



Max Planck Institute for European Legal History Research Paper Series

edited by Thomas Duve and Stefan Vogenauer

The research paper series aims to enhance the international profile of the Institute. Since 2012, the series is available online in the Social Science Research Network (SSRN) eLibrary. Working papers (WPS), pre-prints and post-prints (APS) are published in Open Access under a CC-BY-NC-ND license.

2017

- 2017-09** RAINER SILBERNAGL, Die Entwicklung der Systematik der Amtsdelikte und Gedanken zur Korruption im 18. und 19. Jahrhundert in der habsburgischen Gesetzgebung, (WPS), URL: <http://ssrn.com/abstract=3087905>.
- 2017-08** CAROLINE CUNILL, Testigos (DCH), (WPS), URL: <https://ssrn.com/abstract=3073142>.
- 2017-07** SEBASTIÁN TERRÁNEO, Penas (DCH), (WPS), URL: <https://ssrn.com/abstract=3064804>.
- 2017-06** ALEJANDRO AGÜERO, Acusaciones e Inquisiciones (DCH), (WPS), URL: <https://ssrn.com/abstract=3033687>.
- 2017-05** OSVALDO RODOLFO MOUTIN, Sagrada Unción (DCH), (WPS), URL: <https://ssrn.com/abstract=3033717>.
- 2017-04** KATARIINA SIMONEN, Authorized Interpreters of Islamic Law – The Shi‘a View, (WPS), URL: <https://ssrn.com/abstract=3025438>.
- 2017-03** THOMAS DUVE, Bibliographie zur Rechtsgeschichtswissenschaft in der Berliner Republik, (WPS), URL: <https://ssrn.com/abstract=2997095>.
subsidia et instrumenta
- 2017-02** THOMAS DUVE, Indigenous Rights in Latin America: A Legal Historical Perspective, (APS), URL: <https://ssrn.com/abstract=2976301>.
- 2017-01** ANNA LUKINA, Soviet Union and the Universal Declaration of Human Rights, (WPS), URL: <https://ssrn.com/abstract=2952292>.

2016

- 2016-13** REBECA FERNANDES DIAS, Brazilian Criminological Thinking during the First Republic (1889-1930), (WPS), URL: <http://ssrn.com/abstract=2874851>.
- 2016-12** DAVID VON MAYENBURG, Streitschlichtung auf dem Lande – Untersuchungen zur südwestdeutschen Schiedsordnung zwischen Spätmittelalter und Bauernkrieg, (APS), URL: <https://ssrn.com/abstract=2866977>.
- 2016-11** LUIS LLOREDO ALIX SR., From Europe but beyond Europe: The Circulation of Rudolf von Jhering's Ideas in East Asia and Latin America, (WPS), URL: <http://ssrn.com/abstract=2865719>.
- 2016-10** ALEJANDRO AGÜERO, Ancient Constitution or Paternal Government? Extraordinary Powers as Legal Response to Political Violence (Río De La Plata, 1810-1860), (APS), URL: <https://ssrn.com/abstract=2841769>.
- 2016-09** GIAN LUCA D'ERRICO SR., Truth and Justice in a ›Forest of Thieves‹: The Heresies of Giovanni Battista De Luca and the Documents of the Roman Inquisition, (WPS), URL: <http://ssrn.com/abstract=2847613>.
- 2016-08** WOUTER DRUWÉ, Dignity and Cessio Bonorum in Early-Modern Dutch Learned Legal Literature, (WPS), URL: <http://ssrn.com/abstract=2838877>.
- 2016-07** DOVILE SAGATIENE, Framing Legal History: Competing Western Interpretations of Soviet Law), (WPS), URL: <http://ssrn.com/abstract=2835374>.
- 2016-06** MAURIZIO CAU, Das Erbe des Korporativismus in der politisch-rechtlichen Kultur der italienischen Nachkriegszeit, (WPS), URL: <http://ssrn.com/abstract=2818227>.
- 2016-05** ALFONS ARAGONESES, Convivencia and Filosefardismo in Spanish Nation-building, (WPS), URL: <http://ssrn.com/abstract=2798054>.
- 2016-04** THOMAS DUVE, Global Legal History – A Methodological Approach, (WPS), URL: <http://ssrn.com/abstract=2781104>.
- 2016-03** DAVID L. D'AVRAY and WERNER MENSKI, Authenticating Marriage: The Decree Tametsi in a Comparative Global Perspective (December 1, 2012), (APS), URL: <https://ssrn.com/abstract=2754003>.
- 2016-02** RAJA SAKRANI, Convivencia: Reflections About its ›Kulturbedeutung‹ and Rereading the Normative Histories of Living Together, (WPS), URL: <http://ssrn.com/abstract=2747854>.

