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## *The Chronicle of Research and Scholarly Events in Legal and Constitutional History at the Faculty of Law and Administration of the Jagiellonian University in 2014*

In the year 2014, Cracow University celebrated the 650<sup>th</sup> anniversary of its establishment. To honor this occasion appropriately, the staff of the Faculty of Law and Administration devoted itself to a number of substantial scholarly activities. Especially worth mentioning in this context is that the Faculty of Law and Administration of the Jagiellonian University organized the anniversary, XXV<sup>th</sup> Convention of Polish Legal and Constitutional Historians (22–25 September 2014).

**Key words:** scholarly research, Legal and Constitutional History, Faculty of Law and Administration, Jagiellonian University.

**Słowa kluczowe:** badania naukowe, historia państwa i prawa, Wydział Prawa i Administracji, Uniwersytet Jagielloński.

### Chair of Polish Legal History

The Chair of Polish Legal History continued a source-editing project conducted under the supervision of Prof. Waław Uruszczak and financially supported by the NCN (National Research Centre), aimed at the critical edition of three books of Cracow criminal records from the years 1589–1690. Another project continued by the Chair, and also headed by Professor Uruszczak (in close collaboration with the Archive of Jagiellonian University) was the preparation of the first volume of a corpus of biographies of professors of law who were active at the Jagiellonian University in the years 1364–1780 (about the second volume of this corpus see below, in the paragraph devoted to the Chair of History of Administration and Administrative Thought).

In the spring of 2014, Prof. Stanisław Grodziski, *professor emeritus* of the Chair of Polish Legal History, published his memoirs and notations concerning the years 1947–1982 (*Klio, córka Mnemosyne, kelnerka z „Kopciuszka”*: Kraków 1968–1982, author's edition, Kraków 2014, 310 pp.). The book, containing the author's personal opinions on

many issues, including his insights into the lives of famous academicians, and a sketch of the history of the former Legal-Historical Institute, seems a very apt way to celebrate the above-mentioned anniversary of the establishment of the University. Also in December 2014, an important monograph by Dr. Maciej Mięka ( *Prawodawstwo króla i sejmu dla małopolskich miast królewskich (1386–1572). Studium z dziejów rządów prawa w Polsce*, Wydawnictwo Uniwersytetu Jagiellońskiego, Kraków 2014, 383 pp.) was published, presenting the results of the author's research on the question of royal and parliamentary legislation for the royal towns of Lesser Poland (i.e., the Old Polish Cracow, Sandomierz, and Lublin wojewodships) in the Jagiellonian period. Another book published by a scholar collaborating with the Chair of Polish Legal History was a monograph by Mgr. Jakub Maziarz, concerning the institution of expert witness in the field of legal history ( *Biegły sądowy z zakresu historii prawa*, Wydawnictwo Uniwersytetu Jagiellońskiego, Kraków, 2014, 165 pp.).

The Chair's international cooperation was traditionally focused on the Czech Republic (where Dr. Władysław Pęksa took part in a language course organized in Olomouc by the School of Slavonic Studies, and held lectures for students of the West Bohemian University in Plzeň), but the staff of the Chair also visited Hungary (Dr. Pęksa participated in a conference in Pécs in March 2014), Croatia (Dr. Pęksa held lectures in Zagreb in October 2014) and Great Britain (Dr. Maciej Mięka took part in the XX<sup>th</sup> Annual Forum of Young Legal Historians in Cambridge, 2–5 April 2014, presenting results of his research on precedents of the royal court for towns in the Kingdom of Poland in the 14<sup>th</sup>–16<sup>th</sup> centuries). The Chair also hosted guests from Hungary (Dr. Norbet Varga from the University of Szeged) and France (Prof. Christine Mengès-Le Pape and Prof. Philippe Nelidoff from the University Toulouse 1 Capitole) who held lectures for the students of the Faculty.

## Chair of History of Administration and Administrative Thought

In the year 2014 one of the collaborators of the Chair, Dr. Paweł Cichoń, published a thorough monograph on the Direction of Police of the Free City of Cracow in the years 1827–1846 ( *Dyrekcja Policji Wolnego Miasta Krakowa 1827–1846*, Księgarnia Akademicka, Kraków, 440 pp.). It is based upon both published sources and archival materials, gathered by the author over the course of several years, reflecting the normative framework of the institution under study and the everyday practice of its functioning.

