Civil Law, Common Law, Customary Law

Consonance, Divergence and Transformation in Western Europe from the late eleventh to the thirteenth centuries

Fourth Report: November 2020—December 2021

A highly significant division in present-day Europe is between two types of legal system: the Continental with foundations in Civil Law (law with an ultimately Roman law basis), and English Common Law. Both trace their continuous history back to the twelfth century.

The Civil Law, Common Law, Customary Law project re-evaluates this vital period in legal history, by comparing not just English Common Law and Continental Civil Law (or "*Ius commune*"), but also the customary laws crucially important in Continental Europe even beyond the twelfth century. Such laws shared many features with English law, and the comparison thus disrupts the simplistic English:Continental distinction.

This report contains details of the activities of the project from November 2020—December 2021. These activities have continued to be affected by the ongoing restrictions imposed in response to the Covid-19 pandemic. However, project members have continued to work and meet remotely, with the result that the past year has been a busy and productive period for everyone.

Researchers and Individual Research Activities

Project Director

Professor John Hudson

John Hudson joined the University of St Andrews School of History at the beginning of October 1988. His research then concentrated on law and land-holding in twelfth-century England, and this subject has remained central to much of his subsequent work, leading up to his volume of *The Oxford History of the Laws of England, 871-1216* (2012).

Some of his legal history work plays with the applicability to medieval situations of ideas from modern legal theory; this work is furthered by his visiting association with the University of Michigan Law School, where he enjoys the title of L. Bates Lea Global Law Professor .

He has two other main areas of research interest. One is medieval historical writing, mostly in England – as in his two-volume edition of the *History of the Church of Abingdon*, an important twelfth-century monastic text – but also more widely, as in his contribution on 'Local Histories' in the *Oxford History of Historical Writing*. The other is nineteenth-century writing on the Middle Ages, and in particular the work of the greatest of legal historians, F. W. Maitland.

Professor Hudson has continued to run the administrative and academic elements of the Project, supervising the doctoral and post-doctoral researchers and conducting their annual reviews, as well as organising collaborative work such as the audio-project on dispossession. His research has concentrated on French and Italian legal history, in preparation for his monograph arising from CLCLCL.

He also presented a first draft of his article summarising the findings of the project. He was one of the co-editors of the volume *Common Law, Civil Law, and Colonial Law: Essays in Comparative Legal History* (Cambridge, 2021), and co-author of the introduction to that volume, 'Situating, researching, and writing comparative legal history' (pp. 1-24).

He gave papers to the Oxford/Cambridge legal history seminar on 'Maitland, Civil Law, and Common Law' and to the University of Michigan Law School Fawley seminar on 'Comparative legal history'.

With Dr White, in January 2021 he gave a paper for the British Academy networks project 'Jurisdiction, Legal Community and Political Discourse in Europe, 1050-1250', entitled 'William de Longchamp and his Jurisdictions'. He also presented an episode on 'Crime in Anglo-Norman England' for Massolit productions; the episode will be available online in 2022.

Researchers and Individual Research Activities

Senior Researcher

Professor Emanuele Conte

Emanuele Conte is Professor of Legal History at Roma Tre University (Italy) and Directeur d'études at the Ecole des Hautes Etudes en Sciences Sociales of Paris (France). He served as Director of his Department, and as president of the libraries of his university.

He has taught as visiting professor in many universities in Spain, France, Australia, and the US. He has been Bok Visiting International Professor at the School of Law of the University of Pennsylvania, Philadelphia US (2014). In 2010 he was awarded the Sarton Medal for the History of Science (University of Gent, Belgium).

He is a member of editorial boards for many journals and book series and has taken part in international research projects, funded by the European Union and by the Italian Government, among which are the Marie Curie international projects on European Legal Cultures (2007-2009) and on Power and Institutions in Medieval Islam and Christendom (http://www.pimic-itn.eu/) (2013-2016).