2016-01 GUNNAR FOLKE SCHUPPERT, The World of Rules: Eine etwas andere Vermessung der Welt, (APS),
URL: http://papers.ssrn.com/abstract_id=2747385.

2015

2015-11 THOMAS DUVE und HEIKKI PIHLAJAMÄKI, Introduction: New Horizons of Derecho Indiano, (APS),
URL: http://papers.ssrn.com/abstract_id=2701721.

2015-10 ANA DE ZABALLA BEASCOECHEA, El Matrimonio Indígena Antes Y Después De Trento: Del Matrimonio Prehispánico Al Matrimonio Cristiano En La Nueva España, (APS), URL: <http://ssrn.com/abstract=2686532>.

2015-09 LENA FOLJANTY, Legal Transfers as Processes of Cultural Translation: On the Consequences of a Metaphor, (APS),
URL: <http://ssrn.com/abstract=2682465>.

2015-08 JULIAN KRÜPER, Die Verfassung der Berliner Republik. Verfassungsrecht und Verfassungsrechtswissenschaft in zeitgeschichtlicher Perspektive, (APS), URL: <http://ssrn.com/abstract=2660771>.

2015-07 ALEJANDRO AGÜERO, El Uso Del Pasado En La Enseñanza Del Derecho Penal En Argentina. La Imagen Del Antiguo Régimen Como Tradición Latente, (WPS), URL: <http://ssrn.com/abstract=2652713>.

2015-06 JORGE ALBERTO NUÑEZ und LUIS GABRIEL GONZALEZ ALVO, El Porvenir Del Pasado Penitenciario. Sobre La Construcción De Una Agenda De Trabajo Para La Historia De La Prisión En La Argentina (1860-1950), (WPS), URL: <http://ssrn.com/abstract=2648960>.

2015-05 JOSÉ DANIEL CESANO, Criminalidad De Menores Y Sistema Penal (Latinoamérica, 1890-1950): Las Agendas Y Los Métodos En La Historiografía Regional Reciente, (WPS),
URL: <http://ssrn.com/abstract=2617618>.

2015-04 OSVALDO BARRENECHE, Las Instituciones De Seguridad Y Del Castigo En Argentina Y América Latina. Recorrido Historiográfico, Desafíos Y Propuestas De Diálogo Con La Historia Del Derecho, (WPS),
URL: <http://ssrn.com/abstract=2645608>.

2015-03 AGUSTÍN ELIAS CASAGRANDE, »The Active Arm of the Government« The Police of Buenos Aires in the First Half of 19th Century, (WPS),
URL: <http://ssrn.com/abstract=2616169>.

- 2015-02** MATTHIAS KÖTTER, Better Access to Justice by Public Recognition of Non-State Justice Systems?, (APS), URL: <http://ssrn.com/abstract=2613408>.
- 2015-01** GUNNAR FOLKE SCHUPPERT, Selbstverwaltung und Selbstregulierung aus rechtshistorischer und governancetheoretischer Perspektive, (WPS), URL: <http://ssrn.com/abstract=2559077>.

