

LAW IN THE OTTOMAN TIME

1	Course Title:	LAW IN THE OTTOMAN TIME	
2	Course Code:	TIB5187	
3	Type of Course:	Optional	
4	Level of Course:	Second Cycle	
5	Year of Study:	1	
6	Semester:	1	
7	ECTS Credits Allocated:	6.00	
8	Theoretical (hour/week):	3.00	
9	Practice (hour/week):	0.00	
10	Laboratory (hour/week):	0	
11	Prerequisites:		
12	Language:	Turkish	
13	Mode of Delivery:	Face to face	
14	Course Coordinator:	Dr. Öğr. Üyesi Seyit Mehmet UĞUR	
15	Course Lecturers:		
16	Contact information of the Course Coordinator:	smugur@uludag.edu.tr	
17	Website:		
18	Objective of the Course:	To give information about the structure of Ottoman law, legal institutions, issues and prominent jurists.	
19	Contribution of the Course to Professional Development:	Field knowledge acquisition	
20	Learning Outcomes:		
		1	To learn about the structure of Ottoman law.
		2	To learn about the nature of the sharia-customary law distinction in the Ottoman Empire.
		3	To learn about the sources of Ottoman law
		4	To learn about the legal literature of the Ottoman period.
		5	To learn about institutions and legal practices specific to Ottoman law
		6	Getting to know the leading jurists of the Ottoman period
		7	To learn the current legal issues of the Ottoman period and the search for solutions for them.
		8	To learn about the act of codification and the first examples of codification.
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21	Course Content:		
		Course Content:	
Week	Theoretical	Practice	
1	Introduction to Ottoman Law		
2	The Structure of Ottoman Law: Shariah-Orfi Law, Law-Sharia Distinction		
3	The Issue of Sharia of Ottoman Law		
4	The Issue of Sharia of Ottoman Law		

5	Sources of Ottoman Law, Single Sect Application			
6	Law and Fatwa Literature in the Ottoman Era			
7	Fatwa in Ottoman Law			
8	Importance of Judicial Registries and Related Studies			
9	Courts , Şeyhülislam and Kazaskery etc. institutions in the Ottoman Empire			
10	Some prominent Ottoman Lawyers: Ebussuûd, İbn Kemal, Molla Hüsrev			
11	Some Current Legal Issues in the Ottoman Period: Money Foundations, muâmele-i şeriyye			
12	Some Current Legal Issues in the Ottoman Period: Raks, Devaran, The crime of heresy, the provision of coffee and cigarettes, the vela issue.			
13	Legal regulations after the Tanzimat			
14	Mecelle and Family Law Decree			
22	Textbooks, References and/or Other Materials:	- Mehmet Akif Aydın, Osmanlı Hukuku, İsam Yayınları. Makaleler: - Süleyman Kaya, "Osmanlı Tecrübesini Doğru Anlamak", - Nası Aslan, Klasik Dönem Ceza Kanunnâmeleri Bağlamında Osmanlı Hukûkunun Şer'îliği Üzerine. - Muharrem Midilli, Klasik Osmanlı Hukukundaki Şer'-Örf		
Activites		Number	Duration (hour)	Total Work Load (hour)
Theoretical		Teklifler. - Recep Cici. Osmanlı Klasik Dönemi Fıkıh Kitapları	3.00	42.00
Practicals/Labs		0	0.00	0.00
Self study and preperation		- Nası Aslan, Osmanlı Hukuku'nun Oluşumunda Fetva ve Kaza Münasebeti	3.00	42.00
Homeworks		0	0.00	0.00
Projects		Seriyye Sicillerinin Önemi. - Fethi Gedikli. Osmanlı Hukuk Tarihi Kaynakları Olarak	0.00	0.00
Field Studies		0	0.00	0.00
Midterm exams		- İlhamî Yurdakul, Bilgin Aydın, Şeynülislam Kurumunun Tarihçesi. Kaynaklar ve İddia Literatürü	0.00	0.00
Others		0	0.00	0.00
Final Exams		Düşüncesindeki Yen. - Recep Cici, Molla Hüsrev'in Osmanlı Hukuk	96.00	96.00
Total Work Load				180.00
Total work load/ 30 hr		- Müteza Bedir, Bir Fakih Olarak Ebussuud - Osmanlı Hukukçusu Ebussuud Efendi ve Eftvaları -		6.00
ECTS Credit of the Course				6.00
		- Kaşif Hamdi Okur, Para Vakıfları Bağlamında Osmanlı Hukuk Düzeni ve Ebussuud Efendinin Hukuk Anlayışı Üzerine Bazı Değerlendirmele. Süleyman Kaya, 18.yy. Osmanlı Toplumunda Kredi Temin Yöntemleri. - Ahmet İnancır, XVI. Yüzyıl Osmanlı Fakih ve Sûfilerinin Semâ, Raks ve Devrân Tartışmalarında Lehte ve Aleyhte Kullandıkları Hukukî Deliller ve Değerlendirmeler. - Şükrü Özen, İslâm Hukukuna Göre Zındıklık Suçu ve Molla Lutfî'nin İdamının Fikhîliği, - Kaşif Hamdi Okur, 17. Yüzyıl Osmanlı Fıkıhçılarının Nevazile Yönelik Fikhî Argümantasyonu (Mehmed Fikhî el-Aynî ve Risâletü'd-Duhân ve'l-Kahve Örneği) - Mustafa Şentop, Tanzimat Dönemi Kanunlaştırma Faaliyetleri Literatürü - A. Yasin Küçükçitryaki, Osmanlı Devletinde Tanzimat Sonrası Aile Hukuku		

23	Assesment	
TERM LEARNING ACTIVITIES	NUMBE R	WEIGHT
Midterm Exam	0	0.00
Quiz	0	0.00
Home work-project	0	0.00
Final Exam	1	100.00
Total	1	100.00
Contribution of Term (Year) Learning Activities to Success Grade		0.00
Contribution of Final Exam to Success Grade		100.00
Total		100.00
Measurement and Evaluation Techniques Used in the Course		Classic written exam

24	ECTS / WORK LOAD TABLE
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25	CONTRIBUTION OF LEARNING OUTCOMES TO PROGRAMME QUALIFICATIONS															
	PQ1	PQ2	PQ3	PQ4	PQ5	PQ6	PQ7	PQ8	PQ9	PQ10	PQ11	PQ12	PQ13	PQ14	PQ15	PQ16
ÖK1	0	0	0	0	0	0	0	0	4	0	0	0	0	0	0	0
ÖK2	0	0	0	0	0	0	4	0	5	0	0	0	0	0	0	0
ÖK3	0	0	0	0	0	3	0	0	0	0	0	0	0	0	0	0
ÖK4	0	0	0	0	0	0	0	0	0	0	5	0	0	0	0	0
ÖK5	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
ÖK6	0	4	0	0	0	0	0	0	0	0	0	0	0	0	0	0
ÖK7	0	0	0	0	0	4	0	0	0	0	0	0	0	0	0	0
ÖK8	0	0	0	0	0	0	0	0	3	0	0	0	0	0	0	0
LO: Learning Objectives PQ: Program Qualifications																
Contribution Level:	1 very low		2 low		3 Medium		4 High		5 Very High							