Content

Course Code	Course Name	Semester	Theory	Practice	Lab	Credit	ECTS
ÖHDR-331	Problems Regarding Application of New Code of Civil Procedure	2	3	0	0	3	7

Prerequisites	
Admission Requirements	

Language of Instruction	Turkish
Course Type	Elective
Course Level	Doctoral Degree
Objective	The main purpose of the course is to examine problematic institutions related to the implementation of the Code of Civil Procedure. Within the scope of this course, it is aimed to discuss in depth the important issues in terms of both theory and practice in the context of the Code of Civil Procedure and to present the current problems of civil procedural law and possible solutions to them. In this context; The objectives of the course are to gain an advanced understanding of subjects such as Litigation Authority, Accessory Intervention, Case Conditions, Uncertain Debt Case, Preliminary Examination, Reclamation, Proof, Voluntary Change of Party, Final Judgment. Combining current and advanced knowledge on concepts, institutions and methods related to civil procedural law, and specifically the Code of Civil Procedure, with original thought and research, and ensuring a development at the level of expertise in this respect; It is aimed for the student to reach a level where he/she can reach innovative, original definitions and qualifications regarding the concepts, institutions and methods in question. In this course, it is aimed for the student to be able to analyze the theory and practice of civil procedural law by combining it with the research he has acquired or his knowledge at the level of expertise, and to reach new and original results and ideas.
Content	Capacity to follow in an action Accessory intervention Conditions of action Action for an unquantified debt Preliminary observation Reform The substitution of a party Proof, burden of proof Sort of proof Duty to cooperate in the taking of evidence Bill Judgement Appeal interim injunction
References	Kuru Baki, İstinaf Sistemine Göre Yazılmış Medenî Usûl Hukuku Ders Kitabı, İstanbul 2017. Pekcanıtez Hakan/Özekes Muhammet/Akkan Mine/Taş Korkmaz Hülya (Editörler), Pekcanıtez Usûl Medenî Usûl Hukuku, 15. Bası, İstanbul 2017. Pekcanıtez Hakan, Medenî Usûl Hukukunda Fer'i Müdahale, İzmir 1992. Pekcanıtez Hakan, Belirsiz Alacak Davası (HMK m. 107), Ankara 2011. Erdönmez Güray, Medenî Usûl Hukukunda Belgelerin İbrazı Mecburiyeti, 2. Bası, İstanbul 2014. Simil Cemil, Belirsiz Alacak Davası, İstanbul 2013.

Theory Topics

Week	Weekly Contents
1	Capacity to follow in an action
2	Accessory intervention
3	Conditions of action
4	Action for an unquantified debt
5	Preliminary observation
6	Reform

Week	Weekly Contents
7	The substitution of a party
8	Proof, burden of proof
9	Sort of proof
10	Duty to cooperate in the taking of evidence
11	Bill
12	Judgement
13	Appeal
14	Interim injunction