

***Il XXIV Forum dell'Association of Young Legal Historians***  
(Varsavia, 14-16 giugno 2018)

1. Nelle giornate tra il 14 e il 16 giugno 2018 si è celebrato a Varsavia presso la Facoltà di Diritto e Amministrazione (Wydział Prawa i Administracji) della locale Università (Uniwersytet Warszawski) il XXIV Forum dell'Association of Young Legal Historians (AYLH), mentori gli infaticabili Marzena Wojtczak (Roman Law: Juridical Papyrology) e Tomasz Królasik (Legal History: Contemporary Period): l'iniziativa, che l'anno scorso si tenne a Napoli presso il Dipartimento di Giurisprudenza dell'Ateneo fridericiano grazie all'impegno di chi scrive questa breve cronaca (IUS/18) e Virginia Amorosi (IUS/19), è stato anche questa volta un importante momento d'incontro tra giovani studiosi provenienti da tutta Europa e oltre.

La cerimonia inaugurale, nella splendida cornice di Palazzo Tyszkiewiczów-Potockich, ha visto un intervento di Omer Aloni, organizzatore del XXI Forum a Tel Aviv, sul valore dell'incoraggiamento alla ricerca e una lezione del Prof. M. Wryzykowski sulla storia costituzionale polacca soprattutto recente (*Polish Constitutionalism – A History Lesson?*) insieme con i contributi di due valenti ricercatrici, l'una a Heidelberg e l'altra a Varsavia, M. Nowak (*Between Law and Life: Constantine's Laws on Illegitimate Children*) e M. Sandowicz (*Tracing Legal Norms in Ancient Mesopotamia*).

2. Durante i giorni successivi tre sessioni parallele, tre al mattino e due al pomeriggio il primo giorno e una soltanto il secondo, per un totale di venti, sono state intitolate a diversi temi, nell'intento di specificare quello generale che era *Norms and Legal Practice: There and Back Again*.

Per il primo giorno registriamo al mattino *Antiquity. Roman Law in Context* (Chair M. Letteney, Princeton) (1), *Law and Society under Transformation* (J. Sowa, Varsavia) (2) e *Crime and Punishment* (T. Królasik) (3), quindi *Antiquity. Managing a State. Managing Estate* (D. Pitz, Tübingen) (4), *State and Law and Law Creation. Governance and Administration of Justice* (S. Zakroczymski, Varsavia) (5) e *Legal Thought: When Ideology Meets Law* (P. Cyuńczyk, Varsavia) (6); al pomeriggio *Antiquity. Contract Making – Norms and Legal Practice* (M. Nowak, Varsavia) (7), *State of Law and Law Creation. State and Constitutional Order* (A. Katančević, Belgrado) (8) e *Legal Thought: When Religion Meets Law* (W. Brzozowski, Varsavia) (9), quindi *Antiquity. Legal Coercition* (A. Grebieniow, Varsavia) (10) e ancora *State of Law and Law Creation. State and Constitutional Order* (J. Sowa, Varsavia) (11).

Per il secondo al mattino *Antiquity. Greece and Beyond* (V. M. Minale, Napoli) (12), *State of Law and Law Creation. Negotiating the Strategies for Law Creation* (J. Pokoj, Varsavia) (13) e *Courts of Law* (A. Moniuszko, Varsavia) (14), quindi *Commerce, Labour and Insurance I* (A. Klimaszewska, Varsavia) (15), ancora *State of Law and Law Creation. Negotiating the Strategies for Law Creation* (O. Aloni, Tel Aviv) (16) e *Marriage, Family and Succession* (P. Pomianowski, Varsavia) (17); al pomeriggio *Commerce, Labour and Insurance II* (K. Muszyński, Varsavia) (18), ancora *State of Law and Law Creation. Negotiating the Strategies*

for Law Creation (S. Vandenbogaerde, Ghent/Gand) (19) e *Proprietary Rights* (P. Dziwiński, Varsavia) (20).

