

## **BAHAR CEYDA SÜRAL EFEÇİNAR**

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### **EDUCATION:**

- Dokuz Eylül University, Institute of Social Sciences, PhD Program on Private Law, İzmir - Turkey (2003 - 2008)
- Stockholm University, Department of Law, European Union Law Master Program, Stockholm – Sweden (2004 - 2005) – With a scholarship granted by the Swedish Institute
- Dokuz Eylül University, Institute of Social Sciences, LLM Program on Private Law, İzmir - Turkey (2001 - 2003)
- Dokuz Eylül University, Faculty of Law, İzmir - Turkey (1997 – 2001)
- American Collegiate Institute, İzmir - Turkey (1990 - 1997)

### **LANGUAGES:**

- English - Excellent command of the language in both written and oral  
ÜDS (official foreign language test for Turkish universities): 92/100  
KPDS (official foreign language test for Turkish public servants): 84/100  
TOEFL : 267 (computer – based)
- French - Basic command of the language  
Language Certificate from Centre Culturel Français

### **WORK EXPERIENCE:**

- Associate Professor, Kadir Has University Faculty of Law, İstanbul, (July 2016 - ...)
- Assistant Professor, Kadir Has University Faculty of Law, İstanbul, (September 2009 – July 2016)
- Attorney at Law, Erdem&Erdem Law Office, İstanbul, (March 2009 – September 2009)
- Teaching/Research Assistant, Dokuz Eylül University Faculty of Law Department of Private International Law, İzmir, (July 2002 – February 2009)
- Off-counsel, Part-time, Erdem&Erdem Law Office, İzmir, (September 2005 – June 2007)
- Trainee at Law, Erdem&Erdem Law Office, İzmir, (August 2001 – June 2002)
- Part time student trainee, Erdem&Erdem Law Office, İzmir (October 2000 – August 2001)
- Exchange student trainee, Siwinski Law Office, Lodz, Poland (September 1999); as a part of Student Trainee Exchange Program organized by European Law Students' Association

## PUBLICATIONS:

### Books

- Uluslararası Özel Hukukta Yabancı Devletlerin Sınırlı Yargı ve İcra Muafiyeti (*The Limited Immunity of Foreign States from Jurisdiction and Execution in Private International Law*), Ankara, 2015
- Uluslararası Ticari Sözleşmelere Uygulanacak Hukuk Olarak UNIDROIT Prensipleri (*UNIDROIT Principles as Applicable Law to International Commercial Contracts*), İzmir 2008
- Avrupa Birliği'nde Yabancı Mahkeme Kararlarının Tanınması ve Tenfizi (*The Recognition and Enforcement of Foreign Judgments within the European Union*), İzmir 2007

### Book Editor

- Ticari Uyuşmazlıklarda Zorunlu Arabuluculuk (*Mandatory Mediation for Commercial Disputes*), Seçkin 2019 (together with Mehmet Ertan Yardım)
- Uluslararası Yatırım Tahkimi ve Üçüncü Kişi Finansmanı (*International Investment Arbitration and Third-Party Funding*), Seçkin 2018 (together with Ekin Ömeroğlu/Ece Uyanık)
- Avrupa Birliği Devletler Özel Hukuku (*European Private International Law*), Adalet Yayınevi 2016 (together with Işıl Özkan/Uğur Tütüncübaşı)
- Foreign Investment Law, Seçkin 2016 (together with Ekin Ömeroğlu)
- Türkiye'de Arabuluculuk Nasıl Etkin ve Başarılı Hale Gelir? İngiliz ve Portekiz Uygulamaları Işığında Öneriler (*How Would Mediation Become Efficient and Successful in Turkey? Discussions in the Light of UK and Portugal Practice*), Seçkin 2015 (together with Ekin Ömeroğlu)
- Yabancılar ve Uluslararası Koruma Kanunu'nun Değerlendirilmesi (*Evaluation of Foreigners and International Protection Law*), Seçkin 2015 (together with Ekin Ömeroğlu)

### Chapters in Books

- “Yabancı Mahkeme Kararlarının Tanınması ve Tenfizi (*Recognition and Enforcement of Foreign Court Decisions*)”, Avrupa Birliği Devletler Özel Hukuku, Ed. Işıl Özkan/Ceyda Süral/Uğur Tütüncübaşı, Adalet Yayınevi 2016.
- “Nafakaya Uygulanacak Hukuk (*Applicable Law to Maintenance Obligations*)”, Avrupa Birliği Devletler Özel Hukuku, Ed. Işıl Özkan/Ceyda Süral/Uğur Tütüncübaşı, Adalet Yayınevi 2016.
- “Foreign Direct Investment under Turkish Law”, Foreign Investment Law, Ed. Ceyda Süral/Ekin Ömeroğlu, Seçkin 2016.
- “Children in Turkish International Family Law”, Private International Law in the Jurisprudence of European Courts – Family at Focus, Ed. Mirela Zupan, Josip Juraj Strossmayer University of Osijek Faculty of Law, 2015.