2014

- 2014-08** THOMAS DUVE, Entanglements in Legal History. Introductory Remarks, (APS), URL: <https://ssrn.com/abstract=2532916>.
- 2014-07** BENEDETTA ALBANI, SAMUEL BARBOSA und THOMAS DUVE, La Formación De Espacios Jurídicos Iberoamericanos (S. XVI-XIX): Actores, Artefactos E Ideas. Comentarios Introdutorios, (APS), URL: <https://ssrn.com/abstract=2532868>.
- 2014-06** PETER OESTMANN, Normengeschichte, Wissenschaftsgeschichte und Praxisgeschichte. Drei Blickwinkel auf das Recht der Vergangenheit, (APS), URL: <https://ssrn.com/abstract=2526811>.
- 2014-05** THOMAS DUVE, German Legal History: National Traditions and Transnational Perspectives, (APS), URL: <https://ssrn.com/abstract=2475584>.
- 2014-04** MARTIN MENDELSKI und ALEXANDER LIBMAN, Demand for Litigation in the Absence of Traditions of Rule of Law: An Example of Ottoman and Habsburg Legacies in Romania, (WPS), URL: <https://ssrn.com/abstract=2429309>.
- 2014-03** LI XIUQING, From a Japanese Transplant to a British Imitation: A Textual Analysis of the Imperial Constitutional Outline and the Nineteen Creeds, (WPS), URL: <https://ssrn.com/abstract=2400547>.
- 2014-02** JOACHIM ZEKOLL, Online Dispute Resolution: Justice Without the State?, (APS), URL: <https://ssrn.com/abstract=2398976>.
- 2014-01** THOMAS DUVE, Law and Revolution – Revisited, (APS), URL: <https://ssrn.com/abstract=2387672>.

2013

- 2013-08** AGUSTÍN ELIAS CASAGRANDE, Los Hijos de Belial. Paradigma religioso y criminalidad en el Río de la Plata hacia fines del siglo XVIII, (WPS), URL: <https://ssrn.com/abstract=2343651>.
- 2013-07** PIETRO COSTA, Uno ›Spatial Turn‹ Per La Storia Del Diritto? Una Rassegna Tematica, (APS), URL: <https://ssrn.com/abstract=2340055>.
- 2013-06** THOMAS DUVE, European Legal History – Global Perspectives Working Paper for the Colloquium ›European Normativity – Global Historical Perspectives‹ (Max-Planck-Institute for European Legal History, September, 2nd-4th, 2013), (WPS), URL: <https://ssrn.com/abstract=2292666>.
- 2013-05** WIM DECOCK, Das Gewissensrecht in der reformierten Tradition: Johannes A. Van der Meulen (1635-1702) und sein Tractatus theologico-juridicus, (APS), URL: <https://ssrn.com/abstract=2292664>.
- 2013-04** PETER COLLIN, Judging and Conciliation – Differentiations and Complementarities, (WPS), URL: <https://ssrn.com/abstract=2256508>.
- 2013-03** HEINZ MOHNHAUPT, ›Historia literaria iuris‹ Beispiele juristischer Literaturgeschichten im 18. Jahrhundert, (APS), URL: <https://ssrn.com/abstract=2256530>.
- 2013-02** JOACHIM RÜCKERT, O BGB – Um código sem oportunidade? (The German Civil Code (1900) – A Chanceless Code?, Portuguese Translation of ›Das Bürgerliche Gesetzbuch – ein Gesetzbuch ohne Chance?‹), (APS), URL: <https://ssrn.com/abstract=2231513>.
- 2013-01** KARL HÄRTER, Violent Crimes and Retaliation in the European Criminal Justice System between the Seventeenth and Nineteenth Century, (WPS), URL: <https://ssrn.com/abstract=2218350>.

2012

- 2012-06** CHRISTOPH H.F. MEYER, Kanonistik im Zeitalter von Absolutismus und Aufklärung: Spielräume und Potentiale einer Disziplin im Spannungsfeld von Kirche, Staat und Publizität, (WPS), URL: <https://ssrn.com/abstract=2184754>.
- 2012-05** ALESSANDRO SOMMA, Le Parole Della Modernizzazione Latinoamericana: Centro, Periferia, Individuo e Ordine, (WPS), URL: <https://ssrn.com/abstract=2169420>.

- 2012-04** WIM DECOCK, In Defense of Commercial Capitalism: Lessius, Partnerships and the Contractus Trinus, (APS), URL: <https://ssrn.com/abstract=2162908>.
- 2012-03** STEFANO VINCI, La diffusione del processo romano-canonico in Europa: Il Liber Belial tra fonti giuridiche canonistiche e romanistiche, (WPS), URL: <https://ssrn.com/abstract=2139529>.
- 2012-02** MILAN KUHLI, Power and Law in Enlightened Absolutism – Carl Gottlieb Svarez' Theoretical and Practical Approach, (APS), URL: <https://ssrn.com/abstract=2139496>.
- 2012-01** THOMAS DUVE, Von der Europäischen Rechtsgeschichte zu einer Rechtsgeschichte Europas in globalhistorischer Perspektive, (APS), URL: <https://ssrn.com/abstract=2139312>.