At the end of 2014, the second volume of the biographic corpus of professors of Law of the Jagiellonian University (Przemysław M. Żukowski, *Profesorowie Wydziału Prawa Uniwersytetu Jagiellońskiego. Tom drugi: 1780–2012*, Wydawnictwo Uniwersytetu Jagiellońskiego, Kraków 2014, 764 pp.) was published. The project was supervised by Prof. Dorota Malec as chief editor, with Dr. Mateusz Mataniak researching illustrations for the book. The staff of the Chair, especially Dr. Marek Stus, was also enga-

ged in organizing the XXV<sup>th</sup> Convention of Polish Legal and Constitutional Historians (22–25 September 2014; see also below, under the joint activities of the Chairs).

On March 31<sup>st</sup> 2014, Mgr. Mateusz Mataniak defended his doctoral thesis on the Administrative Council of Cracow – which succeeded the Governing Senate of the Free City of Cracow after its inclusion into the Habsburg monarchy – in the years 1846–1853 (*Rada Administracyjna: Studium z dziejów administracji krakowskiej w połowie XIX wieku*). The dissertation was written under supervision of Prof. Dorota Malec and revised by Professors Stanisław Grodziski (UJ, Kraków) and Grzegorz Smyk (UMCS, Lublin).

In 2014 Dr. Karol Siemaszko continued his research project concerning the question of criminality in western areas of Poland in the post-war period, as reflected in the jurisdiction of the district courts in Zielona Góra, Głogów (with its seat in Nowa Sól), and Gorzów Wielkopolski. The staff of the Chair also prepared a diversified offer of classes, i.a. new courses on the history of the development of law and political-legal doctrines (in cooperation with the Chair of the History of Political and Legal Doctrines) and on the fundamentals of civil law with contracts in administration (for the students of administration).

## Chair of General Legal History

In 2014, the staff of the Chair of General Legal History occupied itself with the presentation of the results of their research through publications and participation in international conferences. In addition, one of the employees of the Chair, Dr. Marcin Kwiecień, was promoted to the grade of habilitated doctor, pursuant to the respective resolution of the Council of the Faculty of Law and Administration of the Jagiellonian University of February 24<sup>th</sup> 2014.

Prof. Andrzej Dziadzio published, i.a., a chapter in the volume of a series devoted to the system of labour law, displaying an outline of the history of collective labour law (*Zarys historii rozwoju zbiorowego prawa pracy*, [in:] *System prawa pracy*, vol. V: *Zbiorowe prawo pracy*, Wolters Kluwer, Warszawa 2014, p. 59–93). At the very end of 2014, Dr. Marian Małecki published his book on the origin, structure, jurisdiction, and legal succession of the National Department of the Galician Parliament (*Wydział Krajowy Sejmu Galicyjskiego: Geneza, struktura i zakres kompetencji. Następstwo prawne*, Księgarnia Akademicka, Kraków 2014, *Studia Galicyjskie*, vol. 2, 699 pp.). Apart from his legal-historical research, Dr. Małecki continued his other activities, publishing the fourth volume of the series “Pszczyńskie Epizody Historyczne” (these were the notes of a Polish infantry colonel from the defensive campaign of 1939: Płk. Stanisław Kalabiński, *Notatki z komunikatów wojennych 1–24 września 1939*, ed. M. Małecki, Pro Memoria. Stowarzyszenie “Bitwy pod Pszczyną 1939”, Pszczyna 2014, 136 pp.), and the fifth volume of the series „On the route of the crusades” (*Reguła zakonu templariuszy*, ed. M. Małecki, transl. J. Zaremba, Szlakiem krucjat, vol. V, infort-editions, Zabrze–Tarnowskie Góry 2013, 120 pp.).

In March 2014 Prof. Kazimierz Baran and Dr. Jan Halberda represented the Chair of General Legal History during an international conference titled *Tradition and Reform in the European Legal History*, which was held in Pécs, Hungary, where they both presented papers (K. Baran: *Tradition and Reform in the Law-creating Process as Found in the 16<sup>th</sup> through 17<sup>th</sup> Century in the Polish-Lithuanian Republic*; J. Halberda: *Revolution and Evolution in the English Law of Restitution: From Moses vs MacFerlan (1760) to the 21<sup>st</sup> Century Cases*). In April 2014, Dr. Jan Halberda also took part in the XX<sup>th</sup> Annual Forum of Young Legal Historians in Cambridge. Both Prof. Baran and Dr. Halberda also visited foreign universities (in Pécs and Cologne, respectively) in the framework of an EU-supported direct exchange of academicians.

