

**Dr. SERKAN KAYA**

## **PERSONAL INFORMATION**

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## **EDUCATION INFORMATION**

- PhD, Brunel University London, Law School, England 2015-2019
- LLM, Brunel University London, Law School, England 2013-2014
- LLB, Akdeniz University, Turkey 2007-2011

## **PUBLICATIONS**

### **Articles:**

1. **“The elephant in the room: A global mechanism for E-Sport disputes”** (2025) 57 Computer Law & Security Review. (with Şahin Şengül E., Keskin A.)
2. **“AI-driven civil litigation: Navigating the right to a fair trial”** (2025) 57 Computer Law & Security Review. (with Selçuk S., Kurt Konca N.)
3. **“Financial Restructuring in Turkey: Drawing Lessons from the EU”** (2025 Forthcoming) European Business Organization Law Review. (with Gökçe Karabel E.)
4. **“İcra-İflas Hukuku Kapsamında Kripto Varlıkların Kıymet Takdiri”** 2024 24(2) Akdeniz Üniversitesi Hukuk Fakültesi Dergisi.
5. **“Medeni Yargılama Kapsamında Yurtdışındaki Delillere Erişim Açısından 2020 Tarihli Avrupa Delil Tüzüğüne Genel Bir Bakış”** (2024) 12(24) Antalya Bilim Üniversitesi Hukuk Fakültesi Dergisi.
6. **“Sosyal Medya Etkileyicilerinin Reklamlarına Karşı Açılan Davaların Medeni Usul Hukuku Perspektifinden Değerlendirilmesi”** 2024 6(2) Bilişim Hukuku Dergisi. (with Havan, M E.)
7. **“Resolution of Intellectual Property Disputes in Turkey: Emerging Trends of Mandatory Mediation and Specialised Courts for Intellectual Property Disputes”**

- (2024) 19(12) Journal of Intellectual Property Law&Practice. (with Kervankıran E., Akıncı M F.)
8. **“Mukayeseli Hukuk ve Türk Hukuku Kapsamında Davahın Bilin(e)memesinin Davanın Açılması Bakımından Değerlendirilmesi”** (2024) 6(1) ASBÜ Hukuk Fakültesi Dergisi, 126-158.
  9. **“Fikir ve Sanat Eserleri Kanunu Kapsamında Ortaya Çıkan Uyuşmazlıkların Medeni Usul Hukuku Perspektifinden Değerlendirilmesi”** (2024) 29(50) Dicle Üniversitesi Hukuk Fakültesi Dergisi, 229-262. (with Kervankıran E.)
  10. **“Global Class Actions: Towards a Blockchain-Based Dispute Resolution System”** (2023) Journal of Consumer Policy, 21-49. (with Şahin Şengül E.)
  11. **“Consumer Collective Redress in Turkey: The Need for Reform in Light of the EU Regime”** (2023) 25 European Business Organization Law Review, 599-624. (with Şahin Şengül E.)
  12. **“Sanal Evrende Çıkabilecek Uyuşmazlıkların Çözümü”** (2023) 1(1) The Boğaziçi Law Review, 98-114.
  13. **“Mandatory Mediation for Consumer Disputes: Unintended Consequences of Mandatory Mediation”** (2023) 34 (1) International Company and Commercial Law Review, 25-40. (with Şahin Ç S.)
  14. **“Celse Harcı ve Hukuki Niteliğine İlişkin Bir Değerlendirme”** 2023 1(2) The Boğaziçi Law Review. (with Öztürk İ.)
  15. **“Blokzincir Teknolojisinin Yargılama Hukukuna Etkisi: Merkeziyetsiz Adalet Anlayışı”** (2022) 10(2) Sakarya Hukuk Fakültesi Dergisi, 477-500. (with Maviş K.)
  16. **“Blokzincir Tabanlı Akıllı Sözleşmelerden Doğan Uyuşmazlıkların Çözümü”** (2022) 18 (52) Medenî Usûl ve İcra İflâs Hukuku Dergisi, 519-542.
  17. **“Online Dispute Resolution in Pakistan: Opportunities and Challenges”** (2022) 7(2) Journal of Nusantara Studies, 103-119. (with Khan M D.)
  18. **“Access to Justice for Consumers in Turkey: The Need for Enhancing Consumer Dispute Resolution Through Online Dispute Resolution”** (2022) 26 (1) Ankara Hacı Bayram Veli Üniversitesi Hukuk Fakültesi Dergisi, 225-260.
  19. Kaya S., **“Çevrim İçi (Online) Tahkime İlişkin Güncel Meseleler ve Küresel Salgın Döneminde Tahkim”** (2022) 11 (1) Uluslararası Ticaret ve Tahkim Hukuku Dergisi, 93-152. (with Aydemir D.)

