



İZMİR UNIVERSITY OF ECONOMICS

Faculty of Law
Law

LAW 315 - Occupational Health Occupational Injuries and Illnesses in Legal Terms

COURSE INTRODUCTION AND APPLICATION INFORMATION

Course Name	Occupational Health Occupational Injuries and Illnesses in Legal Terms
--------------------	---

Code	Semester	Theory (hour/week)	Application/Laboratory (hour/week)	Local Credits	ECTS
LAW 315	Fall/Spring	3	0	3	4

Prerequisites	None
Course Language	English
Course Type	Elective
Course Level	First Cycle
Mode of Delivery	-
Teaching Methods and Techniques	-
Course Coordinator	* <u>Doç. Dr. Zeynep ŞİŞLİ</u>
Course Lecturer(s)	* <u>Doç. Dr. Zeynep ŞİŞLİ</u>
Course Assistants	* <u>Araş. Gör. Hasan Özgür TÜRE</u>

Course Objectives	The aim of this course is to examine the legal responsibility for occupational injuries and illnesses within the frame of occupational health and safety law.
Course Learning Outcomes	<p>The students who succeeded in this course;</p> <ul style="list-style-type: none">* Define the concepts of occupational accident, occupational injury and illnesses, and other legal terms about health and safety at work from social rights perspective in the light of international instruments* Compare the international and national legal sources about occupational health and safety* Discuss the importance of occupational health and safety law in connection with legal responsibility for occupational injury and illnesses

	<ul style="list-style-type: none"> * Examine the inspection duty of the State and the administrative sanctions within the scope of Occupational Health and Safety Law * Explain the legal and criminal responsibility for occupational injury and illnesses.
Course Description	The subject matter of this course is the importance of the occupational health and safety law for protection of the life of the worker at workplace, and legal responsibility for occupational injury and illnesses.

Course Category	Core Courses	X
	Major Area Courses	
	Supportive Courses	
	Media and Management Skills Courses	
	Transferable Skill Courses	

WEEKLY SUBJECTS AND RELATED PREPARATION STUDIES

Week16	Subjects	Related Materials
1	Social Rights, Right to Health and Workplace Health	Asbjorn Eide. Economic and social rights, (http://www.corteidh.or.cr/tablas/r28245.pdf) S. Matthew Liao. Health (care) and human rights: a fundamental conditions approach (https://link.springer.com/content/pdf/)
2	The concept and historical background of Occupational Health and Safety	Benjamin O.Alli, Fundamental Principles of Occupational Health and Safety, Second Edition, ILO Geneva 2008;pp.7-9.
3	International Labor Organization(ILO) and ILO Conventions on Occupational Health and Safety	"About the ILO" http://www.ilo.org/global/about-the-ilo/lang--en/index.htm , "ILO Conventions No.155,161 and 187 ratified by Turkey" http://www.ilo.org/ankara/conventions-ratified-by-turkey/lang--tr/index.htm

4	Occupational Health and Safety in European Law	"Safety and health Legislation" (https://osha.europa.eu/en/safety-and-health-legislation), "The European Social Charter" (https://www.coe.int/en/web/turin-european-social-charter)
5	Turkish Occupational Health and Safety Legislation	Nazmi Bilir. Occupational safety and health profile : Turkey, pp.11-15. https://www.ailevecalisma.gov.tr/medias/4577/kitap10.pdf
6	Turkish State Authorities and Public Institutions for Occupational Health and Safety	Nazmi Bilir. Occupational safety and health profile : Turkey, pp.15-23. https://www.ailevecalisma.gov.tr/medias/4577/kitap10.pdf
7	Occupational Health and Safety Law No.6331 and Duties and Responsibilities of Employer	Act No. 6331 on Occupational Health and Safety(ILO/NATLEX)
8	Occupational Health and Safety Law No.6331 and Inspection and Enforcement	Nazmi Bilir. Occupational safety and health profile : Turkey, pp.24-30. https://www.ailevecalisma.gov.tr/medias/4577/kitap10.pdf
9	Midterm	
10	Occupational Health and Safety Law No.6331, and Organization and Worker Participation	Nazmi Bilir. Occupational safety and health profile : Turkey, pp.30-44. https://www.ailevecalisma.gov.tr/medias/4577/kitap10.pdf
11	Social Security, and Occupational Injury and Illnesses	Nazmi Bilir. Occupational safety and health profile : Turkey, pp.45-47,58-66. https://www.ailevecalisma.gov.tr/medias/4577/kitap10.pdf
12	Compensation Liability for Occupational Accident and Illnesses	Felice Morgenstern, Civil and Criminal Liability in Relation to Occupational Safety and Health, ILO. https://www.iloencyclopaedia.org/part-iii-48230/resources-institutional-structural-a

13	Criminal Liability for Occupational Accident and Illnesses	Felice Morgenstern, Civil and Criminal Liability in Relation to Occupational Safety and Health, ILO. https://www.iloencyclopaedia.org/part-iii-
----	--	---

