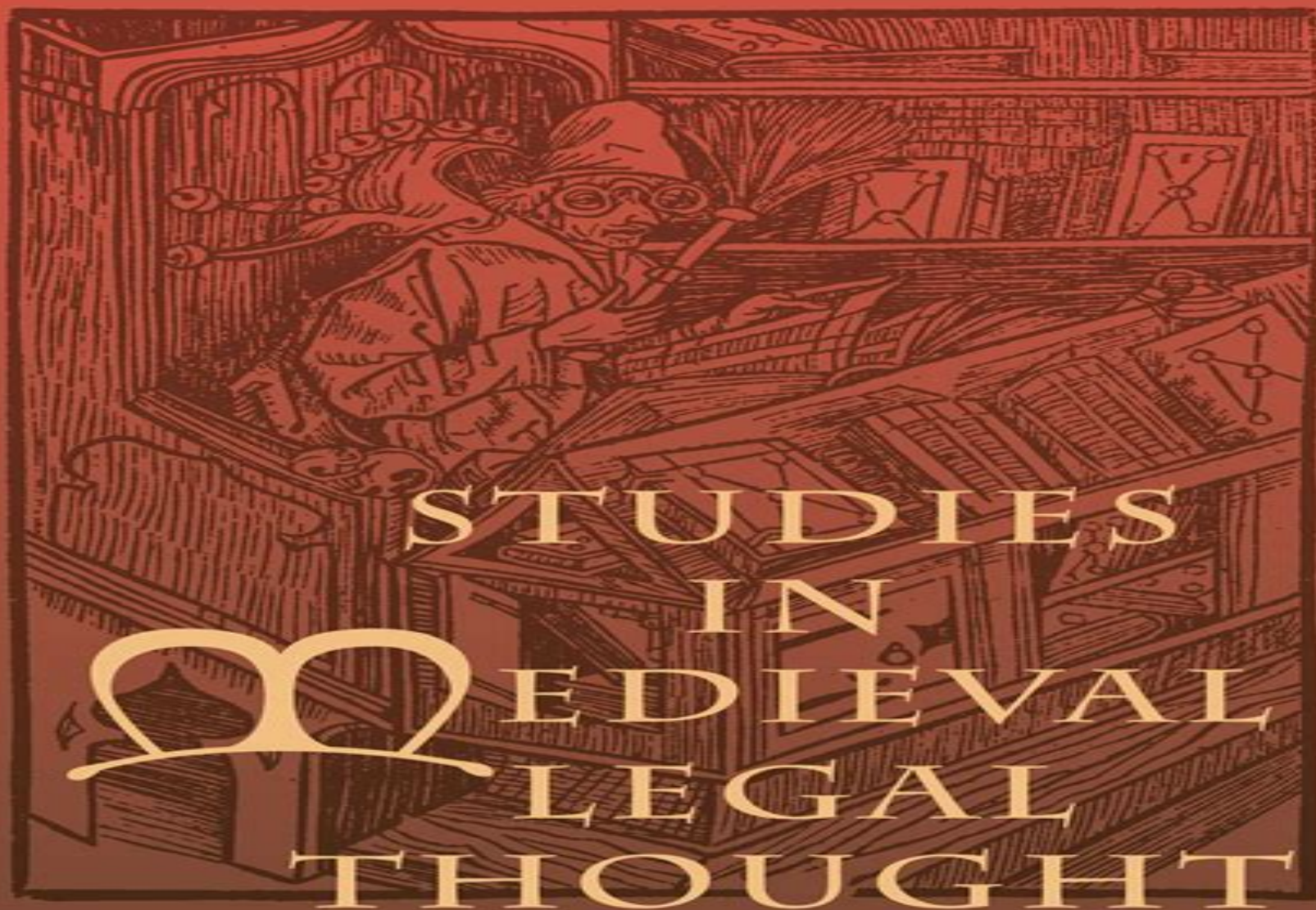


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*Public Law and the State 1100–1322*