### Articles

- “Avrupa Birliği Devletler Özel Hukuku Işığında Çifte Vatandaşlık Halinde ‘Müşterek Milli Hukuk’ Bağlama Noktası Nasıl Anlaşılmalıdır? (*The Interpretation of Common*

*Nationality: Suggestions in the Light of European Union Private International Law*”, Journal of Bahcesehir University Faculty of Law, V. 14, N. 177-178, May – June 2019.

- “Milletlerarası Tahkimde Üçüncü Kişi Finansmanının Masraflar İçin Teminat Gösterilmesi Kararının Verilmesine Etkileri (*Impact of Third Party Funding to the Decision of Arbitrators Relating to Security for Costs in International Arbitration*)”, Dokuz Eylül University Faculty of Law Review, V. 20, N.2, 2018.
- “Matters of Succession Under Turkish Private International Law”, Yearbook of Private International Law, C. 18, 2016-2017.
- “Possible Impact of the Hague Convention on Choice of Court Agreements on Turkish Law”, 12<sup>th</sup> Regional PIL Conference: Private International Law on Stage – National, European and International Perspectives 23 and 24 October 2015, Anali Pravnog fakulteta u Zenici, 2016.
- “Türkiye’deki Suriyelilerin Güncel Hukuki Durumu (*Current Legal Situation of the Syrians in Turkey*)”, Journal of Kadir Has University Faculty of Law, V. 3, N. 2, December 2015.
- “Hakem Kararlarının İcrası ve İptal Davası (*Execution of Arbitral Awards and Actions for Setting Aside*)”, Festschrift in Honour of Prof. Dr. Hakan Pekcanitez, Dokuz Eylül University Faculty of Law Review, V. 16, Special Issue, 2014.
- “Recognition and Enforcement of Foreign Court Decisions in Turkey”, Yearbook of Private International Law, V. 15, 2013/2014, (together with Zeynep Derya Tarman)
- “Mediation: A Comparative Discussion of the Laws and Practice in the United Kingdom and Turkey”, Arbitration, V. 80/3, 2014, (together with Karen Akıncı/Christopher Cox)
- “Avrupa Birliği’nin Milletlerarası Özel Hukuka İlişkin Düzenlemelerinin Türk Hukukuna Etkileri (*Does European Private International Law Have Any Impact On Turkish Law?*)”, Journal of Maltepe University Faculty of Law, No. 2013/2.
- “Restructuring and Insolvency Turkey Report”, [www.lexisnexis.com](http://www.lexisnexis.com), (together with Fuat Altınsoy/Elif Altınsoy).
- “Hukuk Muhakemeleri Kanunu’nun Türk Mahkemelerinin Milletlerarası Yetkisine Etkisi (*The Effect of New Civil Procedure Law on the International Jurisdiction of Turkish Courts*)”, Union of Turkish Bar Associations Review, No. 101, July/August 2012.
- “Timing of Examination by Courts in Respect of Arbitral Jurisdiction under Turkish Law”, Festschrift in Honour of Bernd von Hoffmann, Gieseking Verlag 2011 (together with Ali Yeşilirmak)
- “Hakemin Sorumluluğu (*Liability of Arbitrators*)”, Journal of Kültür University Faculty of Law, V. 10, No. 2, July 2011
- “Yabancı Sermayeli Şirketlerin Taşınmaz Mülkiyeti ve Sınırlı Ayni Hak Edinimi (*Acquisition of Immovable Property and Limited Property Rights by Companies Having Foreign Capital*)” Journal of Yeditepe University Faculty of Law, V. VII, No. 1, 2010
- “Nearly a Decade on: Perception of the International Arbitration Law by Turkish Courts”, Arbitration International, V. 26, Issue 3, 2010