## Chair of the History of Political and Legal Doctrines

The Chair of the History of Political and Legal Doctrines organized a convention of Polish Chairs of Political and Legal Doctrines (8<sup>th</sup>–11<sup>th</sup> June, 2014) which was devoted to methodological and theoretical issues. The conference was subdivided into five plenary sessions, focused on: (I) tradition and contemporaneity of the history of legal and political doctrines, (II) methodological reflection, (III) relations of the history of doctrines with other disciplines, (IV) alleged domination of Western thought in the history of doctrines and (V) the discourse on didactics. More than 30 papers from the participants of the above-mentioned conference are going to be published under the title *Myślenie o polityce i prawie. Przedmiot – metoda – praktyka* (Thinking on politics and law: Subject, method, practice) by the Wolters Kluwer publishing house in spring 2015.

In 2014, three books by the Chair's collaborators were published. One of them (A. Czarnecka, *Marianna wciąż katolicka? O rewolucyjności przemian francuskiego społeczeństwa i Kościoła katolickiego przełomu lat 60. i 70. XX w.*, Ośrodek Myśli Politycznej, Kraków 2014, 370 pp.) as a first edition, and two (M. Jaskólski, *Kaduceus polski. Myśl polityczna konserwatystów krakowskich 1866–1934*, 1<sup>st</sup> ed. Warszawa–Kraków 1990, 2<sup>nd</sup> ed., Ośrodek Myśli Politycznej, Kraków 2014, and I. Barwicka-Tylek, J. Malczewski, *Historia myśli ustrojowej i społecznej*, scholarly editor M. Jaskólski, Wolters Kluwer SA, Warszawa, 1<sup>st</sup> ed. Warszawa 2009, 2<sup>nd</sup> ed. Warszawa 2014) as second editions.

In May 2014, Dr. Iwona Barwicka-Tylek took part in an international conference organized by the Faculty of Philosophy of the Hungarian Academy of Arts and Sciences on the topic: *Is Universal Morality Possible?*, presenting her paper titled *The Aporia of Morality and Law in Democratic States*, which is going to be published in the spring of 2015 in a special issue of the “Hungarian Philosophical Review”.

The Chair also collaborated actively with the Student Association of Legal and Political Doctrines; the respective details may be found at [www.knhd.law.uj.edu.pl](http://www.knhd.law.uj.edu.pl).

## Chair of Roman Law

In 2014, the staff of the Chair took part intensely in various scholarly events, both domestically and abroad. Especially noteworthy is the participation of five scholars from Cracow (Prof. Franciszek Longchamps de Bériér, Dr. Łukasz Marzec, Dr. Paulina Świącicka, Mgr Kamil Stolarski, and Mgr Grzegorz Blicharz) in the 68<sup>th</sup> Congress of the Société Internationale Fernand De Visscher pour l'Histoire des Droits de l'Antiquité (SIHDA) in the University of Frederick II in Naples, 16<sup>th</sup>–20<sup>th</sup> September 2014. All employees of the Chair also took part (i.a., presenting their papers and cooperating in the organization of the event) in the 25<sup>th</sup> Convention of Polish Chairs of Legal History (Cracow, 22<sup>th</sup>–25<sup>th</sup> September 2014).

Scholars from the Chair of Roman Law celebrated two anniversaries of their older colleagues from Cracow and Trnava by publishing their scholarly contributions. Thus, six papers of present and former employees as well as a postgraduate student of the Chair (Prof. Janusz Sondel, Prof. Franciszek Longchamps de Bériér, Dr. Łukasz Marzec, Dr. Paulina Świącicka, Dr. Karolina Wyrwińska, and Mgr. Grzegorz Blicharz) were published in the special issue of the “Cracow Studies of History of State and Law”, dedicated to Professor Kazimierz Baran (vol. 7, issue 1) and four papers authored by the Chair's staff (Prof. Franciszek Longchamps de Bériér, Dr. Tomasz Palmirski, Dr. Paulina Świącicka, Dr. Karolina Wyrwińska) were printed in the anniversary volume composed for Prof. Peter Blaho (*Constans et perpetua voluntas. Pocta Petrovi Blahovi k 75. narodeninám*, ed. P. Mach, M. Pekarík, V. Vladár, Trnava 2014).

