



EASTERN MEDITERRANEAN UNIVERSITY
FACULTY OF LAW
MCLA 506 RIGHT TO PRIVACY COURSE OUTLINE

Course code	MCLA 506	Semester	Fall 2023-2024	Credit	3
Course Name	Right to Privacy			ECTS Credit	-
Website	https://staff.emu.edu.tr/demetcelikulusoy/tr/de-rsler/mcla-506-right-to-privacy-graduate-course			Prereq.	-

Teaching and Research Assistant Staff

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Course Description

The right to privacy states to the concept that one's personal information is protected from others. This course will evaluate the development and present importance of the law associated to the privacy of individuals. It means the right to individual autonomy or the right to choose whether or not to involve in certain actions or have certain practices. The right to privacy most often is protected by constitutions as well as international treaties such as European Convention of Human Rights, The Universal Declaration of Human Rights and International Covenant on Civil and Political Rights. It must be balanced against the government's goods, including the promotion of public safety. ECHR regulates right to respect for private and family life through article 8 which also shapes restrictive reasons on right to privacy. The objective of this course is to examine interests of national security, public safety or the economic well-being of the country, for the prevention of disorder or crime, for the protection of health or morals, or for the protection of the rights and freedoms of others in front of right to privacy as well. On this context, the course analyzes the idea of evolution of protection of personal information under the law and the protection of the right to privacy and the value of constitution.

Learning Outcomes

Upon successful completion of the course, students will have sufficient knowledge of the basic principles of international law on privacy, the general requirements for the protection of the data, and in particular the dangers that the right to privacy may face in the face of new technologies.

Teaching Methods and Techniques

The course will be held in the form of theoretical lecture.
Students who take the course are responsible for fulfilling the assigned tasks.

- All information about the course (such as course materials, announcements) will be given to the students in the course.

Course Requirements

Students are expected to participate in the course for a good transfer of the theoretical knowledge. Each student is entitled to a make-up exam. In case the student cannot attend an exam, he/she is obliged to submit a medical report within three working days at the latest from the date of the exam. The make-up exam will be held at the end of the semester and after the exam week, including all subjects.

After the exam results are announced, they have the right to object to the grade they have received within one week. At the end of this period, no objections will be considered.

It is obligatory to fulfil the assignment responsibilities such as examining the comparative constitutional examples etc. to be given to the students in the course.

Lessons will be a mixture of lectures and seminars based on important matters and debating the materials (articles, handouts or court decisions etc) dispersed in advance by email. If given these kinds of materials will categorise as required reading materials must be checked before each lesson.

There will be an assignment and an exam within the evolution of the course.

- **Midterm Exam 30 %:** It is a small assessment exam conducted to measure the level of awareness and learning about the topics covered up to this date.
- **Readiness/Discussion/Participation 15 %:** In this context fulfilling the responsibilities given in the course such as reading and explaining and active student participation such as participation in the lesson are evaluated.
- **Assignments and Presentation % 40 and 15 %:**

The final evaluation will be a research paper. It must be 10-12 pages and should contain aspect of right to privacy as an academic paper with citations/references. The topic is not restricted to those debated in lessons however it must be connected with right to privacy and preferably address a current issue from a point of view. It is possible for students to choose a specific topic within the scope of the topics that they are interested in or to choose a topic related to the protection of privacy or the right to data protection in their own country.

After the presentation is completed and the feedback given on the first draft is received the end-of-term project should be finally delivered. Otherwise, the project responsibility will not have been fulfilled at the end of the term. The final delivery date will be determined by distributing the assignment topics according to the course curriculum and will not be less than 15 days.

Weekly Lesson Plan / Topics

1st Week	Course Introduction, Scope of the Course, Information about the Evaluation of the Course, Reading Suggestions, Sharing topics and outline
2nd Week	Legal framework, Key concepts, and Key principles Definition of the concept of privacy and scope of the right to privacy

3rd Week	Legal sources-international regulations: the right to privacy under the CoE and EU legal systems the role of European actors to protection the right to privacy (ECtHR and the CJEU)			
4th Week	Introduction to the Right to data protection: Definition, scope, Legal sources, and the role of European actors on the right to personal data protection The right to privacy CoE legal systems: Legal framework, Normative instruments: ECHR – Article 8, Convention 108+ ECtHR jurisprudence, soft law by CoE institutions			
5th Week	The right to privacy in EU System: Legal framework, Normative instruments: Charter of Fundamental Rights – Articles 7 and 8, GDPR, CJEU jurisprudence, Working Party 29 opinions, European Data Protection Supervisor opinions.			
6th Week	Mid-term week: <i>It is a small assessment exam conducted to measure the level of awareness and learning about the topics covered up to this date. Midterm Exam 30 %</i>			
7th Week	The test of privacy with new technologies: Personal Data Protection and Artificial Intelligence			
8th Week	Personal Data Protection: Review under GDPR (EU System); Key Concepts			
9th Week	Personal Data Protection: Review under GDPR II: Principles and legal framework, the meaning of lawful personal data processing			
10th Week	Determination of assignments subjects for each students: <i>It is possible for students to choose a specific topic within the scope of the topics that they are interested in or to choose a topic related to the protection of privacy or the right to data protection in their own country.</i> Key provisions relevant to Data Protection from the CoE system			
11th Week	Artificial Intelligence: Key Concepts, Introduction to the new field of law: Artificial Law, Legal regulation dimension of Artificial Intelligence and problems: A Review of the EU Legislative Proposal			
12th Week	Final Exam Week: First draft submission of assignments and Presentations: <i>After the presentation is completed and the feedback given on the first draft is received the end-of-term project should be finally delivered. Otherwise, the project responsibility will not have been fulfilled at the end of the term. The final delivery date will be determined by distributing the assignment topics according to the course curriculum and will not be less than 15 days. Assignments and Presentation % 40 and 15 %</i>			
Evaluation Method				
Assessment	Midterm Exam	Readiness/Discussion Participation	Final Project Presentation	Final Project
Percentile	30	15	40	15