Read Online Reassessing Legal Humanism And Its Claims Petere Fontes Edinburgh Studies In Law

Right here, we have countless books reassessing legal humanism and its claims petere fontes edinburgh studies in law and collections to check out. We additionally meet the expense of variant types and afterward type of the books to browse. The gratifying book, fiction, history, novel, scientific research, as capably as various new sorts of books are readily easy to get to here.

As this reassessing legal humanism and its claims petere fontes edinburgh studies in law, it ends in the works bodily one of the favored book reassessing legal humanism and its claims petere fontes edinburgh studies in law collections that we have. This is why you remain in the best website to see the unbelievable ebook to have.

Reassessing Legal Humanism and its Claims - Paul J. du Plessis
2015-12-14 This book is a fundamental reassessment of the nature and impact of legal humanism on the development of law in Europe. It brings together the foremost international experts in related fields such as legal and intellectual history to debate central issues surrounding this movement.

Reassessing Legal Humanism and Its Claims - Paul J. du Plessis 2016
This text is a fundamental reassessment of the nature and impact of legal humanism on the development of law in Europe. It brings together the foremost international experts in related fields such as legal and intellectual history to debate central issues surrounding this movement. -- Résumé de l'éditeur.

New Frontiers - Paul J. du Plessis 2013-01-21 Headline: An interdisciplinary, edited collection on social science methodologies for approaching Roman legal sources. Blurb: Roman law as a field of study is rapidly evolving to reflect new perspectives and approaches in research. Scholars who work on the subject are increasingly being asked to conduct research in an interdisciplinary manner whereby Roman law is not merely seen as a set of abstract concepts devoid of any background, but as a body of law which operated in a specific social, economic and cultural context. This context-based approach to the study of Roman law is an exciting new field which legal historians must address. Since the mid-1960s, a new academic movement has advocated a law and society approach to the study of Roman law instead of the prevailing dogmatic methodology employed in many Faculties of law. Key Features: *This book aims to further the current debate on the interface between legal history and ancient history. *It brings together a distinguished group of scholars who will provide different perspectives on this debate. *It addresses particular themes within this debate such as law and legal practice, law and gender as well as law and economics. Keywords: Roman law, ancient history, law and society, law and gender, legal theory, law and legal practice, law and economics. Subject: Law

Cicero's Law - Paul J. du Plessis 2016-08-30 This volume brings together an international team of scholars to debate Cicero's role in the narrative of Roman law in the late Republic - a role that has been minimised or overlooked in previous scholarship. This reflects current research that
opens a larger and more complex debate about the nature of law and of the legal profession in the last century of the Roman Republic.

**The Creation of the Ius Commune**-John W. Cairns 2010 This book concerns the transformation of Roman legal rules into the "common law" of Western Europe between 1100 and 1400. In the space of three centuries these rules, collected in the sixth-century compilation executed under the order of Emperor Justinian, were comprehensively interpreted and transformed by several generations of medieval Italian and French jurists into what became the bedrock of Western European law. In these chapters, a number of distinguished scholars survey traditional classifications of private law in order to establish the cognitive techniques used to transform Roman law into the ius commune of Western Europe. -- Jacket.

**Learning Law and Travelling Europe: Study Journeys and the Developing Swedish Legal Profession, c. 1630-1800**-Marianne Vasara-Aaltonen 2020-05-18 In Learning Law and Travelling Europe, Marianne Vasara-Aaltonen offers an account of the study journeys of Swedish lawyers in the early modern period, and their connection to the state-building process and the development of the Swedish legal profession.

**Wrongful Damage to Property in Roman Law**-Paul J. Du Plessis 2019-11-27 A new assessment of the importance of the lex Aquilia (wrongful damage to property) on Roman law in Britain Few topics have had a more profound impact on the study of Roman law in Britain than the lex Aquilia, a Roman statute enacted c.287/286 BCE to reform the Roman law on wrongful damage to property. This volume investigates this peculiarly British fixation against the backdrop larger themes such as the development of delict/tort in Britain and the rise of comparative law. Taken collectively, the volume establishes whether it is possible to identify a 'British' method of researching and writing about Roman law.