The long-term program of re-edition and translation into Polish of *Digesta Iustiniani* – founded by the Ministry of Research and Higher Education through the NPRH (National Program for Development of Humanities) – was successfully continued in the Chair of Roman Law. In 2014, two more volumes containing books 12–27 of *Digesta* were published (*Digesta Iustiniani. Digesta justyniańskie: Tekst i przekład*, vol. III: Księgi 12–19; vol. IV: Księgi 20–27, Kraków 2014). Both current and former collaborators of the Chair of Roman Law were engaged in the project: Dr. Tomasz Palmirski as the main editor and chief investigator, as well as Dr. Hab. Jarosław Reszczyński and Dr. Karolina Wyrwińska as members of the team.

As in previous years, the Chair collaborated successfully with students of the Jagiellonian University, offering them not only lectures on Roman Law, but also other interesting classes (a.g. rhetoric for lawyers by Dr. P. Świącicka) and supporting events and undertakings designed for them. Among those, there were the conference *Śmierć kodeksu? Dekodifikacje* (The death of the Codex – Decodifications), organized by the Section of Roman Law of the TBSP (Society of Law Library Students) with the help and under the patronage of the Chair (Cracow, 17<sup>th</sup>–18<sup>th</sup> January 2014), in which Dr. Łukasz Marzec and Dr. Paulina Świącicka took part, presenting their papers. On the 3<sup>rd</sup> of June 2014 the Chair hosted the final of the 5<sup>th</sup> International Contest *Roman Law and the Contemporary World*. The jury of the contest consisted of eight scholars and practicing lawyers, representing 7 research centers from Poland, the Czech Republic, and Slovakia. After three stages of the contest three laureates were distinguished, representing three Polish universities (UW in Warsaw, UAM in Poznań, and UW in Wrocław).

It is also worth mentioning that in 2014 the second Polish edition of the handbook of Professors Wojciech Dajczak, Tomasz Giaro, and Franciszek Longchamps de Bériér was published (*Prawo rzymskie. U podstaw prawa prywatnego*, Wydawnictwo Prawnicze PWN, 2<sup>nd</sup> ed. Warszawa 2014, 617 pp.).

## Laboratory of Source Editions

In the Laboratory of Source Editions, the work on vol. IV/1 (1641–1658) of “*Volumina Constitutionum*”, edited by Prof. Stanisław Grodziski, was being finished and the elaboration of vol. IV/2 (1659–1668) began. Dr. Krzysztof Fokt also conducted his research project on structures of power in Upper Lusatia in the Early and High Middle Ages, with financial support from the Dean of the Faculty.

On September 22, 2014, a new edition project was launched in the Laboratory, titled “*Fontes Iuris Lusatiae Superioris Vetustissimi*” and purposed to produce a critical edition (in three volumes) of the oldest book of records of the town Görlitz, preserved in the Lubań branch of the State Archive in Wrocław. The project, in which Dr. Krzysztof Fokt and Dr. Maciej Mięka from Jagiellonian University, and Dr. Christian Speer from Martin-Luther-Universität in Halle-Wittenberg are engaged, is financially supported by the Ministry of Research and Higher Education through the NPRH (National Program for Development of Humanities).

## Joint initiatives involving several units

All Chairs of the Faculty concerned with research on legal and constitutional history were engaged in organizing – with the favor and support of the Dean of the Faculty, Professor Krystyna Chojnicka – the XXV<sup>th</sup> Convention of Polish Legal and Constitutional Historians. The Organizing Committee of the Convention included all the heads of respective Chairs (Professors: Dorota Malec, Waław Uruszczak, Franciszek Longchamps de Bériér and Kazimierz Baran), and most of the coordinatory and organizational work around this event was performed by Dr. Katarzyna Krzysztofek and Dr. Marek Stus. The Convention, which took place in Cracow during 22<sup>nd</sup>–25<sup>th</sup> September 2014, was especially devoted to the issues of teaching and researching law in the past and present. More than 160 registered participants representing 23 academic centers took part in this huge event, presenting 100 papers and posters (see further details in the report by Dr. Katarzyna Krzysztofek in this volume). The proceedings of the Convention are to be published in various legal-historical periodicals, i.a. in “*Cracow Studies of Constitutional and Legal History*”.

The chronicle was prepared by Krzysztof Fokt on the basis of the information obtained from the staff of specific Chairs (the information on the Chair of Political and Legal Doctrines being kindly gathered by Dr. Iwona Barwicka-Tylek).