20. Kaya S., "Evaluation of Patent Protection in Pandemic Vaccines and Drugs" (2022) 8 (1) Ticaret ve Fikri Mülkiyet Hukuku Dergisi, 143-166. (with Karatepe Kaya M.)
21. Kaya S., Karatepe Kaya M. "Emerging Trends of Resolving Commercial Disputes Through Mandatory Mediation in Turkey" (2021) 32 (11) International Company and Commercial Law Review, 591-603. (with Karatepe Kaya M.)
22. "Dispute Prevention and Resolution in Online Shopping" (2021) 6 (10) İstanbul Medeniyet Üniversitesi Hukuk Fakültesi Dergisi, 164 -179.
23. "Uyuşmazlıkların Çözümünde Hibrit Yöntem: Arabuluculuk – Tahkim" (2021) 17 (48) Medeni Usûl ve İcra İflâs Hukuku Dergisi, 225-252.
24. "Advanced Technologies for Supporting Dispute Resolution: An Analysis" (2019) 2 (1) Review of Applied Management and Social Sciences, 47-57. (with Khan M.D., Habib R.I.)
25. "Global Trends of Online Dispute Resolution (ODR) with Reference to Online Trade in Pakistan" (2018) 4 (2) Review of Economics and Development Studies, 303-311. (with Khan M.D., Habib R.I.)

### **Books & Book Chapters:**

- "Consumer ADR in Emerging Economies" (2025, Routledge) (with Şahin Şengül E.(eds))
- "Consumer ADR in the UK" in Şahin Şengül E., Kaya S. (eds) "Consumer ADR in Emerging Economies" (2025, Routledge) (with Şahin Şengül E.)
- "Consumer ADR in Turkey" in Şahin Şengül E., Kaya S. (eds) "Consumer ADR in Emerging Economies" (2025, Routledge) (with Şahin Şengül E.)
- "Consumer ADR in the EU" in Şahin Şengül E., Kaya S. (eds) "Consumer ADR in Emerging Economies" (2025, Routledge) (with Şahin Şengül E.)
- "Gelişen Teknolojilerin Medeni Usul Hukukuna Etkileri", (2023, Seçkin Yayıncılık)
- "Milli Tahkim Kapsamında Tahkime Elverişlilik", (2022, On İki Levha Yayıncılık)
- "Önleyici Hukuk: Gelişmekte olan Teknolojiler Aracılığıyla Uyuşmazlıkları Önleme", in Kaya S. (ed), "Gelişen Teknolojilerin Medeni Usul Hukukuna Etkileri", (2023, Seçkin Yayıncılık)

- “**İtirazın İptali Davasının Tahkime Elverişliliği**”, in Kaya S. (ed), “**Milli Tahkim Kapsamında Tahkime Elverişlilik**”, (2022, On İki Levha Yayıncılık)
- “**Access to Justice for Consumers in Emerging Economies**”, (2021, Adalet Yayınevi)
- “**Access to Justice for Consumers in Turkey**”, in Kaya S. (ed), Access to Justice for Consumers in Emerging Economies, (2021, Adalet Yayınevi), 55-79.
- “**A Critical Role of Diplomatic Protection in Investor-State Disputes**”, (2021, On İki Levha Yayıncılık) (with Habyev R.)
- “**A Review of Artificial Intelligence Studies in Law: Trends and Future Challenges**” in Süklün H. (ed), “Multidisciplinary Perspectives of AI: Past, Present, Future, (2021 On İki Levha Yayıncılık) 107-126.
- “**Consumer Dispute Resolution in the Digital Age: Online Dispute Resolution**”, (2020, On İki Levha Yayıncılık)