**Custom, Common Law, and the Constitution of English Renaissance Literature**-Stephanie Elsky 2020-09-17 Custom, Common Law, and the Constitution of English Renaissance Literature argues that, ironically, custom was a supremely generative literary force for a range of Renaissance writers. Custom took on so much power because of its virtual synonymity with English common law, the increasingly dominant legal system that was also foundational to England's constitutionalist politics. The strange temporality assigned to legal custom, that is, its purported existence since 'time immemorial', furnished it with a unique and paradoxical capacity—to make new and foreign forms familiar. This volume shows that during a time when novelty was suspect, even insurrectionary, appeals to the widespread understanding of custom as a legal concept justified a startling array of fictive experiments. This is the first book to reveal fully the relationship between Renaissance literature and legal custom. It shows how writers were able to reimagine moments of historical and cultural rupture as continuity by appealing to the powerful belief that English legal custom persisted in the face of conquests by foreign powers. Custom, Common Law, and the Constitution of English Renaissance Literature thus challenges scholarly narratives in which Renaissance art breaks with a past it looks back upon longingly and instead argues that the period viewed its literature as imbued with the aura of the past. In this way, through experiments in rhetoric and form, literature unfolds the processes whereby custom gains its formidable and flexible political power: Custom, a key concept of legal and constitutionalist thought, shaped sixteenth-century literature, while this literature, in turn, transformed custom into an evocative mythopoetic.

**Comparative Methods in Law, Humanities and Social Sciences**-Adams, Maurice 2021-11-19 This cutting-edge book facilitates debate amongst scholars in law, humanities and social sciences, where comparative methodology is far less well anchored in most areas compared to other research methods. It posits that these are disciplines in which comparative research is not simply a bonus, but is of the essence.

**Conciliarism, Humanism and Law**-Joseph Canning 2021-06-30 How was power justified in late medieval Europe? What justifications did people find...
convincing, and why? Based around the two key intellectual movements of the fifteenth century, conciliarism in the church and humanism, this study explores the justifications for the distribution of power and authority in fifteenth- and early sixteenth-century Europe. By examining the arguments that convinced people in this period, Joseph Canning demonstrates that it was almost universally assumed that power had to be justified but that there were fundamentally different kinds of justification employed. Against the background of juristic thought, Canning presents a new interpretative approach to the justifications of power through the lenses of conciliarism, humanism and law, throwing fresh light on our understanding of both conciliarists' ideas and the contribution of Italian Renaissance humanists.

**To the Uttermost Parts of the Earth** - Martti Koskenniemi 2021-08-26 A critical history of European sovereignty and property rights as the foundation of the international order in 1300-1870.

**Empire and Legal Thought** - Edward Cavanagh 2020-05-25 Together, the chapters in Empire and Legal Thought make the case for seeing the history of international legal thought and empires against the background of broad geopolitical, diplomatic, administrative, intellectual, religious, and commercial changes over thousands of years.

**Comparative Legal History** - Olivier Moréteau The specially commissioned papers in this book lay a solid theoretical foundation for comparative legal history as a distinct academic discipline. While facilitating a much needed dialogue between comparatists and legal historians, this research handbook examines methodologies in this emerging field and reconsiders legal concepts and institutions like custom, civil procedure, and codification from a comparative legal history perspective.

**The Oxford Handbook of European Legal History** - Heikki Pihlajamäki 2018-06-28 European law, including both civil law and common law, has gone through several major phases of expansion in the world. European legal history thus also is a history of legal transplants and cultural borrowings, which national legal histories as products of nineteenth-century historicism have until recently largely left unconsidered. The Handbook of European Legal History supplies its readers with an overview of the different phases of European legal history in the light of today's state-of-the-art research, by offering cutting-edge views on research questions currently emerging in international discussions. The Handbook takes a broad approach to its subject matter both nationally and systemically. Unlike traditional European legal histories, which tend to concentrate on "heartlands" of Europe (notably Italy and Germany), the Europe of the Handbook is more versatile and nuanced, taking into consideration the legal developments in Europe's geographical "fringes" such as Scandinavia and Eastern Europe. The Handbook covers all major time periods, from the ancient Greek law to the twenty-first century. Contributors include acknowledged leaders in the field as well as rising talents, representing a wide range of legal systems, methodologies, areas of expertise and research agendas.