# Studies In Medieval Legal Thought Public Law And The State 1100 13

**W. M. Ormrod**



### **Studies In Medieval Legal Thought Public Law And The State 1100 13:**

Studies in Medieval Legal Thought Gaines Post, 2006 Roman Law's Influence on Public Law and the State This collection of eleven distinguished essays explores the revival of Roman law and its subsequent influence on the development of public law and early modern theories of the state This very fine book deserves to be judged as something more than a mere collection of scattered essays There is an impressive unity of thought and argument running through all the various studies and together they form a coherent and extremely valuable contribution to a recent movement of thought that has been reshaping our understanding of the principles on which medieval government was based Brian Tierney Harvard Law Review 78 1964 1965 1502 GAINES POST 1902 1987 received an M A in 1925 and Ph D in 1931 at Harvard University He researched medieval history and culture at the Ecole de Chartres in France from 1927 1928 and also conducted research in Italy Germany and England Post was a member of the Department of History at the University of Wisconsin Madison from 1935 to 1941 a lecturer at the Riccoboro Seminar in 1947 and a lecturer at the Medieval Institute at the University of Notre Dame Some of his many accomplishments include a Fulbright research award to France in 1951 1952 two Guggenheim Fellowships 1939 1940 and 1955 1956 and an honorary fellowship in the American Society for Legal History While an instructor at Princeton University from 1959 1960 he was the chairman of the Institute of Research and Study in Medieval Canon Law In 1954 he accepted a faculty position at Princeton University where he remained until his retirement in 1970

A History of Western Public Law Bruno Aguilera-Barchet, 2014-12-31 The book outlines the historical development of Public Law and the state from ancient times to the modern day offering an account of relevant events in parallel with a general historical background establishing and explaining the relationships between political religious and economic events

**Medieval Foundations of International Relations** William Bain, 2016-07-15 The purpose of this volume is to explore the medieval inheritance of modern international relations Recent years have seen a flourishing of work on the history of international political thought but the bulk of this has focused on the early modern and modern periods leaving continuities with the medieval world largely ignored The medieval is often used as a synonym for the barbaric and obsolete yet this picture does not match that found in relevant work in the history of political thought The book thus offers a chance to correct this misconception of the evolution of Western international thought highlighting that the history of international thought should be regarded as an important dimension of thinking about the international and one that should not be consigned to history departments Questions addressed include what is the medieval influence on modern conception of rights law and community how have medieval ideas shaped modern conceptions of self determination consent and legitimacy are there medieval answers to modern questions is the modern world still working its way through the Middle Ages to what extent is the modern outlook genuinely secular is there a theology of international relations what are the implications of continuity for predominant historical narrative of the emergence and expansion of international society Medieval and modern are certainly

different however this collection of essays proceeds from the conviction that the modern world was not built on a new plot with new building materials. Instead it was constructed out of the rubble that is the raw materials of the Middle Ages. This will be of great interest to students and scholars of IR theory and political theory.

**English Identity and Political Culture in the Fourteenth Century** Andrea Ruddick, 2013-11-21. This broad ranging study explores the nature of national sentiment in fourteenth century England and sets it in its political and constitutional context for the first time. Andrea Ruddick reveals that despite the problematic relationship between nationality and subjecthood in the king of England's domains a sense of English identity was deeply embedded in the mindset of a significant section of political society. Using previously neglected official records as well as familiar literary sources the book reassesses the role of the English language in fourteenth century national sentiment and questions the traditional reliance on the English vernacular as an index of national feeling. Positioning national identity as central to our understanding of late medieval society culture religion and politics the book represents a significant contribution not only to the political history of late medieval England but also to the growing debate on the nature and origins of states nations and nationalism in Europe.

The Cambridge History of Medieval Philosophy Robert Pasnau, Christina van Dyke, 2014-06-19. The Cambridge History of Medieval Philosophy comprises over fifty specially commissioned essays by experts on the philosophy of this period. Starting in the late eighth century with the renewal of learning some centuries after the fall of the Roman Empire a sequence of chapters takes the reader through developments in many and varied fields including logic and language natural philosophy ethics metaphysics and theology. Close attention is paid to the context of medieval philosophy with discussions of the rise of the universities and developments in the cultural and linguistic spheres. A striking feature is the continuous coverage of Islamic Jewish and Christian material. There are useful biographies of the philosophers and a comprehensive bibliography. The volumes illuminate a rich and remarkable period in the history of philosophy and will be the authoritative source on medieval philosophy for the next generation of scholars and students alike.

**Fourteenth Century England VII** W. M. Ormrod, 2012. This series provides a forum for the most recent research into the political social and ecclesiastical history of the 14th century.

Rethinking France Pierre Nora, 2001. How do we visualize a state or a nation? Some might imagine territory the borders that divide countries that mark the space where power is exercised and history evolves. Others might picture natural aspects like mountains rivers and landscapes that make their own country distinct. For Pierre Nora these are historical and geographical conceptions of space. And in the case of the French these conceptions are not separate but instead uniquely linked. They are key to understanding French national identity. In *Space* the second volume in the University of Chicago Press's translation of Nora's ambitious *Les Lieux de memoire* a group of France's leading historians and cultural commentators call attention to the meaning of space for the French and the firm connection between the nation's history and its geography. The essays gathered here cover the most essential approaches to French space external and internal boundaries the base unit of local space and the mental

construction that gives a general idea of the concept of landscape The analyses focus on three aspects of natural boundaries the forest the north and the south and the coastline Each region of France they show is a space of memory that is the fruit of all the knowledge that gives it shape statistical cartographical geological and historical A crucial piece in Nora's profound historical project on the way the French understand themselves this volume will be appreciated by any critical thinker with an interest in French history politics culture or philosophy