Questo l'elenco degli intervenienti e dei loro interventi, come da tradizione tutti in lingua inglese, che sono stati ben settantuno: İ. S. Söğüt (Istanbul Kadir Has), *Intellectual Context of Roman Law*, J. Kulawiak-Cyrankowska (Łódź), *In Seneca We Trust? On the Utility of Roman Declamation in the Study of Roman Law*, A. Iacoboni (Parigi Sorbona), *The Legal Value of the mos maiorum in Cicero* e H. Tank (Birmingham), *Living with the Rules: Agency, Coercion, and Gender in Herodotus' Histories* (1), F. Cyuńczyk (Varsavia), *Legal Formation of the Societal Collective Memories in the Baltic States. A Comparison with the Other Post-communist States from the Region* e S. Zakroczyński (Varsavia), *How Totalitarian Experience Built Democratic Norms? The Struggle for Independent Judiciary in Poland. Conclusions from Talks with Professor Adam Strzembosz* (2), F. Godano (Bologna), *Ippolito Marsili: Between the Medieval Text and Modern praeprae*, B. Bochart (Parigi Panthéon-Assas), *The Evolution of Imprisonment as a Punishment in French Law: From Retention during Trial to General Sentence*, N. Picard (Parigi Sorbona), *Escaping the Guillotine: The Gap between Crimes Punishable by Death and Effective Death Sentences (France, 20<sup>th</sup> Century)* e I. Drócsa (Budapest Pázmány Péter), *The Transformation of the Political Crimes and Its Impact on the Hungarian Criminal Regulation in the Period of Interwar* (3), M. Letteney (Princeton), *The Codex Theodosianus in Its Christian Conceptual Frame*, V. Wyns (Leuven/Louvain), *Norms and Ideology in the Ptolemaic Justice System*, A. Skalec (Częstochowa Jan Długosz), *Norms and Legal Practice in Ancient Egypt – A Case of Irrigation System Management* e M. Wojtczak (Varsavia), *Legal Representation of Monastic Communities in the Light of Late Antique Papyri – When Norms Meet Legal Practice* (4), M. Pétervári (Szeged), *The Realisation of the First Hungarian Municipal Art Concerning the Districts*, S. Andonović (Belgrado), *The 1930 Yugoslavian Law on General Administrative Procedures Deadlines – Are We Faster Today?* e A. Katančević (Belgrado), *Tax Collectors as Legal Authorities in Medieval Serbia* (5), B. Rigó (Budapest Eötvös Loránd), *The Norms of Patriarchalism in James II's Political Writings and Their Practice in His Reign*, F. Hernández Fradejas (Valladolid), *The Economic and Legal Debate of Poverty in the School of Salamanca*, K. I. Schmidt (Princeton), *German Jurists and the Search for Life in Modern Legal Science. 1900-1939* e S. Vandenbogaerde (Ghent/Gand), *On the Crossroad of Norms and Legal Practice: Legal Periodicals during the Nazi-era* (6), M. Sukačić (Osijek Strossmayer), *Roman Sale on Approval in Practice*, S. Nemes (Budapest Eötvös Loránd), *Sale Contracts under the Cover of a Loan. Provincial Practice vs. Codified Roman Law* e A. Grebieniow (Varsavia), *Inheritance Contracts and Roman Law* (7), Z. Biró (Pécs), *The Foundational Documents of the Hungarian Historical Constitution*, D. Michalski (Gdąnsk), *The Constitutional Norms of the Constitution of Finland* e G. Bathó (National University of Public Services), *Government in Action on Itself* (8), J. Possemiers (Leuven/Louvain), *Theologians Studying Contract Law. A Comparative Introduction to Both Matthew of Kraków's and Konrad Summenhart's De Contractibus*, P. Dziwiński (Cracovia), *The Papal Practice of Anathema and Excommunication to Protect Ecclesiastical Interests in Thirteenth Century Poland. Case of Prince Henry the Bearded*, P. Alexandrowicz (Poznań), *Application of Law in Early Modern Casuistry:*

*The Example of Paolo Comitoli e R. Kaczmarczyk (Varsavia), Islamic Law and Practice – Legal Norms under the Pressure of Diverse Impact Factors* (9), D. Baudoin (Parigi Panthéon-Assas), *Norms and Legal Practice: The Adulterium in Roman Empire*, V.M. Minale (Napoli Federico II), *D. 29.5.14 (Volusius Maecianus' De iudiciis publicis libri XIV): An Intervention of the Jurisprudence concerning the Senatusconsultum Silanianum* ed E. Loska (Varsavia Cardinal Wyszyński), *On Prosecutor's Offences in Roman Criminal Law* (10), L. Declercq (Ghent/Gand), *The Advisers of the King in Belgium and Their Impact on Constitutional Law (1909-1951)*, M. Jarrige (Lorraine), *Dauphin of Viennois: The Juridical and Political Sovereignty on the Dauphiné by the Heirs Apparents of France (1349-1500)*, Ł. Gołaszewski (Varsavia), *Charges of Defamation of Marshal Piłsudski: Political trials in Interwar Poland* (11), T. Dularidze (Tbilisi), *Information Interchange and Relations between Ahhiyawa and the Hittite Empire*, S. Trierweiler (Strasbourg), *The Codification of Greek Laws and Its Application in the Emerging Cities (mid. 7<sup>th</sup>-6<sup>th</sup> cent. BC)*, J. Grochowski (Lublin John Paul II), *How Greeks Were Buying. Remarks to Comment of Gaius Considering Purchase Contracts* e A. Delios (Tracia Komotini), *The Protection of Families (oikoi) under Extinction by the Eponymus Archon in Ancient Athens: The Law and Its Application* (12), J. Wienert (Tübingen), *The Act of Publication. The Moment Law on the Books Turns into Being Law in Action?*, O. Aloni (Tel Aviv), *Conflicting Norms and Games of Honour: Reflections of Orientalist Perspectives in Early Israeli Law*, S. Baï (Lille-II), *The Colonial Norm in Algeria or the Adaptation of the Metropolitan Model* and W. Druwé (Leuven/Louvain), *Learned Law in Practice. Consilia in teh Low Countries (ca. 1500-ca. 1680)* (13), J. Hernandez (Parigi Panthéon-Assas), *People's Perception of Justice Administration through Procedural Claims in Parisian Third Order's Cahiers de Doléance (1614 and 1789)*, M. Vasara-Aaltonen (Turku), *The Legal Reality at Finnish Nineteenth-century Town Courts in Light of Their Cases*, K. Visnappu (Tartu), *The Role of the Supreme Court in Carrying Out of the Estonian Land Reform* e C. Passarella (Padova), *The Reform of the Assize Court in Italy Put to the test of Real Life: The Difficult Cohabitation between Professional Judges and Layman Assessors* (14), C. in't Veld (Brussels Vrije), *Norms and Legal Practice among Merchants in Lyon (1700-1730)*, I. Kotlyar (Tilburg), *Bankruptcy and the Pretorian Pledge: The Law of the Books and the Law in Action in the Early Modern Netherlands*, M. Moerman con P. Naaktgeboren (Maastricht), *Private Partnership in Early Modern Amsterdam and Antwerp* e J. Pokoj (Cracovia), *Between Law on the Books and Law in Action. Counteracting Speculation and Usury in Poland (1918-1920)* (15), W. De Rycke (Brussels Vrije), *Juridical Discourse during the Congresses of the Friends of Peace. 1843-1867*, H.-J. Nho (Tilburg), *Korea as a Double-periphery in International Law (1876-1895): The Discrepancy between Treaties and State Practice*, A. Verfaillie (Ghent/Gand), *Beyond Law on the Books: Amnesty International's Diplomacy at the United Nations (1961-present)* e P. Bajon (Frankfurt Max-Planck-Institut für Europäische Rechtsgeschichte), *The Decision taking Culture of the European Communities. 1966-1993* (16), A. Bańczyk (Cracovia), *Law in Books vs. Law in a Book. Literary Image of French Divorce Law after 1884 in Practice on Example of Bel Ami by Guy de Maupassants*, L. S. Coutinho (Lisbona), *Bigamists in Colonial Paraíba and the Inquisition: Cultural Practice and Legal Norms during the Colonisation of Brazil*, D. Frey