**The Oxford Handbook of English Law and Literature, 1500-1700** - Lorna Hutson 2017-06-15 This Handbook triangulates the disciplines of history, legal history, and literature to produce a new, interdisciplinary framework for the study of early modern England. Scholars of early modern English literature and history have increasingly found that an understanding of how people in the past thought about and used the law is key to understanding early modern familial and social relations as well as important aspects of the political revolution and the emergence of capitalism. Judicial or forensic rhetoric has been shown to foster new habits of literary composition (poetry and drama) and new processes of fact-finding and evidence evaluation. In addition, the post-Reformation jurisdictional dominance of the common law produced new ways of drawing the boundaries between private conscience and public accountability. Accordingly, historians, critics, and legal historians come together in this Handbook to develop accounts of the past that are attentive to the legally purposeful or fictional shaping of events in the historical archive. They also contribute to a transformation of our understanding of the place of forensic modes of inquiry in the creation of imaginative fiction and drama. Chapters in the Handbook approach, from a diversity of perspectives, topics including...
forensic rhetoric, humanist and legal education, Inns of Court revels, drama, poetry, emblem books, marriage and divorce, witchcraft, contract, property, imagination, oaths, evidence, community, local government, legal reform, libel, censorship, authorship, torture, slavery, liberty, due process, the nation state, colonialism, and empire.

**Equity in the Civil Law Tradition** - Renato Resende Beneduzi 2021 This is a book on equity in the civil law tradition from the double perspective of legal history and comparative law. It is intended not only for civil lawyers who want to better understand the role and history of equity in their own legal tradition, but also and perhaps more saliently for common lawyers who are curious about why the history of equity has unfolded so differently on the continent of Europe and in Latin America. The author begins with the investigation of the philosophical foundations of the Western notion of equity in the teachings of Plato and Aristotle and of how their ideas affected the works of the great Attic orators (chapter 2). He then addresses the way in which Roman law turned this notion into a legal concept of considerable practical importance (chapter 3) and how it survived the fall of Rome and was later elaborated in the Middle Ages by civilists and canonists (chapter 4). Subsequently, the author analyses how the notion of equity was dealt with in the Modern Era by legal humanists, Protestant and Catholic theologians, scholars of the usus modernus pandectarum and of Roman-Dutch law, and then by legal rationalism and the philosophers of the Enlightenment (chapter 5). He then deals with the history of equity on the continent since the fragmentation of the ius commune and the codifications of the nineteenth century and with its reception in Latin America (chapter 6). Finally, the author offers some closing remarks on the fundamental equivocalness (or relativity, as some scholars put it) of the notion of equity in the civil law tradition today (conclusion).

**War and Peace** - Valentina Vadi 2020-05-18 In War and Peace, Valentina Vadi investigates Alberico Gentili’s contribution to the development of the early modern law of nations. Gentili discussed issues that remain topical today, including the clash of civilizations, the conduct of war, and the maintenance of peace.

**Roman Law and the Idea of Europe** - Kaius Tuori 2018-12-27 Roman law is widely considered to be the foundation of European legal culture and an inherent source of unity within European law. Roman Law and the Idea of Europe explores the emergence of this idea of Roman law as an idealized shared heritage, tracing its origins among exiled German scholars in Britain during the Nazi regime. The book follows the spread and influence of these ideas in Europe after the war as part of the larger enthusiasm for European unity. It argues that the rise of the importance of Roman law was a reaction against the crisis of jurisprudence in the face of Nazi ideas of racial and ultranationalistic law, leading to the establishment of the idea of Europe founded on shared legal principles. With contributions from leading academics in the field as well as established younger scholars, this volume will be of immense interests to anyone studying intellectual history, legal history, political history and Roman law in the context of Europe. Available via Open Access on Bloomsbury Collections (https://www.bloomsburycollections.com/).

**Custom, Law, and Monarchy** - Marie Seong-Hak Kim 2021-10-14 Custom, Law, and Monarchy explores how law evolved in early modern France, from an amalgam of customs, Roman and canon law, royal edicts, and judicial decisions, to the unified Civil Code of 1804. In exploring the history of this codification of law, Marie Seong-Hak Kim lays out a new way of understanding French history.