48230/resources-institutional-structural-and-legal/item/215-civil-and-criminal-liability-in-relation-to-occupational-safety-and-health

14	Presentations	

15	Presentations	
16	Final Exam	

SOURCES

Course Notes / Textbooks	Occupational safety and health profile : Turkey / Nazmi Bilir ; Ministry of Labour and Social Security - Ankara: MoLLS, 2016(ISBN: 978-975-455-268-3 Çalışma ve Sosyal Güvenlik Bakanlığı Yayın No: 62). https://www.ailevecalisma.gov.tr/medias/4577/kitap10.pdf
Suggested Readings/Materials	EU-OSHA Turkey (https://osha.europa.eu/en/about-eu-osha/national-focal-points/turkey), Act No. 6331 on Occupational Health and Safety(ILO/NATLEX) Asbjorn Eide. Economic and Social Rights, (http://www.corteidh.or.cr/tablas/r28245.pdf) S. Matthew Liao. Health (care) and human rights: a fundamental conditions approach. (https://link.springer.com/content/pdf/10.1007%2Fs11017-016-9373-9.pdf) Benjamin O.Alli, Fundamental Principles of Occupational Health and Safety, Second Edition, ILO Geneva 2008. https://www.ilo.org/wcmsp5/groups/public/@dgreports/@dcomm/@publ/documents/publication/wcms_093550.pdf Felice Morgenstern, Civil and Criminal Liability in Relation to Occupational Safety and Health, ILO. https://www.iloencyclopaedia.org/part-iii-48230/resources-institutional-structural-and-legal/item/215-civil-and-criminal-liability-in-relation-to-occupational-safety-and-health

Luis D. Torres, Aditya Jain. Employer's civil liability for work-related accidents: A comparison of non-economic loss in Chile and England, *Safety Science* 94(2017):197-207.
<https://www.sciencedirect.com/science/article/pii/S0925753516306713#b0345>,

	Kobayashi, Tamie, Middlemiss, Sam. Employers' Liability for Occupational Stress and Death from Overwork in the United States and the United Kingdom <i>Common Law World Review</i> 38 Comm. L. World Rev. (2009) :137-170. https://heinonline.org/HOL/Page?collection=journals&handle=hein.journals/comlwr38&id=152&men_tab=srchresults
--	---

EVALUATION SYSTEM

Semester Activities	Number	Percentage of Grade
Participation	-	-
Laboratory / Application	-	-
Field Work	-	-
Quiz/Studio Critic	-	-
Portfoilo	-	-
Homework Assignment	1	20
Presentation/Jury	1	20
Project	-	-
Seminar/Workshop	-	-
Oral Exam	-	-
Midterm	1	20
Final	1	40
Total	4	100

WEIGHTING OF SEMESTER ACTIVITIES ON THE FINAL GRADE	3	60
WEIGHTING OF END-OF-SEMESTER ACTIVITIES ON THE FINAL GRADE	1	40
Total	4	100

ECTS / WORKLOAD TABLE

Semester Activities	Number	Duration (Hours)	Total Workload
Course Hours (Including Exam Week: 16 x Total Hours)	16	3	48
Laboratory / Application Hours	16	-	-
Study Hours Out of Class	12	1	12
Field Work	-	-	-
Quiz / Studio Critique	-	-	-
Portfolio	-	-	-
Homework / Assignment	1	12	12
Presentation / Jury	1	12	12
Project	-	-	-
Seminar / Workshop	-	-	-
Oral Exam	-	-	-
Midterm	1	12	12
Final	1	24	24
		Total Workload	120

THE RELATIONSHIP BETWEEN COURSE LEARNING OUTCOMES AND PROGRAM QUALIFICATIONS

#	Program Qualifications / Outcomes	* Level of Contribution				
		1	2	3	4	5
1	To be able to possess the knowledge in legal terminology, concepts and principles.					X
2	Solves the legal problems with an analytic and integral point of view.					X
3	Evaluates the legal knowledge and abilities obtained with a critical approach.				X	
4	Evaluates the developments in legal theory and practice by monitoring local, international and interdisciplinary dimensions.					X
5	Is conscious of social, professional and scientific principles of ethic behaviour.	X				
6	Takes responsibility in solving problems by creative and innovative thinking.			X		
7	Interprets the sources of law by ways of legal methodology.			X		
8	To be able to interpret the legal norms with a sense of justice respectful to human rights and in the light of principles of democratic, secular and social state of law.					X
9	To be able to use the daily scientific sources and court judgments in the framework of life time learning approach.			X		
10	Informs the related persons and institutions about legal matters both verbally and in written.	X				
11	Monitors the daily legal information/court decisions and interacts with the colleagues in a foreign language ("European Language Portfolio Global Scale" Level B1).					X
12	Uses the information and communication technology together with the computer programs in a level required by the area of law ("European Computer Driving Licence, Advanced Level").	X				

*1 Lowest, 2 Low, 3 Average, 4 High, 5 Highest