UNIVERSITÀ
DEGLI STUDI DI MILANO-BICOCCA

COURSE SYLLABUS

History of Medieval and Modern Law - M-Z

2425-1-A5810228-MZ

Learning objectives

This course provides a general overview of the history of the legal systems in order to discover their roots as well as to underline the effects of the social, economic, political, religious changes happened in the centuries and pick out how it has changed the way the law is interpreted, enforced, and tought. Students will be provided with knowledge of legal terms and categories both logical and conceptual. This course is also designed to help students understand the historical evolution of legal system, gain a critical awareness towards the law, study the past to acquire a broader understanding of the modern legal concepts, learn to know the main European schools of thoughts, adopt a comparative approach to study law.

Contents

The course aims to guide students through the history of law, from the medieval period to the Contemporary Age, in order to better understand the Present and its future developments. This course is also designed to help students understand the historical evolution of legal system, gain a critical awareness towards the law, study the past to acquire a broader understanding of the modern legal concepts, learn to know the main European schools of thoughts, adopt a comparative approach to study law.

Detailed program

Ancient roots. Church and Empire. The early Middle Ages: Roman law, Canon law, Germanic laws, customary law. Medieval Ius Commune. Civil and canon law. Transformations of the Modern Ages. The central courts. . Natural law. Enlightenment. Civil Codes. Criminal Codes. Interpretation of law

Prerequisites

Teaching methods

34 classroom lesson, 2 remote lessons

Assessment methods

The examination will be oral. There will be no written tests. The examination will consist of an interview on the topics covered in the lecture and the sources, or on the topics covered in the textbook, at the student's choice. The student will be asked to demonstrate in-depth knowledge of the syllabus, the ability to analyse critically, the development of dialectical reasoning and knowledge of legal phenomena in a diachronic process, linguistic skills and a basic understanding of the main legal institutions in their historical dimension. The ability to understand the evolution of each of the institutions studied will also be assessed. The interview will take into account the ability to reflect independently on the points under study, the ability to link the different historical periods, to understand their continuity and discontinuity, the ability to place facts and institutions in the historical and socio-cultural context of the time.

Textbooks and Reading Materials

a) Lecture noted and sources available on the e-learning website
or
b) A. PADOA SCHIOPPA, Storia del diritto in Europa. Dal medioevo all’età contemporanea, Il Mulino, Bologna, II edizione, 2016: capitoli 1-15, 21, 23, 27-29, 31, 32 (parr. 1-3), 34 (parr. 1, 2.4, 8), 37 (parr. 1-3) e le fonti disponibili sulla piattaforma e-learning and sources available on the e-learning website

Sustainable Development Goals

PEACE, JUSTICE AND STRONG INSTITUTIONS