**Law and the Christian Tradition in Italy** - Orazio Condorelli 2020-07-02 Firmly rooted on Roman and canon law, Italian legal culture has had an impressive influence on the civil law tradition from the Middle Ages to present day, and it is rightly regarded as “the cradle of the European legal culture.” Along with Justinian’s compilation, the US Constitution, and the French Civil Code, the Decretum of Master Gratian or the so-called Glossa ordinaria of Accursius are one of the few legal sources that have influenced the entire world for centuries. This volume explores a millennium-long story of law and religion in Italy through a series of twenty-six biographical chapters written by distinguished legal scholars and historians from Italy.
and around the world. The chapters range from the first Italian civilians and canonists, Irnerius and Gratian in the early twelfth century, to the leading architect of the Second Vatican Council, Pope Paul VI. Between these two bookends, this volume offers notable case studies of familiar civilians like Bartolo, Baldo, and Gentili and familiar canonists like Hostiensis, Panormitanus, and Gasparru but also a number of other jurists in the broadest sense who deserve much more attention especially outside of Italy. This diversity of international and methodological perspectives gives the volume its unique character. The book will be essential reading for academics working in the areas of Legal History, Law and Religion, and Constitutional Law and will appeal to scholars, lawyers, and students interested in the interplay between religion and law in the era of globalization.

**Christianity and Global Law** Rafael Domingo 2020-04-15

This book explores both historical and contemporary Christian sources and dimensions of global law and includes critical perspectives from various religious and philosophical traditions. Two dozen leading scholars discuss the constituent principles of this new global legal order historically, comparatively, and currently. The first part uses a historical-biographical approach to study a few of the major Christian architects of global law and transnational legal theory, from St. Paul to Jacques Maritain. The second part distills the deep Christian sources and dimensions of the main principles of global law, historically and today, separating out the distinct Catholic, Protestant, and Orthodox Christian contributions as appropriate. Finally, the authors address a number of pressing global issues and challenges, where a Christian-informed legal perspective can and should have deep purchase and influence. The work makes no claim that Christianity is the only historical shaper of global law, nor that it should monopolize the theory and practice of global law today. But the book does insist that Christianity, as one of the world’s great religions, has deep norms and practices, ideas and institutions, prophets and procedures that can be of benefit as the world struggles to find global legal resources to confront humanity’s greatest challenges. The volume will be an essential resource for academics and researchers working in the areas of law and religion, transnational law, legal philosophy, and legal history.

**The Oxford Handbook of Legal History** Markus D. Dubber 2018-08-02

Some of the most exciting and innovative legal scholarship has been driven by historical curiosity. Legal history today comes in a fascinating array of shapes and sizes, from microhistory to global intellectual history. Legal history has expanded beyond traditional parochial boundaries to become increasingly international and comparative in scope and orientation. Drawing on scholarship from around the world, and representing a variety of methodological approaches, areas of expertise, and research agendas, this timely compendium takes stock of legal history and methodology and reflects on the various modes of the historical analysis of law, past, present, and future. Part I explores the relationship between legal history and other disciplinary perspectives including economic, philosophical, comparative, literary, and rhetorical analysis of law. Part II considers various approaches to legal history, including legal history as doctrinal, intellectual, or social history. Part III focuses on the interrelation between legal history and jurisprudence by investigating the role and conception of historical inquiry in various models, schools, and movements of legal thought. Part IV traces the place and pursuit of historical analysis in various legal systems and traditions across time, cultures, and space. Finally, Part V narrows the Handbooks focus to explore several examples of legal history in action, including its use in various legal doctrinal contexts.

**Charles Areskine’s Library** Karen Baston 2016-04-06

In Charles Areskine’s Library, Karen Baston uses a detailed study of an eighteenth-century Scottish advocate’s private book collection to explore key themes of the Scottish Enlightenment including secularisation, modernisation, internationalisation, and the development of legal literature in Scotland.