Professor Conte has continued extensive work analysing legal learning in the twelfth and thirteenth century through the production and distribution of manuscripts. In co-operation with other members of the CLCLCL project he has produced an audio course that presents an introduction to European Legal History, to be available online from early in 2022.

He also participated in the podcast series 'Law and Litigation on Dispossession c. 1050-1250: a comparative study'. He has submitted two articles: (with M. Chiantini), 'Qualificazioni giuridiche dei beni collettivi. Una breve rassegna storica', to be published in a collected volume, and 'The many legal Faces of the commons.: a short historical survey', to be published in *Quderni Storici*.

He has given papers at Harvard Law School on 'Legal Pluralism', and at Paris EHESS, LIER-FYT, on 'De l'histoire du droit médiéval à la théorie juridique, et retour. Le pluralisme juridique selon Otto von Gierke, Santi Romano et Francesco Calasso.'

He has also given two seminars at the EHESS: 'Droit et Histoire: évolutions et révolutions' and (with Dario Mantovani, Collège de France) 'Lire le droit. Du Digeste à ses commentaires médiévaux. Un séminaire de lecture des sources juridiques occidentales'.

Professor Conte also developed an audio course on legal history from a European perspective. This course is delivered through a series of podcasts and covers many legal historical problems ranging from late Antiquity to the 19th Century (see p. 11 below).

Researchers and Individual Research Activities

Postdoctoral Researcher

Dr Andrew Cecchinato

Andrew has a first-class honours degree in Law and a PhD (*cum laude*) in the History of Roman Law and European Legal Thought from the University of Trento. He has been a Postdoctoral Fellow at the Max-Planck-Institute für europäische Rechtsgeschichte, a Visiting Fellow at the Robert H. Smith International Center for Jefferson Studies, and a Visiting Researcher at the Library of Congress, the Georgetown University Law Center, and the Robbins Collection in Civil and Religious Law at the University of California, Berkeley.

In 2017 Andrew joined the Institute of Legal and Constitutional Research in St Andrews to work on the comparative legal history project entitled *Civil Law, Common Law, Customary Law: Consonance, Divergence and Transformation in Western Europe from the Late Eleventh to the Thirteenth Centuries*. His research focuses primarily on the role played by the common scientific heritage of European jurisprudence in William Blackstone's construction of a systematic understanding of English Law.

Dr Cecchinato has continued his study of William Blackstone within a European legal context and is moving towards completion of his monograph on the subject. His article on 'The Nature of Custom: legal science and comparative legal history in Blackstone's *Commentaries*' has now been published as his his postscript to the re-publication of F. Calasso's *Medio Evo del diritto*.

He participated in the podcast series 'Law and Litigation on Dispossession c. 1050-1250: a comparative study' and in Professor Conte's audio introduction to European legal history. At the end of his contract with CLCLCL he has taken up a three-year *Marie Skłodowska-Curie Global Fellowship,* to work on the project 'John Selden's Harmonic Jurisprudence. A European Interpretation of English Legal History'.

Researchers and Individual Research Activities

Postdoctoral Researcher

Dr Will Eves

Will first obtained an LLB, followed by an LLM, at the University of Warwick. After a period working in the legal sector, he undertook an MLitt in medieval history at the University of St Andrews. He then completed a PhD in medieval legal history, also at the University of St Andrews, on the use and development of the English Common Law action *mort d'ancestor* in the late-twelfth and early-thirteenth centuries.

During the final year of his doctoral research he held a 6-month Scouloudi Junior Research Fellowship at the Institute of Historical Research (University of London). Immediately following the completion of his PhD thesis he worked as an AHRC Cultural Engagement Fellow on a public engagement legal history project at the University of St Andrews.

Dr Eves has submitted to the publishers his new edition and translation of 'Part one' of the *Très ancien coutumier* of Normandy. Proofs have now been received and work is ongoing readying the book for publication in 2022.

