



Max Planck Institute for
Comparative and International
Private Law | Hamburg

South East Europe (and Beyond): Let's Talk About Law!

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„Gibt es die rechts- und parteifähige Gesellschaft
bürgerlichen Rechts im türkischen Recht?“

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Can unregistered partnerships be entitled to have
capacity to have rights, obligations and to sue
and be sued under Turkish Law?“

Tuesday, 27 March 2018 – 4 pm
Conference Room 1, 1st floor

Please note that the lecture will be held in German but
the subsequent discussion will take place in English.

All employees and guests of the institute as well as
other interested parties are cordially invited to the lecture.

Bettina Mia Bujňáková

About the Topic:

The Partnership established under private law (*Gesellschaft bürgerlichen Rechts*, unregistered/general Partnership), is a relationship set up by contract between two or more persons in order to achieve a common aim by common efforts and means. The capacity of unregistered partnerships (*Außengesellschaften*) to have rights and obligations (*Rechtsfähigkeit*) and to sue and be sued (*Parteifähigkeit*) is now accepted under German Law after a judicial decision (BGH-German Supreme Court, 29 January 2001). That's why these partnerships can file a suit and it is possible to file a suit against them. But the capacity of unregistered partnerships to have rights, obligations and to sue and be sued is not recognized under Swiss or Turkish Law. So can unregistered partnerships be entitled to have capacity to have rights, obligations and to sue and be sued under Turkish Law?

About the Speaker:

Vildan Peksöz is a teaching and research assistant for Civil Procedure Law at the Faculty of Law of the University of Istanbul, Turkey. She graduated from the Law Faculty of Ihsan Dogramaci Bilkent University (Ankara). She also holds a master's degree in civil procedure law of Istanbul University. As a DAAD scholar and an Erasmus student at the Free University of Berlin she was in Germany during her master's program. In her PhD research, she focuses on the relations of partners in a partnership established under private law from the perspective of the law of civil procedure.