**A Continental Distinction in the Common Law** John W. F. Allison, 2000 The development of an autonomous English public law has been accompanied by persistent problems a lack of systematic principles dissatisfaction with judicial procedures and uncertainty about the judicial role It has provoked an ongoing debate on the very desirability of the distinction between public and private law In this debate a historical and comparative perspective has been lacking A Continental Distinction in the Common Law introduces such a perspective It compares the recent emergence of a significant English distinction with the entrenchment of the traditional French distinction It explains how persistent problems of English public law are related to fundamental differences between the English and French legal and political traditions differences in their conception of the state administration their approach to law their separation of powers and their judicial procedures in public law cases The author argues that a satisfactory distinction between public and private law depends on a particular legal and political context a context which was evident in late nineteenth century France and is absent in twentieth century England He concludes by identifying the far reaching theoretical institutional and procedural changes required to accommodate English public law

A Renaissance Reclaimed Stefan Bauer, Simon Ditchfield, 2022-03-24 A Renaissance Reclaimed reconsiders an essay Versuch seen by many as the greatest work of cultural history ever written the Civilisation of the Renaissance in Italy 1860 by the Swiss Jacob Burckhardt The contributors also investigate the ways in which this work was also a product of its time and place

*Emperor of Culture* Robert I. Burns, S.J., 2015-09-30 Alfonso X of Castile 1252-1284 was a true philosopher king a medieval monarch whose contributions to science music historiography poetry fiction and art have had lasting influence His grand vision was to bring Castile into the mainstream of high civilization and to create a united artistic and religious people To that end he established Castilian as a proper language it is now the fourth most spoken in the world and wrote one of the most extensive and influential law codes in western history After centuries of attention to the northern European countries scholars increasingly are turning to Hispanic countries in general and to Alfonso's vast influence in particular The contributors to this volume are all Alfonsine experts who offer the broadest and most comprehensive survey of the ruler's cultural influence Their topics include Alfonso's role in the founding of Castilian his patronage of art and theatre his scientific projects his rhetoric and chancery his link to Dante his achievements as historian and troubadour and his contribution as the greatest lawgiver of his time Emperor of Culture fills a gap in English language studies of Alfonso's vast influence It will be valuable to all students and scholars of medieval Spain

The Romance of the Rose and the Making of Fourteenth-Century English Literature Philip

Knox,2022-02-17 The Romance of the Rose had a transformative effect on the multilingual literary culture of fourteenth century England leaving more material evidence for late medieval English speaking readers than any other vernacular literary work from mainland Europe This book examines its decisive effect on English literature of the fourteenth century and new literary experiments it provoked from writers such as Geoffrey Chaucer John Gower William Langland and the author of Sir Gawain and the Green Knight Linking the English afterlife of the Rose to a host of ongoing cultural developments in mainland Europe The Romance of the Rose and the Making of Fourteenth Century English Literature reveals the deep interconnectedness of English and European literary culture Examining courtly clerical and classicising orientations towards the text it presents new arguments for the place of the Rose at the centre of fourteenth century English literature and explores its rich manuscript history to reveal new evidence about the cultural significance of this love allegory from thirteenth century France The chapters avoid an author centred approach arranging readings of the Rose and its relation with English literature in constellations that reveal complex unfolding inter relation of the diverse readings of the Rose that took place in fourteenth century England      The General Chapter in a Religious Institute Elizabeth M. Cotter,2008 This book examines the historical antecedents of the concept of general chapter the supreme authority in an institute of consecrated life This provides the basis for an examination of the contemporary understanding of the nature of its power and authority as portrayed in the 1983 Code of Canon Law The general chapter is analysed in terms of its juridic status collegial nature participative character and representative function as well as its dynamic aspects and faith dimension The author applies the findings to one institute of consecrated life Institute of the Blessed Virgin Mary Loreto Branch This application provides an example of the challenges inherent in working participatively and collaboratively within a hierarchical structure Because consecrated life has an inalienable ecclesial dimension understanding authority and power and their exercise in institutes of consecrated life has relevance for understanding authority and its exercise in other organs of authority at all levels in the church      **Medieval Canon Law** James A Brundage,2014-06-11 It is impossible to understand how the medieval church functioned and in turn influenced and controlled the lay world within its care without understanding the development character and impact of canon law its own distinctive law code However important this can seem a daunting subject to non specialists They have long needed an attractive but authoritative introduction avoiding arid technicalities and setting the subject in its widest context James Brundage s marvellously fluent and accessible book is the perfect answer it will be warmly welcomed by medievalists and students of ecclesiastical and legal history      **Law and the Imagination in Medieval Wales** Robin Chapman Stacey,2018-09-06 In Law and the Imagination in Medieval Wales Robin Chapman Stacey explores the idea of law as a form of political fiction a body of literature that blurs the lines generally drawn between the legal and literary genres She argues that for jurists of thirteenth century Wales legal writing was an intensely imaginative genre one acutely responsive to nationalist concerns and capable of reproducing them in sophisticated symbolic form She