He has also drafted an article on the nature of 'Part one' of the *Très ancien coutumier*, the aims of the authors/compilers of the text, and its relationship to intellectual developments in the Anglo-Norman legal world in relation to (amongst other things) the potential influence of Roman law on Anglo-Norman juristic texts and legal practice. This will be submitted to a journal following the publication of the above edition.

He was one of the co-editors of the volume *Common Law, Civil Law, and Colonial Law: Essays in Comparative Legal History*, and co-author of the introduction, 'Situating, researching, and writing comparative legal history'.

He participated in the podcast series 'Law and Litigation on Dispossession c. 1050-1250: a comparative study', designed and created the webpage hosting the podcasts, and compiled the handbook of 'supplementary texts' accompanying the series.

He also contributed to Professor Conte's audio introduction to European legal history.

At the end of his contract with CLCLCL he has been appointed Assistant Professor in Law at the University of Nottingham.

Researchers and Individual Research Activities

Postdoctoral Researcher

Dr Attilio Stella

Attilio completed his MA and PhD on lordship and rural communities in twelfth- and thirteenth-century Italy, respectively at the University of Verona (2010) and the University of Trento (2014), working for a semester at the École Normale Superieure de Paris (2012). From September 2013 to August 2016 he was an Early Stage Researcher at Tel Aviv University in the Marie Curie Innovative Training Network "Power and Institutions in Medieval Islam and Christendom." His findings from this project lay at the core of his research at the University of Verona (2016-17), where he started working on a monograph on peasant and vernacular notions of 'law' and 'custom' in Communal Italy.

As a researcher on the Civil Law, Common Law, Customary Law project, Attilio is conducting further analysis on the relations between the learned law on the one hand, judicial and social practice on the other one, by comparing archival and court evidence from sample areas of northern Italy (Milan, Bologna, Verona, Modena) with the multifaceted production of learned lawyers – treatises, peculiar collections of selected texts, glosses, notes, and commentaries.

Dr Stella has continued his research on the relations between learned law and judicial and social practice. This comparison concerns archival and court evidence from sample areas of northern Italy (mainly Lombardy and the Veneto) and the multifaceted production of learned lawyers – treatises, collections of legal excerpts, academic texts, 'glossae', and commentaries.

He has submitted to Firenze University Press the monograph *Vivere tra due contadi*, on law, lordship, and local power, in north-east Italy, and publication is expected in spring 2022.

His English translation of the *Libri Feudorum*, the most influential medieval legal text on fiefs, has been accepted for publication at Brill Publishing. The manuscript, with a historical and historiographical introduction, is to be submitted in December 2021.

He has also published '"In aliquibus locis est consuetudo": French Lawyers and the Lombard Customs of Fiefs in the Mid-Thirteenth Century', in *Common Law, Civil Law, and Colonial Law*, and 'Rethinking Law and Custom. Iacobus de Ardizone (ca. 1200-1254) in Local and European Context', in *Medieval Europe in Motion, 3. The Circulation of Jurists, Legal Manuscripts and Artistic, Cultural and Legal Practices in Medieval Europe (13th-15th centuries)*, ed. by M.A. Bilotta (Palermo: Officina di Studi Medievali, 2021).

He participated in the podcast series 'Law and Litigation on Dispossession c. 1050-1250: a comparative study' and in Professor Conte's audio introduction to European legal history.

He also has been awarded the 2021 MSCA Seal of Excellence for the Global Fellowship Project Proposal *Communities and Custom in the Making of the European Legal Systems (1100-1300)*.

Researchers and Individual Research Activities

Postdoctoral Researcher

Dr Sarah White

Sarah obtained a BA Hons. in Medieval Studies at the University of Victoria, followed by an MA Hons. at the Centre for Medieval Studies at the University of Toronto. She then undertook a PhD in medieval legal history at the University of St Andrews, focusing on procedure and legal argument in the thirteenth-century ecclesiastical Court of Canterbury.

