Content

Course Code	Course Name	Semester	Theory	Practice	Lab	Credit	ECTS
HUK481	Law of Enforcement-Bankruptcy I	7	3	0	0	3	4

Prerequisites	
Admission Requirements	

Language of Instruction	Turkish
Course Type	Compulsory
Course Level	Bachelor Degree
Objective	The aim of the course is to teach the general principles of enforcement and bankruptcy law and regulations regarding compulsory enforcement. In this context, teaching the concepts and institutions related to Enforcement and Bankruptcy law and the relationships between these concepts and institutions; The student should be aware of the legal regulations in this field, the decisions of the judicial bodies, their development and scientific evaluations regarding them; Knowing the problems encountered in legal practice and producing solutions to them are among the objectives of the course.
Content	This course begins by examining the fundamental principles of the compulsory enforcement system and the structure of the Turkish enforcement organization (principal and auxiliary organs). The main axis of the course is the general attachment procedure (genel haciz yoluyla takip), which enables the collection of debts by public force. Within this framework, the entire process is examined: from the prosecution request to the order of payment; the debtor's objection procedures (action for annulment of the objection, definitive removal and temporary removal of the objection); the attachment phase (declaration of assets, third-party claim of ownership, participation of creditors); and finally, the realization (conversion into money) of the attached assets and the distribution of the proceeds. Specific types of actions related to enforcement proceedings (action for declaration of non-existence of debt and action for restitution) as well as procedural acts (complaint, notification, time limits) are also covered. The course concludes with an examination of special prosecution methods, such as the attachment procedure based on bills of exchange (kambiyo senetlerine özgü haciz yolu). The content aims to develop students' competence in analyzing legislation (Enforcement and Bankruptcy Code - İİK), case law, and doctrine, in order to produce fair and reasoned solutions to practical legal problems. For details on the topics, see the subject headings.
References	Hakan Pekcanıtez/Oğuz Atalay/Meral Sungurtekin Özkan/ Muhammet Özekes, İcra ve İflâs Hukuku Ders Kitabı, 11. Bası, İstanbul 2024. Ejder Yılmaz/Ramazan Arslan/Sema Taşpınar Ayvaz/Emel Hanağası, 10. Bası, 2024.

Theory Topics

Week	Weekly Contents
1	General information about law of enforcement
2	Organization of the enforcement system (primary and secondary organs)
3	Complaint
4	Notification- time- case of suspension
5	Parties of the proceedings
6	Proceedings without executor title (follow-up request, order of payment)
7	Opposition to order of payment-cancel of the follow
8	Definitive and temporary objection to the opposition
9	Negative declaratory action, case recovered
10	Declaration of assets-sequestration

Week	Weekly Contents
11	Participation to sequestration
12	Redemption of goods
13	Sharing of the money
14	Proceedings by bill of exchange