## RESEARCH AND CONFERENCES

- “**Medeni Yargılamada Yapay Zekâ Kullanımının Kanuni, Bağımsız ve Tarafsız Mahkeme İlkesi Kapsamında Değerlendirilmesi**” Yapay Zekâ ve Hukuk Çalışmaları (Hacettepe Üniversitesi), 14-15 December 2024.
- “**Büyük Felaketler Sonrası Delil Tespiti ve Yargı Sürecinde Geçici Hukuki Korumalar**” İnönü Üniversitesi Afet-Çevre ve Hukuk Kongresi, 10-11 October 2024.
- “**e-Spor Sektöründe Uyuşmazlık Çözümünün Modernleştirilmesi: Zorluklar ve Fırsatlar**” IV. Necmettin Erbakan Üniversitesi Hukuk Kongresi, 17-18 May 2024.
- “**How has EU Law influenced Turkish Civil Procedure Law?**”, The Influence of Western Law on Eastern Countries (in Historical and the Contemporary Context), Institute for Contemporary Private Law at the TSU Faculty of Law/Alte University School of Law, Georgia, 28 July 2023.
- “**Hukuk Muhakemeleri Kanunu’nda Tahkim**”, Tahkim Hukuku Zirvesi, (Özyeğin Üniversitesi), Istanbul, Turkey, 09 December 2022.
- “**Blockchain Dispute Resolution for Decentralized Autonomous Organizations**”, 5th International Conference on European Company Law and Corporate Governance (ECL&CG), Zagreb, Croatia, 24-25 November 2022.

- **“İtirazın İptali Davasının Tahkime Elverişliliği”** 8. International Symposium on Law (ASOS Congress), Istanbul, Turkey, 15 June 2022.
- **“Resolution of Blockchain -Based Smart Contract Disputes”** International Symposium on Current Issues Regarding Civil Procedures and Execution and Bankruptcy Law 2022, Istanbul, Turkey, 10 February 2022.
- **“Tüketici Sorunlarının Çevrim İçi Uyuşmazlık Çözümü Yoluyla Çözülmesi: Olası Sorunlar ve Çözüm Önerileri”** Uluslararası Bilişim Hukuku Sempozyumu, Istanbul, Turkey, 03-05 December 2021.
- **“Resolution of Labour Disputes through Mandatory Mediation in Turkey: A Critical Analysis of Mandatory Mediation”**, Society of Legal Scholars Annual Conference 2021, Dublin, United Kingdom, 31 August – 03 September 2021.
- **“Resolution of Corporate Disputes in the age of Covid-19: The Need for ODR”**, Building the Future for Commercial and Corporate Law in Post-COVID-19, Nsukka, Nigeria, 3 March 2021.
- **“Access to Justice for Consumers in the Digital Age: Out-of-Court Consumer Redress”**, International Conference on Law and Society (ICLAS 2019), İstanbul, Turkey, 05 April 2019.
- **“Suitability of Alternative Dispute Resolution for Shareholders Disputes”**, Corporate Governance: Search for the Advanced Practices, Rome, Italy, 28 February 2019.
- **“Online Dispute Resolution for Consumer Disputes”** 8th Annual Brunel Law Research Student Conference, London, United Kingdom, 21 June 2018.
- **“Access to Justice in the Digital Age: Suitability of Alternative Dispute Resolution and Online Dispute Resolution to Consumer Disputes”**, The Responsible Consumer in the Digital Age- International and Nordic Perspectives on Consumer Financial Protection Conference, Kobenhavn, Denmark, 31 May-01 June 2018.
- **“Access to Justice in the Digital Age: Suitability of Alternative Dispute Resolution and Online Dispute Resolution to Consumer Disputes”**, International Conference on Artificial Intelligence in Law and Legal Practice, Paris, France, 17-18 May 2018.

## PROJECTS

- TÜBİTAK 1001- “Yargıda Dijitalleşmenin Medeni Yargılamaya Egemen Olan İkelere Etkisinin Araştırılması” led by Serkan Kaya
- **“Cross-border Enforcement of Consumer Law: Looking to the Future”** led by Christine Reifa, UNCTAD’s Working Group on E-commerce, Sub-working Group 3, available at [https://unctad.org/system/files/information-document/ccpb\\_WG\\_e-commerce\\_cross-Border\\_Riefa\\_en.pdf](https://unctad.org/system/files/information-document/ccpb_WG_e-commerce_cross-Border_Riefa_en.pdf)

## **AWARDS**

- 1<sup>st</sup> Prize, Best Commercial Law Paper, Brunel University London, June 2018
- 1<sup>st</sup> Prize, Best Commercial Law Paper, Brunel University London, June 2017