Sarah's research for the Civil Law, Common Law, Customary Law project focuses on twelfth- and thirteenth-century procedural treatises, mainly *Ordines iudiciarii* and *Ordines iudiciorum* produced in England, and on ecclesiastical and Roman legal procedure more generally.

Dr White has continued her work on English ecclesiastical court procedure and on the procedural treatises known as *ordines*. She has been working on revisions for her monograph on thirteenth-century ecclesiastical court procedure in England.

She was one of the co-editors of the volume *Common Law, Civil Law, and Colonial Law*. With Professor Hudson, in January 2021 she gave a paper John for the British Academy networks project 'Jurisdiction, Legal Community and Political Discourse in Europe, 1050-1250', entitled 'William de Longchamp and his Jurisdictions'.

She also gave a paper at the Leeds International Medieval Congress entitled 'Legal Writing and Legal Compilations in Twelfth-century England'.

She participated in the podcast series 'Law and Litigation on Dispossession c. 1050-1250: a comparative study' and in Professor Conte's audio introduction to European legal history.

At the end of her contract with CLCLCL she has been appointed as a fixed-term Lecturer in the Department of History at Lancaster University, starting 1 September 2021.

Researchers and Individual Research Activities

Postdoctoral Researchers

Dr Matt McHaffie

B.A. (Hons) (University of Victoria), PhD (University of St Andrews)

Matt is a specialist on the formation and nature of customary law in France during the period c.1050–c.1250, focussing particularly upon western France. His specific research interests centre upon violence as a legal concept, the relationship between law and political structures, and the historiography of so-called 'feudalism'. He has published on the subjects of violence, courts, and the intersection between law and ritual. Matt joined the 'CLCLCL' project in January 2019.

Dr McHaffie completed his book on *Law, Custom, and Lordship: Warranty Obligations in Western France, 1040–1270*, which will be published by Palgrave in 2022.

He also participated in the podcast series 'Law and Litigation on Dispossession c. 1050-1250: a comparative study' and in Professor Conte's audio introduction to European legal history.

Additionally, he worked with Professor Conte in analysing legal learning in the twelfth and thirteenth century through the production and distribution of manuscripts.

Dr Ingrid Ivarsen

Dr Ivarsen worked with Professors Conte and Hudson in analysing legal learning in the twelfth and thirteenth century through the production and distribution of manuscripts, in particular in England.

She was one of the co-editors of the volume Common Law, Civil Law, and Colonial Law.

At the end of her short contract with CLCLCL she took up a Junior Research Fellowship at Emmanuel College Cambridge.

Doctoral Researchers

Dan Armstrong

Dan graduated from Downing College, Cambridge, in 2017 with a Double First BA Hons. in History. During his time at Downing he was the President of the Maitland History Society (2016-17), and was the recipient of two essay prizes: the J.C. Holt Undergraduate Essay Prize (2015) and the R.J. White Essay Prize (2017). After graduating from Cambridge, Dan moved to the University of East Anglia, where he was awarded an AHRC Studentship to fully-fund my MA in Medieval History. In 2018, Dan moved to St Andrews to start his PhD 'Anglo-Papal Relations, c.1066-c.1135', funded by the CLCLCL Project. Dan has continued to make good progress with his PhD research and aims to submit at the end of March 2022.

His first article, entitled 'The Norman Conquest of England, the Papacy, and the Papal Banner', is due to be published at the end of the year in the Haskins Society Journal.

He has also co-organised, under the shared auspices of CLCLCL, three online conferences in 2021: 'Borders and the Norman World: New Frontiers in Scholarship' (March), 'Law in Transmission: The Movement of Practices, Texts and Concepts across Time and Space, c. 400-1500' (May), and 'The Papacy and the Periphery, c. 1050-c. 1215' (October).

In July 2021 he was awarded a Royal Historical Society Centenary Fellowship by the Institute of Historical Research to fund the final six months of his research, after which he will return to CLCLCL as a post-doctoral researcher until the Project's conclusion.

