



Agere per formulas:

The Forms and Dynamics of Civil Justice in the Roman World

Collegium of Roman Law - January 2022

The Center for Studies and Research on Ancient Law CEDANT of the University of Pavia is committed to the encouragement of advanced education and research in the field of Roman and Ancient law.

Founded in 2002 thanks to the support of the University School for Advanced Studies IUSS Pavia, CEDANT became a Research Center within the Department of Law of the University of Pavia in 2015. It operates in partnership with Collegio Ghislieri.

CEDANT avails itself of an international Scholarly Advisory Board and carries out its activities in collaboration with specialists who are selected as appropriate according to the theme under study, and with respect for the broadest participation of the scholarly community and for the wide range of different methodologies.

For the academic year 2021-2022, CEDANT is organizing the fifteenth «Collegium of Roman Law», an intensive residential course of study. The «Collegium» brings together, for three weeks in January 2022 at Collegio Ghislieri of Pavia, professors from Italian and foreign universities and early career scholars interested in the proposed theme as auditors. The professors will conduct a series of seminars - in Italian and in English - characterized by strong educational unity and coherence, and which also represent an opportunity for scholarly exchange and discussion. Each participant is invited to contribute actively to the development and pursuit of the research undertaken. A second stage, which will last a week in the month of September 2022, allows the professors and the early career scholars to discuss and critique the research of the early career scholars. The aim is a joint publication in a volume to be published by Pavia University Press.

THE THEME

For the Collegium 2022, CEDANT proposes the theme: *Agere per formulas: The Forms and Dynamics of Civil Justice in the Roman World*, under the direction of **Dario Mantovani** (Collège de France) and **Luigi Pellicchi** (University of Pavia)

WEEK I_ 10-14 January 2022

The Legal framework

1. Towards a History of the Praetor's Edict (**Dario Mantovani**, Collège de France)
2. The *Lex Aebutia* and the *Lex Iulia* (**Giovanni Finazzi**, Uni. Roma Tor Vergata)
3. The Formulary Procedure and Imperial Enactments (**Pierangelo Buongiorno**, Uni. Macerata)

The Creation of the Formula: the Dynamics of the *in iure* Phase of the Lawsuit

4. The Pre-Trial Phase and the Duty of Cooperation between Parties (**Johannes Platschek**, Uni. München)
5. The Dynamics of the *in iure* Phase of the Lawsuit and the Praetor's Means to Shape the Formula (**Luigi Pellicchi**, Uni. Pavia)

WEEK II_ 17-21 January 2022

The Creation of the Formula: the Dynamics of the *in iure* Phase of the Lawsuit

6. Social Factors in the Construction of the Formula (**P. J. du Plessis**, Uni. Edinburgh)

The Trial

7. *Iudex arbiterve*: a Sociological Perspective on the Role of the Judge (**Lorenzo Gagliardi**, Uni. Milano)
8. *Officium iudicis*: the Duties, Powers, and Responsibilities of the *unus iudex* (**Silvia Viaro**, Uni. Padova)

9. The Trial before the *recuperatores* (**David Kremer**, Uni. Paris V Descartes)
10. Discussion of the Formulary Procedure in the Roman declamations (**Biagio Santorelli**, Uni. Genova)

11. Extrinsic Proofs (**Lucia Pasetti**, Uni. Bologna)

Complementary Procedures

12. *Restitutio in integrum* (**Margarita Fuenteseca**, Uni. Vigo)

WEEK III_ 24-28 January 2022

Complementary Procedures

13. *Interdicta* and the Formulary Procedure (**Jan Dirk Harke**, Uni. Jena)
14. The Enforcement of the Judgement (**Chiara Buzzacchi**, Uni. Milano Bicocca)

Litigation and Society

15. The Formulary Procedure from the Point of View of Society and as a Literary Metaphor in Latin Literature (**Ioannis Ziogas**, Uni. Durham)
16. Formulary Procedure in the Roman Provinces (**Andrea Raggi**, Uni. Pisa)
17. Litigation costs and the Timing of the Lawsuit: Alternatives to Litigation (**Wolfram Buchwitz**, Uni. Würzburg)
18. Space of Justice (**Filippo Coarelli**, Accademia dei Lincei)
19. Orators, Judges and Gods: the Religious Dimension of the Formulary Procedure (**John Scheid**, Collège de France)

APPLICATIONS FOR ADMISSION

Fifteen early career Italian and/or foreign scholars, graduates from Italian or foreign universities, with degrees in Law, History, Literary Studies, Economics or Philosophy will be admitted to the «Collegium».

Applications for admission must be submitted exclusively through the special online procedure available on the site <http://cedant.unipv.it> and on the site <https://www.ghislieri.it/en/foundation-ghislieri/cedant/> by Thursday, 21 October 2021.

Candidates will be requested to provide the following information:

- full name, personal data and complete address (telephone, e-mail)
- university title (a degree in Law, History, Literary Studies, Economics or Philosophy is preferred)
- curriculum vitae
- self-certification of knowledge of Italian and English
- a letter of reference from a professor (where the candidate is not already a professor or researcher at a university or at an Italian or foreign research institute)
- list of published works (if applicable)
- programme of future research
- other qualifications related to the request to participate in the course.

SCHOLARY ADVISORY BOARD OF CEDANT

Ulrike Babusiaux (Universität Zürich), Alfons Bürge (Universität München), Luigi Capogrossi Colognesi («Sapienza» Università di Roma), Alessandro Corbino (Università di Catania), Werner Eck (Universität zu Köln), Andrea Giardina (Scuola Normale Superiore di Pisa), Michel Humbert (Université Paris II Panthéon-Assas), David Johnston (University of Edinburgh), Dario Mantovani (Collège de France), Valerio Marotta (Università di Pavia), Luigi Pellicchi (Università di Pavia), Salvatore Puliatti (Università di Parma), Bernardo Santalucia (Università di Firenze), John Scheid (Collège de France), Aldo Schiavone («Sapienza» Università di Roma), Bernard Stolte (University of Groningen)

STUDY GRANTS

Participants will be admitted based upon the decision expressed by a Committee, in consideration of qualifications of merit, the relevance of research interests and age (preferably age 37 years or younger).

Each participant admitted will receive a study grant. The grant covers full board and lodging at Collegio Ghislieri and Collegio Giasone del Maino in Pavia as well as expenses related to participation in educational and research activities.

LOCATION AND TIME OF ACTIVITIES

Education and scholarly activities will be held at Collegio Ghislieri, Pavia, from 10 to 28 January 2022.

Professors and participants will be hosted at Collegio Ghislieri and Collegio Giasone del Maino and they will be hosted at Collegio Ghislieri for meals.

Study sessions will take place from 9 am to 12 am, with afternoon sessions from 4 pm to 7 pm. For the purposes of their individual research, the participants will have access to the Library of the Department of Law of the University of Pavia and to the Library and Aula Pietro Ciapessoni of Collegio Ghislieri.



For further information, please contact
CEDANT Segreteria

Collegio Ghislieri
Piazza Ghislieri 5
27100 Pavia (Italia)
tel. +39 0382-3786253
fax +39 0382-23755
e-mail: cedant@unipv.it
website: <http://cedant.unipv.it>