

AS - VENETIAN LAW HISTORY [GIP4063968] (SILVIA GASPARINI) [vai alla versione italiano](#)

Organizzazione della didattica

Anno accademico 2021/22

Corso di studio GIURISPRUDENZA (DM270) [GI0270 2017]

Curriculum PERCORSO COMUNE [000ZZ]

Pagina pubblica nel sito di Ateneo

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Syllabus

Chiudi

Modifica testi

Prerequisiti in Inglese:

General information about the history of Europe and the Mediterranean area in the ancient, medieval and modern age. Basic legal and legal-historical concepts. The course of lessons provides the essentials in both areas through in-depth documents included in the study materials. National and international legal culture basics can thus be reviewed whenever necessary, so as to form a coherent, meaningful reference for the topics taught in the course of lessons.

Conoscenze, abilità e competenze da acquisire in Inglese:

Knowledge and understanding: The course of lessons aims at imparting adequate knowledge and methods about the origins and development of the Venetian government, law system and legal culture, as well as about the differences and similarities between the Venetian Republic and other medieval and modern institutions in Europe and the Mediterranean. The institutes of Venetian positive law are thus critically apprehended in their thousand-years evolution on the basis of the peculiar Venetian legal system as a whole, as well as through essential notions of economy and finance, politics and sociology. The fundamental character of the Venetian law system as an effective, remedial and jurisprudential alternative to the Romanistic, substantial and textual tradition is reviewed through the series of consistently pragmatic choices by which it was accrued. Under this aspect, the course of lessons coordinates with the obligatory course of Medieval and Modern Law History.

Applied knowledge and understanding: The theoretical knowledge and methods acquired are applied in the interpretation and contextualisation of archival and historiographical source materials from the medieval, modern and contemporary ages, relevant to the topics of the course of lessons. Access to historical documents allows the students to develop competence in applying the learned critical methods, principles and institutes to the solution of actual legal problems and cases, taking into account contextual social, economical and political data as well as knowledge of the cognitive processes involved in judicial problem-solving.

Critical competences: The comparison between the medieval and modern legal experiences in Venice, Europe and the Mediterranean on one side, and legal systems today on the other, allows for evaluation in historical perspective of the strengths and weaknesses implicit in government structures and legal systems. In particular, such a comparison outlines those solutions the results of which are not acceptable in the light of the basic legal principles and the protection of human rights generally accepted today. As a result, students shall acquire high-level competence in evaluating and critically appraising recurrent legal problems in the Venetian law system, focusing on their collective and individual import.

Communication: The materials of study require competence in fluid use of English as a vehicular language, as well as of non-translatable Venetian terms.

The course of lessons also includes contact with medieval Latin, which however is accompanied by translations. These linguistic tools aim at developing argumentative competences and the expression of personal evaluations about the

topics of the course of lessons with a high degree of precision in concepts and language.

Lifelong learning skills: The course trains in legal-historical research methods and a critical approach toward medieval and modern as well as contemporary archival and bibliographical sources, in order to highlight their chronological place, their social, economical and technical context as well as their broadly political aims.

Individual interview. The test develops from a first question, during the discussion of which more will be asked about particular features or links to other relevant topics.

In addition to the sessions of exams listed in the official calendar, as soon as office hours in presence will be once again allowed, i will resume verifications of competence during office days and hours. Students are invited to consult Moodle--Venetian Law History--Notizie recenti, in case unforeseen, occasional modifications should be made to the calendar and/or hours of office.

Modalita' di esame in Inglese:

The result of the verification is documented in a certificate delivered to the student; its validity does not expire.

The mark will be formalised during any of the following ordinary sessions of examinations. Therefore the students who undergo the verification must later enlist on UniWeb, after checking that their plan of studies is current and valid.

It is not necessary to answer to the call on the appointed day.

Erasmus students are invited to contact the professor in order to organise special calls for exams, suited to the timetable of their stay in Padova.

The student is evaluated for command of the topics touched upon in the course of lessons and especially their functional interrelations, as well as for method and results in approaching relevant archival and historiographical documents.

Criteri di valutazione in Inglese:

A critical knowledge of the timeline for the main events in the institutional and legal history of the Republic of Venice is necessary inasmuch as it reveals the development of the system under pressure from political, social and economical events.

The .pdf documents posted on the website specified below, but not included in the study materials for the current year, will not be the subject of questions during the test. However their knowledge through careful reading is assumed.

Contenuti in Inglese:

Introduction: topics to be treated, methods of approach, general information and conceptual elements; Before independence (antiquity-VIII century); Ducatus (742-1143); Comune (1143-1297); Republic (1297-1454); Dominions (1454-1797). See Moodle for details.

Lessons in the classroom will introduce the discipline and explain the specifics of each phase in the historical development of the Venetian institutions and law system, together with in-depth presentations of digitized images, documents and historiography.

Each year one wide monographical topic is chosen and explored with direct recourse to archival, bibliographical and historiographical sources.

Agenda 2030 for Sustainable Development

Attivita' di apprendimento previste e metodi di insegnamento in Inglese:

goal 3: Health and wellbeing, the professor aims her teaching and evaluation at a process of learning as free as possible from stress and fear, elements which have a damaging influence on proficiency as well as on the psycho-physical health and wellbeing of the students;

goal 4: Quality Instruction, the professor is ready to answer all questions asked by during lessons, as well as during office hours and through e-mail (silvia.gasparini@unipd.it);

goal 10: Reducing inequality, the professor provides study materials and evaluation procedures which aim to minimise disparities between the students who are present to the lessons and those who are not, with regard to their access to the opportunity of reaching optimal academic results, given that presence at lessons of an optional course is necessarily limited by the workload for prescribed courses.

Eventuali indicazioni sui The study materials are available online at the page:

materiali di
studio in Inglese:

<http://www.arielcaliban.org/paxtibimarce.htm>

All students shall study the chapters 1 to 5, plus the monographical topic for the current year, i.e. the documents in the section Custom and contracts.

The monographical topic for the year will apply to all students beginning with the first spring call for exams after the end of the course of lessons.

Testi di riferimento:

- Silvia Gasparini et al., Pax tibi Marce. Venice: government, law, jurisprudence. Venezia: istituzioni, diritto, giurisprudenza. Padova: ==, 2019. *Testi di studio pubblicati in rete alla pagina* <http://www.arielcaliban.org/paxtibimarce.htm>