David de Concilio

David obtained a MLaw at Roma Tre University, Italy (2018), with a thesis on money and law in medieval juridical doctrine, awarded as a thesis of particular academic value by the Roma Tre Department of Law. His PhD research for the CLCLCL project is entitled 'The development of legal texts in late twelfth-century England and Italy'.

David has completed the final draft of this thesis, and will be examined in January 2022. He also participated in the podcast series 'Law and Litigation on Dispossession c. 1050-1250: a comparative study' and in Professor Conte's audio introduction to European legal history. He co-organised the CLCLCL online conference 'Law in Transmission: The Movement of Practices, Texts and Concepts across Time and Space, c. 400-1500' and also the conference 'Borders and the Norman World: New Frontiers in Scholarship'. During the latter, he presented a paper called 'Rethinking Historiographical Boundaries: The Anglo-Norman Role in the Development of the European Legal Culture'. David gave another paper called 'Money and Legal Culture: The Glossators' Reaction to Monetary Crises (12th-13th Century)', at the seminar 'Monetary Policy in Times of Crisis (5th-16th Centuries)', University of Manchester (March 2021). In July 2021, he spent a month as Visiting Researcher at the Leopold-Wenger-Institut für Rechtsgeschichte, Ludwig-Maximilians-Universität, München. He has been awarded a Robbins Fellowship by the University of California, Berkeley, for a visiting period at their Robbins Collection in 2022.

Doctoral Researchers (cont.)

Cinnamon Ducase

Cinnamon has begun the writing of her thesis, provisionally titled: 'An Orthodox Lawscape: Property, Heresy and The Spatial in the Novels of Justinian, with a view to their Twelfth-Century "Reception"'. She has drafted an introductory chapter, which deals with spatial concepts and practice in Roman law and Christianity, as well as a second chapter on private law disputes involving ecclesiastic associations. A third chapter will address the legal meanings of the terms 'orthodox' and 'heretic' in the context of property disputes, and the final chapter will examine the late Roman sources in medieval perspective.

Cinnamon has presented her PhD research in a guest-lecture at the University of Marburg, and co-organised the CLCLCL conference 'Law in Transmission: The movement of practices, texts and concepts across time and space, c.400-1500'.

She also participated in Professor Conte's audio introduction to European legal history audio course.

Kim Thao Le (associate doctoral researcher)

Kim's research interests aim at combining legal history with social and anthropological approaches.

She first obtained an LLB in French Law and Anglo-American Law, then a BA in History, followed by an LLM in Legal History and Anthropology, at the University of Paris Nanterre. In November 2016, she was awarded a three-year doctoral contract by the Doctoral School of Law of the University of Paris Nanterre where she worked as a teaching assistant in legal history, since she started her PhD under the supervision of Professor Christophe Archan.

Between Autumn 2020 and Winter 2020/2021, Kim conducted full-time research at The National Archives, London. After collecting extensive data, she has been working out the patterns of procedure and criminal evidence. Since summer 2021, she has been starting to write her PhD dissertation.

Kim took part in the St Andrews's Postgraduate Mediaeval History Seminar in February 2021 by presenting her paper: 'Speak the truth: How Medieval Criminal Juries Fabricated Verdicts (XIIIth-XIVth centuries)'.

Kim has been involved in the team in the organizing of the project comparative law workshop 'Law in Transmission: The movement of practices, texts and concepts across time and space, c. 400-1500' which took place on 5th -7th May 2021.

From September 2021 to January 2022, she is working as a teaching assistant in legal history at the University of Paris Nanterre in France.

In December 2021 she presented a paper at the Annual Conference of the 'Société Jean Yver' on the subject of 'Repute, sociability and law'.

Completed Projects

Legal History from a European Perspective: A Podcast Course

CLCLCL Senior Researcher Professor Emanuele Conte has designed a series of podcasts which is meant as a tool to help to improve the quality of the teaching and learning of legal history.

The audio course was produced during the 2020/21 pandemic, when teaching was compelled to move online, with members of the CLCLCL team assisting with the recording and production of material.

