

Abstract

The diploma thesis carrying the name of „The institute of temporary protection in international law and its application in Turkish national law” engages in the institute of Temporary protection being an instrument used in situations of mass influx when RSD procedure is hardly practicable or even impracticable at all. The aim of the thesis is both to define and to analyse Temporary protection as a part of the international law system and consequently apply this legal framework in practice, namely in Turkish national law. The thesis is composed of two main parts, whilst Part one addresses the international law level, Part two evaluates to what extent does Turkish national law comply with the findings of Part one. The first part is divided into subchapters concentrating on various aspects of Temporary protection. At the beginning, the term of Temporary protection itself is defined, followed by analysing the mass influx element in the light of its importance as a basic premise for the application of the mechanism of Temporary protection. The thesis consecutively focuses on beneficiaries of temporary protection and the legal foundation both in conventional and customary law, whereas the principles of *non-refoulement* and *temporary refuge* were found to be relevant. Furthermore, the rights of beneficiaries and closely related issue of derogation from the *Convention relating to the status of refugees* in cases of mass influx situations is examined. Last but not least, attention is drawn to the question of duration and cessation of Temporary protection. In terms of Part two, findings of Part one are used in order to be compared with the practical application of Temporary protection framework in Turkish national law. At first, Temporary protection is introduced in the context of Turkish international protection legal framework later on the topics of Part one are reflected. These are namely the beneficiaries, content of rights provided to them, duration and lastly cessation of Temporary protection status. Due to the fact, that the topic of the thesis is an up-to-date issue, the approach of the Turkish republic towards durable solutions in connection with Syrians was also examined. What is more, current situation at the time of finalizing the work is also included.