- “Respecting the Rules of Law: The UNIDROIT Principles in National Courts and International Arbitration”, *Vindobona Journal of International Commercial Law and Arbitration*, V. 14, Issue 2, September 2010
- “In support of the *lex mercatoria*”, *International Financial Law Review*, The 2009 Guide to Litigation, 2009 (together with Ercüment Erdem)
- “The Law Applicable to Product Liability”, *Tribute for Prof. Dr. Yavuz Alangoya*, Istanbul 2007
- “4875 sayılı Doğrudan Yabancı Yatırımlar Kanunu ve Getirdiği Yenilikler (*Act No. 4875 on Direct Foreign Investments and the Innovations It Brings*)”, *Dokuz Eylül University Faculty of Law Review*, V. 6, No. 2, 2004 (together with Cemile Demir Gökyayla)

### Translations

- “Devlet Muafiyetine İlişkin Avrupa Sözleşmesi (European Convention on State Immunity)”, *Essays in Honor of Prof. Dr. Hasan Erman*, 2015.
- “Devletlerin ve Devlet Mallarının Yargı Muafiyeti Hakkında Birleşmiş Milletler Sözleşmesi (United Nations Convention on Jurisdictional Immunities of States and Their Property)”, *Essays in Honor of Prof. Dr. Mustafa Dural*, 2013.
- “Mahkeme Seçimine İlişkin Anlaşmalar Hakkında Lahey Konvansiyonu” (The Hague Convention on Choice of Court Agreements), *Essays in Honor of Prof. Dr. Ali Güzel*, Istanbul 2010
- Ekşi, Nuray: “Evaluation of the Precedents of the Turkish Court of Cassation Concerning Certain Problems for the Enforcement of Foreign Arbitral Awards under the New York Convention”, *Istanbul Conference on International Dispute Resolution A Global Perspective*, Istanbul 2008 (Translated together with Nuray Ekşi)
- Mistelis, Loukas: “Milletlerarası Tahkim: Kurumsal Yaklaşımlar ve Uygulamalar 2006” (*International Arbitration: Corporate Attitudes and Practices 2006*), *Union of Turkish Bar Associations Review*, No. 70, May/June 2007

### CONFERENCES:

- “Yabancı Hakem Kararlarının Tanınması ve Tenfizi için Aranılan Şartlar: Geçersizlik, Yetki Aşımı, Savunma Hakkı ve Usule Aykırılık” (Requirements for Recognition and Enforcement of Foreign Arbitral Awards: Invalidity, Exceeding Power, Right to be Heard and Violation of Due Process), *Conference on Recognition and Enforcement of Foreign Arbitral Awards under Private International Law and New York Convention*, Istanbul Bar Association Arbitration Center, 8 February 2020.
- “Ratification of the Hague Convention Will Facilitate Recognition and Enforcement of Foreign Judgments in Turkey: True or Not?”, *University of Tirana Faculty of Law / Deutsche Gesellschaft Für Internationale Zusammenarbeit GIZ - 16<sup>th</sup> Regional PIL Conference: Matrimonial and Registered Partnership Property Regimes in EU Private International Law / HCCH Judgments Convention*, Tirana/Albania, 8-9 November 2019.
- “Uluslararası Çocuk Kaçırma Vakaları ve Bunların Önlenmesi” (International Child Abduction Cases and Their Prevention), *Current Issues under Child Law*, Istanbul Bar Association Center for Internship and Education, 22 April 2019.

- “MTK Tahkim Sözleşmesi” (Arbitration Agreement under TIAL), Conference on International Arbitration, Istanbul Bar Association Arbitration Center, 29 March 2019.
- “Avrupa Birliği Devletler Özel Hukuku Işığında Çifte Vatandaşlık Halinde ‘Milli Hukuk’ Bağlama Noktası Nasıl Anlaşılmalıdır?” (How to Interpret the Connecting Factor of ‘National Law’ in case of Dual Nationality in light of European Union Private International Law) Symposium on Current Issues under International Family Law, Bahçeşehir University Faculty of Law, 22 February 2019.
- “Multicultural Challenges in Family Law: Turkish National Report”, International Academy of Comparative Law 20<sup>th</sup> General Congress, Fukuoka/Japan, 22-28 July 2018.
- “Milletlerarası Tahkimde Üçüncü Kişi Finansmanının Masraflar için Teminat Gösterilmesi Kararının Verilmesine Etkisi” (Impact of Third Party Funding to The Decision of Arbitrations Relating to Security for Costs in International Arbitration), Panel on International Investment Arbitration and Third Party Funding in International Arbitration, Kadir Has University Faculty of Law, 10 May 2018.

