

Content

Course Code	Course Name	Semester	Theory	Practice	Lab	Credit	ECTS
ÖHYL 401	Law of Proof Issues in Liability Law	2	3	0	0	3	7

Prerequisites	
Admission Requirements	

Language of Instruction	Turkish
Course Type	Elective
Course Level	Masters Degree
Objective	This course aims to examine the fundamental concepts of evidence in the context of tort law and to establish the relationship between evidence law and substantive law. Within this framework, the course aims to provide an advanced understanding of the concepts of evidence, burden of proof and its distribution, types of evidence and their characteristics, and the rules of evidence law in the context of tort law. It is also aimed to combine the latest and advanced information on the concepts, institutions, and methods of evidence law with original thinking and research, thus ensuring a development at the level of expertise; to enable the student to reach a level where he/she can make original and innovative definitions and qualifications regarding the aforementioned concepts, institutions, and methods. In this course, it is aimed that the student can analyze the theory and practice of tort law by combining it with his/her research skills, and thus understand the complex problems and solution proposals related to the subject.
Content	<ol style="list-style-type: none">1. Basic Concepts and General Information on the Law of Evidence2. Evidence Systems, Measure of Proof, Definitions3. The Relationship between the Law of Evidence and the Law of Liability4. Fault Liability5. No Fault Liability6. Evaluation of the Proof Activity in terms of the Principles Governing the Civil Procedural Law and the Law of Liability7. Rule of Proof by Deed8. Exceptions to the Rule of Proof by Deed and the Place of Discretionary Evidence9. Evidence Contracts10. Burden of Proof11. Allocation of the Burden of Proof in Disputes Regarding Liability Law12. Examination of Conclusive and Discretionary Evidence within the Framework of Liability Law13. Conclusive Evidence: Final Judgement, Deed, Oath14. Discretionary Evidence: Discovery, Expertise, Witness
References	

Theory Topics

Week	Weekly Contents
1	1. Basic Concepts and General Information on the Law of Evidence
2	2. Evidence Systems, Measure of Proof, Definitions
3	3. The Relationship between the Law of Evidence and the Law of Liability
4	4. Fault Liability
5	5. No Fault Liability
6	6. Evaluation of the Proof Activity in terms of the Principles Governing the Civil Procedural Law and the Law of Liability

Week	Weekly Contents
7	7. Rule of Proof by Deed
8	8. Exceptions to the Rule of Proof by Deed and the Place of Discretionary Evidence
9	9. Evidence Contracts
10	10. Burden of Proof
11	11. Allocation of the Burden of Proof in Disputes Regarding Liability Law
12	12. Examination of Conclusive and Discretionary Evidence within the Framework of Liability Law
13	13. Conclusive Evidence: Final Judgement, Deed, Oath
14	14. Discretionary Evidence: Discovery, Expertise, Witness