MIDDLE EAST TECHNICAL UNIVERSITY
THE FACULTY OF ECONOMICS AND ADMINISTRATIVE SCIENCES
INTERNATIONAL RELATIONS PROGRAMME
INTRODUCTION TO LAW-ADM2437
FALL-2009

SYLLABUS

Instructor of Law:
Name: Erol Mucen
Office: G-102
E-mail: ermucen@metu.edu.tr
Office hours: Fridays from 11:30 A.M. to 12.00 P.M

Attendance: Required.

Grading:
Midterm Exam: 20%
Final: 30%
Attendance: 25%
Extra Curriculum: 15%
Active Participation: 10%

Required Textbooks:

COURSE DESCRIPTION: Introduction to legal concepts, social environment and legal institutions by analyzing, evolution of legal systems, and societies, formation of modern legal society, actual effects and impact of a legal issues; encounters of legal conflicts in one individual’s life; Fundemantal Human rights; charters, constitutions, statutes, customs and usages, governmental regulations by laws etc.; Legal rights, obligations and
privileges of an individual against the violations of his rights by governments; Forms of Governments; Separation of Church-Cami and State; Seperation of Powers, Checks and Balances of Government Branches; Public and Private Law: International Treaties; Legal entities, Law of European Union.

In order for students to organize their time in preparing the classes in advance the following schedule will be observed during the semester: there can be changes in the schedule which will be announced in advance.

FIRST WEEK: The conception of law one which implies obeidance and other defines and describes individual human rights and freedoms; the practical and moral aspects of law: in a modern society it's impossible to live without having a legal system and order; human conscious, integrity and moral dictate the rules and principles that constitute a certain type of society that lives by laws; written unwritten constitutions; statutes, regulations, by laws; customs and moeurs; civil and common law systems; The sources of legal systems as The Kings and Sultans, Church and Law of Islam. Relinquishing the right of defense onself to the government, the Social Contract that abolished the natural law that is to say, man’s taking the law in his hands.

SECOND WEEK: Individual Human Rights to freedom from unlawful acts of governments to interrogate, detain and arrest its citizens; unlawful restrictions on free expression, speech, opion, belief, religion, peacful assembly, own property and contract, equal opportunity to hold Rule of law. Equal protection of these freedoms. Equal application and administration law and justice by government to all without regard to the race, nationality, creed, political opinion or religious belief. Restrictions on the absolute power of English King By Magna Carta; In Ottoman Empire ,The Edict of Reformation, 1st Parliamentary Monarchi; IInd Parliamentary Monarchy and Republic of Turkey. Seperation of Powers; Check and Balances;

THIRD WEEK: The elements of Rule of Law; all laws have an effective date for the future, a law with a retroactive effect is violation of human rights and breach of Rule of law; all individuals must be tried in the general courts where they have live, by the judges have already appointed to these general courts. Any Court with an extraordinary power or created to adjudicate a certain crime or certain type of individuals are illegal in
violation of human rights and is breach of Rule of law; powers of executive branch to execute the law of the country; legislature to legislate law; judiciary interprete the law as final arbiter of law between individuals and between legislature and executive. Civil law and Common Law Systems in terms of separation of powers; individuals cannot be subject to the laws that did not exist at the time of the incident or event with a legal consequence. Guantanamo U.S. Military Detention Camp and Military Courts.

FOURTH WEEK: The Legislative power as to make the budget and authorize the executive branch spent on public policies according to the laws. Separation of Religion and State. Church cannot interfere with any Rule or regulation of the People’s Government Federal State or Local. The state does interfere with the internal affairs and administration of the Church. Missouri Case on the Ten Commandments on the Courthouse Entrance. Biased Judges, Conservative Attorney General who executed the law against his own conviction. Administrative Law, Central and Provincial and Local administrations, decentralized government. U.S. Iran-Contra Affaire. U.S. v. Clinton Impeachment.

FIFTH WEEK: Equal Protection Clause; Government’s obligation to treat individuals in similar positions equally; Anti-discrimination and Equal Employment Laws; Due Process of Law; state shall not deprive any person of life, liberty and property without due process of law, legal notice and judicial hearing; State shall not make law to interfere with the substantive rights of the freedom to speech and expression except to regulate the time and place to maintain peace and order;

SIXTH WEEK: History of Ottoman Public Administration; Republican Governments and Public Service, Public Servants; Elected and Political Appointments; Governmental Agencies; Central and Local Governments; Public Administration Departments; Supervision and Control of Administrative Services; Presidential, Ministerial and Legislative Supervision of Public Administration and Administrators; Administrative Laws; Judicial Review of Administrative Decisions, Acts and Omissions; Administrative Courts; Concil Of State; Administrative Actions for Annulment, Recovery and Compensation and Injunctions; Equal protection of Individuals freedom from discrimination for race, sex, alienage, religion, nationality, age or handicap.
SEVENTH WEEK: Law of Persons, Real and Fictitious Persons, Protection of person, Right to Privacy, name domicile, individuality, family, infants, charitable associations—nonprofit organizations Family Law, Divorce; Women have right to divorce; right to privacy, protection of property and domicile from governmental interference; Prohibition of Polygamy, Protection of family, women, children; Custody, and Alimony; Wills Estates; freedom to inherit devise and bequeath; Public interest in Inheritance and Estate Taxes; Trusts; Islamic Law; women has no right to divorce, alimony, custody, inheritance, free speech and expression.

EIGHT WEEK: General Obligations Law; Contracts Law; Commercial Law; Business Organizations, Merchants; Sole Proprietorship; Ordinary and General Partnerships; Limited Partnerships; Business Corporations; Joint Stock Holdings; Joint Ventures; Negotiable Instruments; Notes; Checks; Insurance Policies;

NINTH WEEK: December 4, 2009 at 8:40-11:30. MIDTERM EXAM

TENTH WEEK: International Treaties, Institutions; Business Transactions International Sale; UCC, CISG; Globalism, GATT; KYOTO TREATY;

ELEVENTH WEEK: Civil procedure, Court Administration and Judiciary Law law. Court System; Circuit Courts, Commercial Courts; Bankruptcy Courts; Peace Courts; Family Courts; Children Courts; Traffic Courts;

TWELFTH WEEK: Criminal Law and Procedure and due process of law. No crime that is not described in Criminal Code can be alleged. Arrest, probable cause, preponderance of guilt; The doubt in guilt must be interpreted in favor of suspect. Right to silence; right to defense; counsel; appeal, challenge cross examin the witness; impartial judge; reject the court; Due Process of Law.

THIRTEENTH WEEK International Law and Treaties; Litigation and Arbitration.

FOURTEENTH WEEK: International Criminal Court of Justice;

FIFTEENTH WEEK: European Union and Free Trade Agreements;

SIXTEENTH WEEK: Final Exam. The date to be announced.