(Budapest Andrásy Gyula), *The Influence of the Roles of Succession in the Early 20<sup>th</sup> Century* e K. Kiirend-Pruuli (Tartu), *Constitution, Reality and Changes in Family Law in Estonia between 1928-1940* (17), S. A. Plasschaert (Brussels Vrije), *From Competing Corporations towards Communal Standard Contract Terms: Marine Insurance in France and Belgium (1815-18690)*, S. Ogis (Augsburg), *Comparison of marine, Life and Fire Insurance under the Concept of Indemnification from the Sixteenth Century onwards*, S. K. Karman (Augsburg), *The Influence of the Practice of Marine Insurance Concerning the Risks on the First Insurance Contract Legislation in France* e R. Merlot (Lille-II), *The Application of the 1889 French Law on Labour Accidents to Belgian Frontiers Workers* (18), I. Képešy (Budapest Eötvös Loránd), *The Consolidation of Hungarian Legal Practice with the Austrian Norms in 1861*, M. Gałędek (Gdańsk), *The Beginning of the Polish Debate on the Codification of Civil Law Following the Regaining of Independence in 1918*, A. Klimaszewska (Gdańsk), *Searching for National Components in Building Own Legal Culture – The Debate on the Legal Situation of Women in Interwar Poland* e M. Łysko (Białystok), *Women's Participation in Public Life on the Second Republic of Poland (1918-1939) – Norms and Legal Practice*(19), infine W. Bańczyk (Cracovia), *Entailed Estate in Polish Law from 16<sup>th</sup> to 20<sup>th</sup> Century – Preter-legal Development of the Institution Challenging General Rule of Equality* e D. Legeza (Budapest Hungarian Intellectual Property Office), *Mechanical (Reproduction) Right of Musical Works in the Belle Époque* (20).

3. La seconda giornata si è conclusa – la prima ha visto l'invito dei partecipanti a un rinfresco offerto dal Sindaco della città, Prof. Hanna Gronkiewicz-Waltz, la quale ha anche accordato il proprio patronato allo stesso Forum – con l'Assemblea dei soci, in cui è stata votata la prossima sede, che sarà Bruxelles.

Dopo un'altra edizione perfettamente riuscita, i componenti guardano fiduciosi al futuro, consapevoli di come questo del Forum dell'AYLH sia divenuto ormai un appuntamento quasi imprescindibile per molti giovani studiosi che si avviano o sono già avviati alla storia del diritto: il suo carattere, infatti, per così dire 'libero' consente un'ampia partecipazione, senza particolari limitazioni formali, che possiede il pregio di creare una vera e propria comunità scientifica, internazionale, che verosimilmente sarà in grado di conservarsi lungo il corso del tempo; del resto, è stato questo il senso delle parole pronunciate in apertura da Aloni e in chiusura sempre dall'autore della presente cronaca, in particolare nella prospettiva di un'analisi da parte di giovani storici del diritto dell'attuale crisi europea.

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