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BORKOWSKI'S TEXTBOOK ON
ROMAN LAW

SIXTH EDITION

PAUL J. DU PLESSIS



Textbook On Roman Law 3rd

RJ Shavelson



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Borkowski's Textbook on Roman Law Paul J. du Plessis, 2015 Borkowski's Textbook on Roman Law is the leading textbook in the field of Roman law and has been written with undergraduate students firmly in mind. The book provides an accessible and highly engaging account of Roman private law and civil procedure with coverage of all key topics including the Roman legal system and the law of persons, property and obligations. The author sets the law in its social and historical context and demonstrates the impact of Roman law on our modern legal systems. For the fifth edition, Paul du Plessis has included references to a wide range of scholarly texts to ground his judicious account of Roman law firmly in contemporary scholarship. He has also added examples from legal practice as well as truncated timelines at the start of each chapter to illustrate how the law developed over time. The book contains a wealth of learning features including chapter summaries, diagrams and maps. A major feature of the book is the inclusion throughout of extracts in translation from the most important sources of Roman law, the Digest and the Institutes of Justinian. Annotated further reading sections at the end of each chapter act as a guide to further enquiry. Online Resource Centre: The book is accompanied by an extensive Online Resource Centre containing the following resources: Self-test multiple choice questions, Interactive timeline, Biographies of key figures, Glossary of Latin terms, Annotated web links, Original Latin versions of the extracts from the Digest and the Institutes of Justinian, Examples of textual analysis of Roman law texts, Guide to the literature and sources of Roman law.

A Casebook on the Roman Law of Contracts Bruce W. Frier, 2021 Roman contract law has profoundly influenced subsequent legal systems throughout the world but is inarguably an important subject in its own right. This casebook introduces students to the rich body of Roman law concerning contracts between private individuals. In order to bring out the intricacy of Roman contract law, the casebook employs the case law method: actual Roman texts drawn from Justinian's Digest and other sources are presented both in Latin and English along with introductions and discussions that fill out the background of the cases and explore related legal issues. This method reflects the casuistic practices of the jurists themselves, concentrating on the fact-rich environment in which contracts are made and enforced while never losing sight of the broader principles upon which the jurists constructed the law. The casebook concentrates especially on stipulation and sale, which are particularly well represented in surviving sources. Beyond these and other standard contracts, the book also has chapters on the capacity to contract, the creation of third party rights and duties, and the main forms of unjustified enrichment. What students can hope to learn from this casebook is not only the general outlines and details of Roman contract law but also how the jurists developed such law out of rudimentary civil procedures. An online teacher's manual is available for instructors to access it; see page xxi of the Casebook.

Roman Law Rafael Domingo, 2018-04-17 Roman Law: An Introduction offers a clear and accessible introduction to Roman law for students of any legal tradition. In the thousand years between the Law of the Twelve Tables and Justinian's massive Codification, the Romans developed the most sophisticated and comprehensive secular legal system of

Antiquity which remains at the heart of the civil law tradition of Europe Latin America and some countries of Asia and Africa Roman lawyers created new legal concepts ideas rules and mechanisms that most Western legal systems still apply The study of Roman law thus facilitates understanding among people of different cultures by inspiring a kind of legal common sense and breadth of knowledge Based on over twenty five years experience teaching Roman law this volume offers a comprehensive examination of the subject as well as a historical introduction which contextualizes the Roman legal system for students who have no familiarity with Latin or knowledge of Roman history More than a compilation of legal facts the book captures the defining characteristics and principal achievements of Roman legal culture through a millennium of development

Principle and Pragmatism in Roman Law Benjamin Spagnolo, Joe Sampson, 2020-11-12 This edited collection presents an interesting and original series of essays on the roles of principle and pragmatism in Roman private law The book traverses key areas of Roman law to examine the explanatory power of and delineate interactions between abstract doctrinal principle and pragmatic real world problem solving Essays canvassing sources of law property succession contracts and delicts sketch the varied roles of theoretical narratives whether internal to Roman doctrine or derived from external influence and of practical policy based solutions in the jurists thought Principled reasoning in Roman juristic argument ranges from safeguarding commerce to the priority of acts or intentions in property transactions to notions of pietas to Platonic conceptions of the market Pragmatism is discernible in myriad ways from divergence between form and substance to extension of legal rules for economic social or political utility to emphasis on what parties did rather than what they said The distinctive contribution of the book is its survey of different manifestations of principle and pragmatism across Roman private law The essays by eminent as well as emerging academics will stimulate debate about the roles principle and pragmatism play in juristic argument and will be of interest to both scholars and students of Roman law