Published: Uluslararası Yatırım Tahkimi ve Üçüncü Kişi Finansmanı, Ed. Ceyda Süral Efeçinar/Ekin Ömeroğlu/Ece Uyanık, Seçkin 2018.

- “Impact of Restricted Theory of Foreign Sovereign Immunity on the Recovery of Looted Art Objects”, 6<sup>th</sup> Journal of Private International Law Conference, Rio de Janeiro/Brazil, 3 – 5 August 2017.
- “Validity of Jurisdiction Clauses under Turkish Law and the Possible Impact of the Hague Convention on Choice of Court Agreements”, University of Zenica Faculty of Law / Deutsche Gesellschaft Für Internationale Zusammenarbeit Giz / South East European Law School Network SEELS - 12<sup>th</sup> Regional PIL Conference: Private International Law on Stage – National, European and International Perspectives, Zenica/Bosnia and Herzegovina, 23-24 October 2015.
- “Legal Protection of Foreign Investment in Turkey”, Pangea Net International Network of Independent Law Firms General Annual Meeting, Istanbul, 9 June 2015.
- “Foreign Direct Investment under Turkish Law”, Kadir Has University Faculty of Law – Foreign Investment Law Symposium, Istanbul, 15-16 April 2015.
- “Yabancılar ve Uluslararası Koruma Kanunu Kapsamında Yabancıların Sınırdışı Edilmesi (Deportation of Foreigners within the Scope of Foreigner and International Protection Act)”, Kadir Has University Faculty of Law – EU-Turkey Relationship in its 52<sup>th</sup> Year: Ankara Association Agreement and Readmission Agreement, Istanbul, 27 February 2015.
- “Children in the Turkish International Family Law”, Josip Juraj Strossmayer University of Osijek Faculty of Law / Deutsche Gesellschaft Für Internationale Zusammenarbeit Giz / South East European Law School Network SEELS - 11<sup>th</sup> Regional PIL Conference: Private International Law in the Jurisprudence of European Courts – Family at Focus, Osijek/Croatia, 11-12 June 2014.
- “Arbuluculuk Kanunu’nun Değerlendirilmesi (Evaluation of the Mediation Act)”, Kadir Has University Faculty of Law – How Would Mediation Become Efficient and Successful in Turkey? Discussions in the Light of the UK and Portugal Practice, Istanbul, 9 May 2014.
- “Challenges for Mediation in Turkey and the UK”, British Turkish Lawyers Association – Dispute Resolution in Turkey and the UK: Hot Topics, London, 19 September 2013.

- “Conflict of Law Rules: A Barrier before the Application of UNIDROIT Principles or Not?”, 5<sup>th</sup> Journal of Private International Law Conference, Madrid, 12-13 September 2013.
- “Brief Information on Turkish Legislation Governing Marriage and Divorce / What If There Is A Foreign Party Involved?”, The International Federation of University Women 2013 Triennial Conference, Istanbul, 16-21 August 2013.
- “Milletlerarası Tahkim Kanunu Uygulamasının Değerlendirilmesi (Evaluation of the Implementation of International Arbitration Act)”, Deutsscher Anwalt Verein Turkey – International Arbitration Focus on Practices, Istanbul, 16 May 2013.
- “Kendi Toplumunda Kadın Olarak Zulme Uğramak Mülteci Kabul Edilmeye Yeterli Midir? Amerika, İngiltere ve Kanada Uygulamaları (Is Being Persecuted as a Woman Sufficient to be a Refugee? US, UK and Canada Cases)”, Marmara University Faculty of Law and Istanbul Bar Association – The Problems of Refugees and Asylum Seekers under the Foreigners and International Protection Act, Istanbul, 3 May 2013.

Published: Yabancılar ve Uluslararası Koruma Kanunu Kapsamında Mülteci ve Sığınmacıların Sorunları Panel Notları, Istanbul Bar Publications, 2013.

- “Avrupa Birliği’nin Milletlerarası Özel Hukuka İlişkin Düzenlemelerinin Türk Hukukuna Etkileri (The Impact of European Private International Law on the Turkish Law)”, Koç University Faculty of Law – Young Private International Lawyers Conference, Istanbul, 28 March 2013.

Published: Genç Milletlerarası Özel Hukuk Hukukçular Konferansı, XII Levha, 2014.

