

Ettore Majorana Foundation and Centre for Scientific Culture

President and Director: Prof. Antonino Zichichi

INTERNATIONAL SCHOOL OF IUS COMMUNE

Directors of the School: M. Bellomo - K. Pennington - O. Condorelli - W. Decock

40th Course:

Ius commune and Western Society

ERICE-SICILY (on-line): 13-15 DECEMBER 2021

Directors of the Course

KENNETH PENNINGTON (CUA Washington) - ORAZIO CONDORELLI (Catania) – WIM DECOCK (Louvain-la Neuve)

Sponsored by the: The Italian Ministry of University and Research – Sicilian Regional Government – University of Catania

Lecturers and topics

“Ius civile” e “ius canonicum”. La ricerca di un coordinamento alla luce della più antica scienza giuridica
O. CONDORELLI, Università di Catania, IT

Pluralismo giuridico: dalla storia alla teoria, e ritorno. Otto von Gierke, Santi Romano e Francesco Calasso sulle istituzioni medievali
E. CONTE, Università di Roma Tre, IT

The concept of “iurisdictio” in the “ius commune”
S. LEPSIUS, Ludwig-Maximilians-Universität, München, DE

Promoting a culture of conciliation. The “ius commune” and early modern debates on settlement agreements (“transactiones”)
W. DECOCK, UCLouvain, BE

La conoscenza di Giustiniano nel “Regnum Siciliae” nell’età di Ruggero II
F. MARTINO, Università di Messina, IT

L’insegnamento del diritto a Bologna nell’età di Dante
A. PADOVANI, Università di Bologna, IT

“Ius commune” e “Ius Regni”
B. PASCUTA, Università di Palermo, IT

The meaning of “Ius commune” in Roman law, medieval law, and early modern law
K. PENNINGTON, Catholic University of America, Washington D.C., USA

Presentation of new researches on the “ius commune”

Purpose

The culture of the *Ius commune* existed in the very core of medieval society. Before it became a modern historiographical concept, the *Ius commune* was a living set of norms. To understand the concept and its various meanings between the ancient, medieval and modern ages is a task that is still relevant. The course intends to reframe a reflection on the theme that had energized nineteenth and twentieth-century historiography and jurisprudence. The *Ius commune* created a common set of legal principles and norms in medieval and early modern society that local and national legal systems incorporated into their laws and applied in their courts. Scholars had seen in the legal pluralism of medieval and modern legal systems a distinctive element lacking in contemporary legal thought (with the exception of

the attempts to fashion universal principles in modern international law). The course will reflect on some themes and fundamental moments in European legal history: the intersection of civil and canon law, the methods of teaching, the great medieval and early modern jurists, the conception of political power, the relationship between the *Ius commune* and local legal systems (*iura propria*), and the creation of specific legal institutes.

Persons wishing to attend the School are requested to write to:

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