Course Syllabus

Code - Course Title	**HUK698 - Offenses Against Intellectual and Industrial Property Rights**
Course Type	II. SEMESTER
Laboratory + Practice	3+0
ECTS	**7.5**
Language of Instruction	Türkçe
Course Type	Elective Courses
Course Instructor(s)	DR. ÖĞR. ÜYESİ NAZMİYE ÖZENBAŞ BOYDAĞ

Mode of Delivery	This course is conducted only through face-to-face instruction
Prerequisites	-
Courses Recomended	-
Recommended Resources	BAYRAK Ö, Uygulamada Fikrî Sınaî Mülkiyet ve Haksız Rekabet Suçları (Seçkin Yayıncılık 2021)KAYA A, Marka Hukuku (Arıkan Yayınları 2006)KILIÇOĞLU A M, Sınai Haklarla Karşılaştırmalı Fikrî Haklar (Turhan Kitabevi 2006)SULUK C, Yeni Fikir ve Sanat Eserleri Kanunu Telif Hakları ve Korsanlıkla Mücadele (Hayat Yayınları 2004)TEKİNALP Ü, Fikrî Mülkiyet Hukuku (Arıkan Yayınları 2004)TURAN H S, Fikir ve Sanat Eserlerinin Himayesi (Seçkin Yayıncılık 2012)YALÇINER U, Sınai Mülkiyetin Temel İlkeleri (Metal Ofset 2000)ARSLAN Ç and ÖZDEMİR D, 'Türk Hukukunda Marka Suçları' (2016) 65(4) Ankara Üniversitesi Hukuk Fakültesi Dergisi 1085–1110YÜKSEL M, 'Küreselleşme Sürecinde Fikri Mülkiyet Hakları' (2001) Türkiye Barolar Birliği Dergisi 2Bayrak Ö, Fikrî Sınaî Mülkiyet ve Haksız Rekabet Suçları (Seçkin Yayıncılık 2021)Çetintürk E, Marka Taklitçiliği Suçu (2. Baskı, Adalet Yayınevi 2019)Güneş İ, Uygulamada Sınai Mülkiyet Ceza Hukuku (2. Baskı, Adalet Yayınevi 2009)Çağlar H, Marka Hukuku Temel Esaslar (2nd edn, Adalet Yayınevi 2015).Genovese F ve Olivieri G, Proprietà intellettuale: segni distintivi, brevetti, diritto d'autore (UTET Giuridica 2021).Ricolfi M, Trattato dei marchi: diritto europeo e nazionale (Giappichelli 2015).Mansani L, 'La capacità distintiva come concetto dinamico' (2017) Il diritto industriale 1Fittante A, Brand, Industrial Design e Made in Italy (Giuffrè Editore 2017)Sena G, Il nuovo diritto dei marchi: marchio nazionale e marchio comunitario (Giuffrè 2001)Drescher TD, 'The transformation and evolution of trademarks—from signals to symbol to myth' (1992) Trademark Reporter
Work Placement	N/A.

Course Syllabus

Weeks	Learning Outcomes	Topics	Teaching Methods
Week - 1		Concept of intellectual and industrial property	
Week - 2		General structure of criminal provisions under the Law on Intellectual and Artistic Works (FSEK) and the Industrial Property Law (SMK)	
Week - 3		The concept of the work and the author, economic and moral rights, and crimes against these rights	
Week - 4		Crimes involving violations of moral rights under FSEK Article 71	

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Weeks	Learning Outcomes	Topics	Teaching Methods
Week - 5		Crimes involving violations of economic rights under FSEK Article 71 and subsequent articles	
Week - 6		Unauthorized reproduction, distribution, and offering reproduced copies for sale	
Week - 7		Crimes involving violations of banderol requirements and fixation procedures	
Week - 8		Trademark infringement crimes under SMK Article 30	
Week - 9		Patent infringement crimes	
Week - 10		Crimes concerning utility model and design rights	
Week - 11		Misuse of geographical indications and traditional product names	
Week - 12		Investigation and prosecution procedures	
Week - 13		Criminal liability for intellectual property infringements in digital environments; customs seizure and related penal processes	
Week - 14		International regulations and criminal protection mechanisms (TRIPS, WIPO, EU Directives).	

Learning Outcomes

#	Learning Outcome
1	Ability to explain the concept of intellectual and industrial property
2	Ability to explain the general structure of criminal provisions under the Law on Intellectual and Artistic Works (FSEK) and the Industrial Property Law (SMK)
3	Ability to explain the crimes involving violations of moral rights under FSEK Article 71
4	Ability to explain the ; crimes involving violations of economic rights under FSEK Article 71 and subsequent articles
5	Ability to explain the trademark infringement crimes
6	Ability to explain the investigation and prosecution procedures in crimes against intellectual and industrial rights

Sustainable Development Goals

No content has been provided.

Course Theme

No content has been provided.

AKTS Workload

Activity	Duration (Hour)	Count	Workload

AKTS Workload

Activity	Duration (Hour)	Count	Workload
Teorik Derse Katılım	0	0	0
Sınıf Dışı Çalışma (Ön Hazırlık & Pekiştirme Amaçlı)	0	0	0
Ödevler	0	0	0
Proje - Rapor - Sunum Hazırlama	0	0	0
Ara Sınav Hazırlığı (sınav süresi dahil)	0	0	0
Final Sınavı Hazırlığı (sınav süresi dahil)	0	0	0
Uygulama (Laboratuvar, Müzik/Enstrüman Uygulaması, Atölye/Saha Çalışması vb.)	0	0	0
Staj Uygulaması	0	0	0
		Calculated ECTS	**0**

Assessment Method and Passing Requirements

No content has been provided.