkish Civil Code  Associations Law | | | | | | Student presentation- Discussion | | | | |
| 7 | Liabilities of the Foundation Management Body. | | | | | | | | | | | | Turkish Civil Code  Law on Foundations | | | | | | Student presentation- Discussion, | | | | |
| 8 | Midterm | | | | | | | | | | | | Turkish Civil Code | | | | | |  | | | | |
| 9 | The liability of the Members of the Board of the Union towards the Union | | | | | | | | | | | | Turkish Civil Code  Trade Unions Law | | | | | | Student presentation- Discussion | | | | |
| 10 | The liability of the Members of the Board of the Union towards Third Parties | | | | | | | | | | | | Turkish Civil Code  Trade Unions Law | | | | | | Student presentation- Discussion | | | | |
| 11 | The liability of Political Party Leaders | | | | | | | | | | | | Turkish Civil Code  Political Parties Law | | | | | | Student presentation- Discussion | | | | |
| 12 | The liability of Apartment Managers for Floor Ownership According to Law. | | | | | | | | | | | | Turkish Civil Code  Property Ownership Law. | | | | | | Student presentation- Discussion | | | | |
| 13 | The Theory of Unveiling Legal Entity in Civil Law Legal Persons. | | | | | | | | | | | | Turkish Civil Code | | | | | | Student presentation- Discussion | | | | |
| 14 | Release in Civil Law Legal Persons. | | | | | | | | | | | | Turkish Civil Code | | | | | | Student presentation- Discussion | | | | |
| **KAYNAKLAR** | | | | | | | | | | | | | | | | | | | | | | | |
| **Ders Materyali** | | | | | | Dural, M., & Öz, T. (2019). Turkish Private Law Volume IV, Inheritance Law. Istanbul: Filiz  Bookstore.  Egger, A. E. (1948). Commentary on the Swiss Civil Code, Law of the Person Legal Entities  Trans. Volf Çernis), Ankara: Yeni Prison Printing House  Oğuzman, M. K., & Seliçi, Ö (1982). Persons Law Courses, (Real and Legal, Persons) Istanbul: Filiz Publishing House.  Özsunay, E. (1974). Legal Persons in Our Civil Law, (3rd Edition). Istanbul: İ.Ü. Faculty of Law Publications.  Öztan, B. (1970). The Concept of Organ and Responsibility Arising from the Acts of the Organ in Civil Law Legal Persons. Ankara: Sevinç Printing House.  Çetin O (2019) Liability of the Board of Members of the e Association, Ankara Yetkin Publishing House. | | | | | | | | | | | | | | | | | |
| **WEB** | | | | | |  | | | | | | | | | | | | | | | | | |
| **Course Notes** | | | | | |  | | | | | | | | | | | | | | | | | |
| **Reference Books** | | | | | |  | | | | | | | | | | | | | | | | | |
| **ASSESSMENT AND EVALUATION** | | | | | | | | | | | | | | | | | | | | | | | |
| **Activities** | | | | | | | **Number** | | | **Contributions** | | | | **Notes** | | | | | | | | | |
| **Midterm** | | | | | | | **1** | | | **50%** | | | |  | | | | | | | | | |
| **Final** | | | | | | | **1** | | | **50%** | | | |  | | | | | | | | | |
| **AKTS TABLES** | | | | | | | | | | | | | | | | | | | | | | | |
| **Content** | | | | | | | | | **Number** | | | | | | **Period** | | | | | | | **Total** | |
| **Course Period** | | | | | | | | | **14** | | | | | | **3** | | | | | | | **42** | |
| **Study Outside Course** | | | | | | | | | **14** | | | | | | **9** | | | | | | | **126** | |
| **Midterm (Presentation)** | | | | | | | | | **1** | | | | | | **30** | | | | | | | **30** | |
| **Final** | | | | | | | | | **1** | | | | | | **30** | | | | | | | **30** | |
| **Total**  **ToTAL/ 30**  **AKTS CREDİT** | | | | | | | | | | | | | | | | | | | | | | **228** | |
| **=228/30=7,6** | |
| **8** | |