The podcast course does not aim to replace real classes, held in person. Indeed, the pandemic confirmed to all of us the irreplaceable importance of face-to-face teaching. Shifting such unidirectional teaching into podcasts, providing a body of shared listening, frees class time to allow discussion of uncertainties, doubts, tentative interpretations, free speculations.

The study of legal history can be a powerful instrument in educating the critical senses of both students of history and students of law. That is why this course gives the points of view of the participants about many legal historical problems ranging from late Antiquity to the 19th Century. Some teachers may disagree with our choices, or with our views, and this can help to develop a critical attitude in the students.

Completed Projects

Mapping Twelfth-Century Legal Manuscripts

https://clicme.wp.st-andrews.ac.uk/map/

The Mapping Twelfth-Century Legal Manuscripts project was designed to investigate the spread and diffusion of legal literature in Europe. In doing so, it tested the current perception of legal development, which describes the diffusion of the learned legal literature as originating in Northern Italy and quickly spreading northward.

The team marked on a digital map where the manuscripts carrying ten representative legal works of the twelfth century are preserved today and (if known) where they were written or preserved in the past.

The works selected were: Bulgarus, *De regulis iuris* (including also the version written by Bertrandus Metensis); Bulgarus, *Stemma Bulgaricum* (the earliest gathering of *Quaestiones* from the Bologna school); Geraudus the Provençal, *De natura actionum*; Geraudus, *Summa Codicis* (*Trecensis*); Ioannes Bassianus, *Summa « Quicumque vult »* (on actions); *Lo Codi* (including French, Occitan, Castilian and Latin versions); *Ordo iudiciorum "Ulpianus de edendo"*; Placentinus, Summa "*Cum essem Mantue*" (on actions); *Perpendiculum*; *Quaestiones de iuris subtilitatibus.*
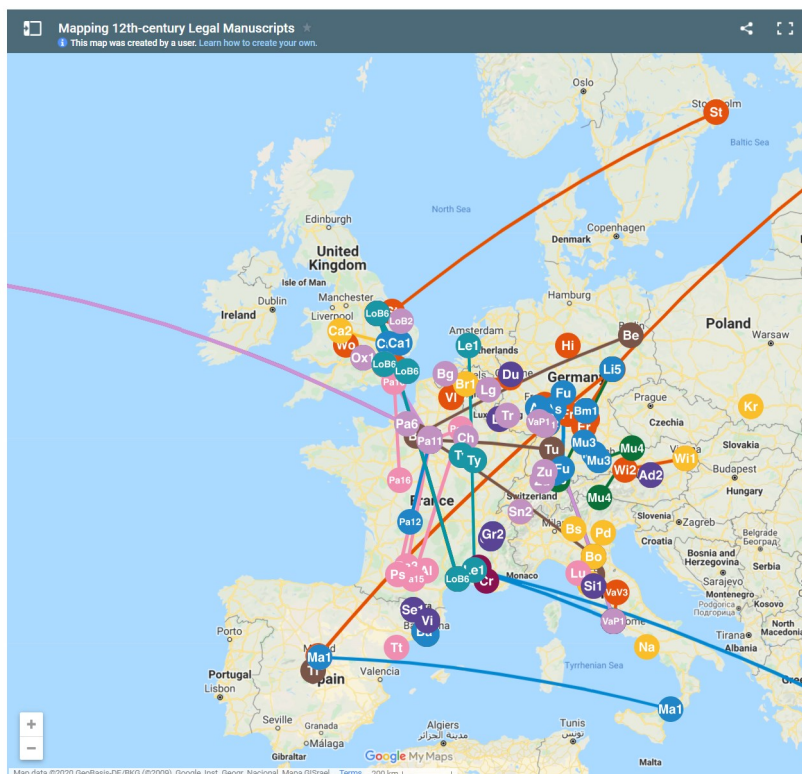
The outcomes of this exploratory project reveal a revised geography of the spreading of learned law through Europe. The places of origin, of temporary holding, and of the actual preservation of the manuscripts appear much more uniformly distributed all over the European space, including today's England, Northern France, Eastern Spain, Germany, Belgium, Low Countries, Switzerland and Austria.