**De rebus divinis et humanis** Martin Schermaier 2019-05-20

Stationen seiner Tätigkeit spiegeln zwei seiner Schwerpunkte wieder: die Kirchen(rechts)geschichte einerseits und das klassische römische Recht und die Geschichte des römischen Rechts in Europa andererseits. In glücklicher Weise konnte Jan Hallebeek sein Engagement für die Altkatholische Kirche mit seiner Arbeit als Forscher verbinden. Die Beiträger greifen das breite rechtshistorische und kirchenrechtliche Spektrum auf, das der Jubilar in seiner eigenen Arbeit aufgespannt hat. Jan Hallebeek will become emeritus in April 2019. That will mark an end to his professional career as Researcher and Lecturer on a Royal Netherlands Academy of Arts and Sciences post (1989–1999), as Professor Extraordinarius at the Theological Faculty of the University of Utrecht (1997–2006), and as Professor on the Chair of Legal History at the Vrije Universiteit Amsterdam (from 1999 onwards). These positions reflect two focal points of his research: on the one hand Church history and Canon Law, on the other hand classical and particularly medieval Roman law and their history. They matched very felicitously his engagement for and in the Old-Catholic Church. The contributions centre on the themes and questions the honorand has pursued in his work till now.

**Preclassical Conflict of Laws** - Nikitas E. Hatzimihail 2021-07-22
Showcases a novel method for approaching private international law combining theoretical insight, textual analysis and historical context.

**The Historical Foundations of Grotius’ Analysis of Delict** - Joe Sampson 2017-11-16
The Historical Foundations of Grotius’ Analysis of Delict explores the origins of the generalised model of liability for wrongdoing presented in the writings of Grotius, analysing the extent to which earlier civilian and theological doctrines shaped his views.

**Equity in Early Modern Legal Scholarship** - Lorenzo Maniscalco 2020-07-20
Equity in Early Modern Legal Scholarship offers a comprehensive account of the development of equity by legal writers in the early modern period, unearthing a time of lively debate about its nature and function.

**Episodes in the Life of the Early Modern Learned Book** - Ian Maclean 2020-10-26
In Episodes, Ian Maclean investigates the ways in which the book trade operated through book fairs, and interacted with academic institutions, journals and intellectual life in various European settings (Germany, Italy, the Netherlands and England) in the long seventeenth century.

**Great Christian Jurists in French History** - Olivier Descamps 2019-05-16
French legal culture, from the Middle Ages to the present day, has had an impressive influence on legal norms and institutions that have emerged in Europe and the Americas, as well as in Asian and African countries. This volume examines the lives of twenty-seven key legal thinkers in French history, with a focus on how their Christian faith and ideals were a factor in framing the evolution of French jurisprudence. Professors Olivier Descamps and Rafael Domingo bring together this diverse group of distinguished legal scholars and historians to provide a unique comparative study of law and religion that will be of value to scholars, lawyers, and students. The collaboration among French and non-French scholars, and the diversity of international and methodological perspectives, gives this volume its own unique character and value to add to this fascinating series.

**Roman Law Before the Twelve Tables** - Associate Professor of Art History Sinclair W Bell 2021-11-30
Challenges current orthodox views about the origins of Roman law Bringing together a team of international experts from different subject areas - including law, history, archaeology and anthropology - this book re-evaluates the traditional narratives surrounding the origins of Roman law before the enactment of the Twelve Tables. Much is now known about the archaic period, relevant evidence from later periods continues to emerge and new methodologies bring the promise of interpretive inroads. This book explores whether, in light of recent developments in these fields, the earliest history of Roman law should be reconsidered. Drawing upon the critical axioms of contemporary sociological and anthropological theory, the contributors yield new insights
and offer new perspectives on Rome’s early legal history. In doing so, they seek to revise our understanding of Roman legal history as well as to enrich our appreciation of its culture as a whole. Key Features - Re-evaluates current debates surrounding the origins, nature and legacy of Roman law - Brings together an international and interdisciplinary range of contributors - Looks beyond the solitary context of Roman law's origins by drawing upon the critical axioms of anthropological theory - Includes an up-to-date study of legal texts from other early Italic societies, incorporating important recent archaeological discoveries

Sinclair W. Bell is Professor of Art History at Northern Illinois University. His research focuses on Etruscan and Roman art and archaeology. Paul J. du Plessis is Professor of Roman Law at the University of Edinburgh. His research focuses predominantly on the multifaceted and complex set of relationships between law and society in a historical context. Cover image: (c) Museo Nacional del Prado Cover design: [EUP logo] edinburghuniversitypress.com ISBN 978-1-4744-4396-8

The Invention of Custom - Francesca Iurlaro 2022-01-20 This book tells the neglected story of the relationship between custom and the European natural law and ius gentium tradition. It explores what cultural values and practices facilitated the emergence of custom and rendered it into as a source of the law of nations, and how they did so.