identifies narrative devices and tropes running throughout successive revisions of legal texts that frame the body as an analogy for unity and for the court that equate maleness with authority and just rule and femaleness with its opposite and that employ descriptions of internal and external landscapes as metaphors for safety and peril respectively. Historians disagree about the context in which the lawbooks of medieval Wales should be read and interpreted. Some accept the claim that they originated in a council called by the tenth century king Hywel Dda while others see them less as a repository of ancient custom than as the Welsh response to the general resurgence in law taking place in western Europe. Stacey builds on the latter approach to argue that whatever their origins the lawbooks functioned in the thirteenth century as a critical venue for political commentary and debate on a wide range of subjects including the threat posed to native independence and identity by the encroaching English concerns about violence and disunity among the native Welsh abusive behavior on the part of native officials unwelcome changes in native practice concerning marriage divorce and inheritance and fears about the increasing political and economic role of women.

*Sovereignty in Transition* Neil Walker, 2003-11-28. *Sovereignty in Transition* brings together a group of leading scholars from law and cognate disciplines to assess contemporary developments in the framework of ideas and the variety of institutional forms associated with the concept of sovereignty. Sovereignty has been described as the main organising concept of the international society of states one which is traditionally central to the discipline and practice of both constitutional law and of international law. The volume asks to what extent and with what implications this centrality is challenged by contemporary developments that shift authority away from the state to new sub state supra state and non state forms. A particular focus of attention is the European Union and the relationship between the sovereignty traditions of various member states on the one hand and the new claims to authority made on behalf of the European Union itself on the other are examined. The collection also includes contributions from international law legal philosophy legal history political theory political science international relations and theology that seek to examine the state of the sovereignty debate in these disciplines in ways that throw light on the focal constitutional debate in the European Union.

*War, Government, and Society in the Medieval Crown of Aragon* Donald J. Kagay, 2024-10-28. The focus of this collection of articles by Donald J. Kagay is the effect of the expansion of royal government on the societies of the medieval Crown of Aragon. He shows how the extensive episodes of warfare during the 13th and 14th centuries served as a catalyst for the extension of the king's law and government across the varied topography and political landscape of eastern Spain. In the long conflicts against Spanish Islam and neighbouring Christian states the relationships of royal to customary law of monarchical to aristocratic power and of Christian to Jewish and Muslim populations all became issues that marked the transition of the medieval Crown of Aragon to the early modern states of Catalonia Aragon and Valencia and finally to the modern Spanish nation.

**Natural Law in Court** R. H. Helmholz, 2015-06-08. Natural law theory grounds human laws in universal truths of God's creation. The task of the judicial system was to build an edifice of positive law on natural law's

foundations R H Helmholz shows how lawyers and judges made and interpreted natural law arguments in the West and concludes that historically it has advanced the cause of justice      Tracing Nicholas of Cusa's Early Development Jovino de Guzman Miro,2009      Officers and Accountability in Medieval England 1170-1300 John Sabapathy,2014 The later twelfth and thirteenth centuries were a pivotal period for the development of European government and governance During this period a mentality took hold which trusted to procedures of accountability as a means of controlling officers conduct The mentality was not inherently new but it became qualitatively more complex and quantitatively more widespread in this period across European countries and across different sorts of officer The officers exposed to these methods were not just state ones but also seignorial ecclesiastical and university college officers as well as urban communal ones This comparative study surveys these officers and the practices used to regulate them in England It places them not only within a British context but also a wide European one and explores how administration law politics and norms tried to control the insolence of office The devices for institutionalising accountability analyzed here reflected an extraordinarily creative response in England and beyond to the problem of complex government inquests audits accounts scrutiny panels syndication Many of them have shaped the way in which we think about accountability today Some remain with us So too do their practical problems How can one delegate control effectively How does accountability relate to responsibility What relationship does accountability have with justice This study offers answers for these questions in the Middle Ages and is the first of its kind dedicated to an examination of this important topic in this period      Roadworks Valerie Allen,Ruth Evans,2016-01-01 A groundbreaking interdisciplinary study of roads and wayfinding in medieval England Wales and Scotland It looks afresh at the relationship between the road as a material condition of daily life and the formation of local and national communities



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