- “Sermayenin Serbest Dolaşımı Doğrudan Yabancı Yatırımları ve Taşınmaz Edinimi: Yasal Düzenlemeler ve Yargı Kararları Açısından Konuya Yaklaşım (Free Movement of Capital Foreign Direct Investment and Acquisition of Immovables: Evaluation of the Relevant Legislation and Case Law)”, Ankara University Department of Real Estate Development – General Directorate of Deed and Cadastre, Workshop on the Real Estate Acquisition by Foreigners and Assessment of the Impacts in Turkey, Ankara, 9-13 January 2012.
- “Hukuk Muhakemeleri Kanunu’nun Türk Mahkemelerinin Milletlerarası Yetkisine Etkisi (The Effect of New Civil Procedure Law on the International Jurisdiction of Turkish Courts)”, Kadir Has University Faculty of Law, II. Meeting of Private International Lawyers, Istanbul, 25 November 2011.

#### **OTHER ACHIEVEMENTS:**

- Judge, Pax Moot 2020 - Asser Round, Moot court competition focused on Transnational Law and Private International Law issues, co-organized by Sciences Po Paris, University of Antwerp and Asser Institute.
- Kadir Has University 2017-2018 Academic Year Incentive Award winner
- Kadir Has University 2014-2015 Academic Year Incentive Award winner
- Visiting Lecturer, Coventry University (16-20 February 2015)
- Visiting Research Fellow, Max Planck Institute on International and Comparative Private Law, Hamburg, Germany, August – September 2014

- Lecturer, Kadir Has University Lifelong Education Center, Certificate Program on Mediation, 2013
- Visiting Lecturer, Salzburg University European Private Law Summer School, July 2012-2016
- Visiting Lecturer, Bilkent University Faculty of Law, International Business Law, Summer School 2012-2014
- Coach of the team which represented Kadir Has University in the XIX., XX., XXI. and XXII. Annual Willem C. Vis International Commercial Arbitration Moot Competition which was held in Vienna at 2012-2016
- Visiting Lecturer, Coimbra University Faculty of Law, Erasmus Teaching Staff Mobility Program (15-20 May 2011)
- Participant, European Private Law Summer Course, Academy of European Law, Trier, Germany, July 2008 (Scholarship granted by the Academy)
- Visiting Research Fellow, British Institute of International and Comparative Law, London, UK, August 2007; August 2012
- Participant, Private International Law Summer Program, The Hague Academy of International Law, The Hague, Netherlands, July 2004 (Scholarship granted by the Academy)
- Graduated from Dokuz Eylül University Faculty of Law ranking third, with GPA 75/100
- Member of the team which represented Dokuz Eylül University in the VI. Annual Willem C. Vis International Commercial Arbitration Moot which was held in Vienna at 1999
- Achieved an outstanding success at the University Entrance Examinations in 1997 (ranked 676<sup>th</sup> in Turkey) and entered the faculty of law with the highest score (first) of that year

## **ORGANIZATIONS:**

- The European Law Students' Association - ELSA İzmir
  - Vice President - Academic Activities (1998 – 2000)*
    - organization of a seminar on “The Problems of Judicial System”
    - organization of a seminar on “International Organized Crimes”
    - organization of a seminar on “European Union Law”
    - organization of a seminar on “Jails in Turkey”
    - organization of a seminar on “Earthquakes and Legal Liability”
    - cooperation with HIT International Education for periodic meetings and continuous support to law students on education abroad
    - contribution to the efforts of ELSA Ankara in the organization of a national moot court competition (Hıfzı Veldet Velidedeoğlu Moot Court Competition)
  - President (2000 – 2001)*
    - organization of ELSA welcome seminar for the first grades
    - cooperation with HIT International Education for periodic meetings and continuous support to law students on education abroad
    - organization of a seminar on “Globalization and Law”

- organization of a seminar on “Property Rights arising out of Marriage in the New Civil Code”
- organization of a study visit trip to ELSA Turin (attended the trip to Turin and Milan with four other ELSA İzmir members)
- hosting of two foreign trainees visiting Turkey within STEP program
- several meetings with the authorities of Dokuz Eylül University to get information and provide help on the Erasmus/Socrates programs
- organization of dinners
- organization of National Coordination Meeting of ELSA Turkey in Kuşadası

*Member of Supervising Board (2001 - 2003)*

- İzmir Bar Association – member
- Moot Alumni Association – member
- LCIA Young International Arbitration Group – member
- Swedish Institute Alumni Network – member
- Academy for European Private Law - member