The Renaissance of Roman Colonization - Jeremia Pelgrom 2021-01-26 Bringing together experts on Roman history, the history of classical scholarship, and the history of international law, this book analyzes the context, making, and impact of the great Italian Renaissance scholar Carlo Sagonio (1522/3-84) and his reconstruction of the Roman colonial model.

Hugo Grotius’s Remonstrantie of 1615 - David Kromhout 2019-04-09 Grotius’ Remonstrantie, being his recommendations to the States of Holland on the subject of the admission of the Jews in the Dutch Republic, offers insight in the political and religious constraints and in Grotius’ carefully crafted line of thought and reasoning.

Inscribing Knowledge in the Medieval Book - Rosalind Brown-Grant 2020-01-20 This collection of essays examines how the paratextual apparatus of medieval manuscripts both inscribes and expresses power relations between the producers and consumers of knowledge in this important period of intellectual history. It seeks to define which paratextual features - annotations, commentaries, corrections, glosses, images, prologues, rubrics, and titles - are common to manuscripts from different branches of medieval knowledge and how they function in any particular discipline. It reveals how these visual expressions of power that organize and compile thought on the written page are consciously applied, negotiated or resisted by authors, scribes, artists, patrons and readers. This collection, which brings together scholars from the history of the book, law, science, medicine, literature, art, philosophy and music, interrogates the role played by paratexts in establishing authority, constructing bodies of knowledge, promoting education, shaping reader response, and preserving or subverting tradition in medieval manuscript culture.

European International Law Traditions - Peter Hilpold 2020-11-20 International Law is usually considered, at least initially, to be a unitary legal order that is not subject to different national approaches. Ex definition it should be an order that transcends the national, and one that merges national perspectives into a higher understanding of law. It gains broad recognition precisely because it gives expression to a common consensus transcending national positions. The reality, however, is quite different. Individual countries’ approaches to International Law, and the meanings attached to different concepts, often diverge considerably. The result is a lack of comprehension that can ultimately lead to outright conflicts. In this book, several renowned international lawyers engage in an enquiry directed at sorting out how different European nations have contributed to the development of International Law, and how various national approaches to International Law differ. In doing so, their goal is to promote a better understanding of theory and practice in International Law. /div

Chapter “What Are and to What Avail Do We Study European International Law Traditions?” is available open access under a Creative Commons Attribution 4.0 International License via link.springer.com.
Reassessing Law Schooling - Jack Himmelstein 1976

Reassessing Law Schooling - 1980

Research Handbook on the Theory and History of International Law - Alexander Orakhelashvili 2011-01-01 This pioneering Research Handbook with contributions from renowned experts, provides a comprehensive scholarly framework for analyzing the theory and history of international law. Given the multiplication of theoretical approaches over the last three decades, and attendant fragmentation of scholarly efforts, this edited collection presents a useful doctrinal platform that will help academics and students to see the theory and history of international law in its entirety, and to understand how interdependent various aspects of the theory and history of international law really are. Being the first comprehensive analysis of theory and history of international law, this unique book will be of great benefit to academics and students of international politics, ethics and philosophy.

A History of Law in Europe - Antonio Padoa-Schioppa 2017-08-03 The first English translation of a comprehensive legal history of Europe from the early middle ages to the twentieth century, encompassing both the common aspects and the original developments of different countries. As well as legal scholars and professionals, it will appeal to those interested in the general history of European civilisation.

The Roman Foundations of the Law of Nations - Benedict Kingsbury 2010-12-09 This book explores ways in which both the theory and the practice of international politics was built upon Roman private and public law foundations on a variety of issues including the organization and limitation of war, peace settlements, embassies, commerce, and shipping.