Roman Law and the Origins of the Civil Law Tradition George Mousourakis, 2014-12-02 This unique publication offers a complete history of Roman law from its early beginnings through to its resurgence in Europe where it was widely applied until the eighteenth century Besides a detailed overview of the sources of Roman law the book also includes sections on private and criminal law and procedure with special attention given to those aspects of Roman law that have particular importance to today's lawyer The last three chapters of the book offer an overview of the history of Roman law from the early Middle Ages to modern times and illustrate the way in which Roman law furnished the basis of contemporary civil law systems In this part special attention is given to the factors that warranted the revival and subsequent reception of Roman law as the common law of Continental Europe Combining the perspectives of legal history with those of social and political history the book can be profitably read by students and scholars as well as by general readers with an interest in ancient and early European legal history The civil law tradition is the oldest legal tradition in the world today embracing many legal systems currently in force in Continental Europe Latin America and other parts of the world Despite the considerable differences in the substantive laws of civil law

countries a fundamental unity exists between them The most obvious element of unity is the fact that the civil law systems are all derived from the same sources and their legal institutions are classified in accordance with a commonly accepted scheme existing prior to their own development which they adopted and adapted at some stage in their history Roman law is both in point of time and range of influence the first catalyst in the evolution of the civil law tradition *The Digest of Roman Law* Justinian, 2007-02-22 Codified by Justinian I and published under his aegis in A D 533 this celebrated work of legal history forms a fascinating picture of ordinary life in Rome *Textbook on Roman Law* Andrew Borkowski, 1997 Roman law constitutes one of the most important and enduring legacies from the ancient world to the modern It has helped to shape many of the legal systems of today and continues to provide an invaluable introduction to the study of legal concepts The book provides students with an exposition of Roman civil law and procedure setting the law in the context of the history of Rome and keeping the use of Latin phrases to a minimum A major feature of the book is the use of texts from the ultimate source of Roman law the Digest of Justinian The texts serve to illustrate the law and to make it more vivid for the reader Emphasis is placed on the influence of Roman law on the modern world and more extensive reference to the fruits of Roman law scholarship *A Companion to Justinian's Institutes* Ernest Metzger, 1998 The Corpus Iuris Civilis a distillation of the entire body of Roman law was directed by the Emperor Justinian and published in a d 533 The Institutes the briefest of the four works that make up the Corpus is considered to be the cradle of Roman law and remains the best and clearest introduction to the subject A Companion to Justinian's Institutes will assist the modern day reader of the Institutes and is specifically intended to accompany the translation by Peter Birks and Grant McLeod published by Cornell in 1987 The book offers an intelligent and lucid guide to the legal concepts in the Institutes The essays follow its structure and take up its principal subjects for example slavery marriage property and capital and noncapital crimes and give a thorough account of the law relating to each of them Throughout the authors explain technical Latin vocabulary and legal terms *Advance Tax Rulings and Principles of Law* Carlo Romano (juriste.), 2002 Comprehensive study on the advance tax ruling The main procedural and substantive elements of current tax rulings systems worldwide are investigated and the legal principles underlying advance tax rulings procedures in the United States the Netherlands and Italy are identified In the final chapters an overview of the status quo of advance tax rulings systems in the EU Member States is followed by a discussion concerning the harmonization of advance rulings systems in the European Union **Law and Life of Rome** John Anthony Crook, 1967 It is about Roman law in its social context an attempt to strengthen the bridge between two spheres of discourse about ancient Rome by using the institutions of the law to enlarge understanding of the society and bringing the evidence of the social and economic facts to bear on the rules of law

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