Completed Projects

Dispossession Audio Course

https://clicme.wp.st-andrews.ac.uk/dispossession/

The CLCLCL team has now completed a podcast series exploring possessory actions in the twelfth and thirteenth centuries.

Common across the major legal systems of medieval Europe – Roman law, canon law, customary law, English Common law – were remedies to recover possession of property if one had been unlawfully driven out from it or had goods taken from it.

Through a series of podcast episodes, project members Professors John Hudson and Emanuele Conte, and Drs Andrew Cecchinato, Will Eves, Matt McHaffie, Attilio Stella, and Sarah White have discussed commonalities and differences in how possessory remedies worked in their respective regions and types of law.

Serving as an accessible test-case for the larger questions of the CLCLCL project, our team has produced a six-episode podcast series, along with supplementary episodes discussing specific cases, which has now gone live.

A dedicated webpage has been created which contains links to further reading, a teaching guide, a glossary specific to the podcasts, and selections of relevant primary sources in translation, thereby making the project a useful pedagogical tool for students and teachers alike.

Episode 1: Dispossession Project – Introduction

In this introductory episode, Emanuele Conte and John Hudson discuss with Sarah White the conceptual categories of possession and property and indicate ways in which dispossession may have been dealt with in the early Middle Ages.

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▶ Details and Glossary

Episode 2: Historiography

In this episode, Andrew Cecchinato, Will Eves, Matt McHaffie, and Sarah White discuss with John Hudson different traditions of legal historiography in relation to dispossession.

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▶ Details and Glossary

Episode 3: The Disputes

Screenshot from the audio course webpage

Completed Projects

Video Encyclopedia

https://clicme.wp.st-andrews.ac.uk/encyc/

The Project's online encyclopedia is now complete. It contains three 'levels' of entries. 'Level 1' entries, are short definitions of legal terms that may be encountered by those looking into medieval law.

'Level 2' entries are longer definitions, provided in video form by a member of the CLCLCL project.

Fama

'Level 3' entries are extended discussions between two or three members of the CLCLCL project concerning various subjects.

Prosecution (Criminal)

To view a transcript of this video, please click here: Prosecution

Conferences and Workshops

Law in Transmission (May 2021)

Members of the CLCLCL project organised a workshop entitled "Law in Transmission: The Movement of Practices, Texts and Concepts across Time and Space, c. 400-1500", which took place 5 May —7 May 2021. The workshop examined the dynamic movement of legal texts, practices and concepts across a range of 'regions' and 'eras' between the late eleventh and thirteenth centuries, and brought together scholars working on diverse areas of legal history.

Medieval Legal Jurisdictions Workshop (June 2021)

On 18 June, several CLCLCL members participated in a half-day workshop arising from British Academy funded project, 'Medieval Legal Jurisdictions: Jurisdiction, Legal Community, and Political Discourse in Medieval Europe, 1050–1250', on which Matt McHaffie is a co-investigator. This workshop addressed the question of historiography, and looked at how different national and legal traditions have informed the ways in which questions of law and jurisdiction are framed in different parts of medieval Europe.

Dr Sarah White provided an overview of some of the major directions in canon law research; Professor John Hudson offered wide-ranging reflections on how to write the history of law in England (as opposed to the history of English law); and Professor Caroline Humfress provided wider theoretical commentary with her characteristic insight and acuity. One of the recurring points of discussion centred on how political concerns, past and present, exercised a tremendous influence on the formation and direction of various historiographical traditions. Although such an observation on its own is hardly surprising, the workshop participants reflected on the types of political concern shaping present-day approaches. A key suggestion that will be developed further by the 'Jurisdictions' project concerns the writing of medieval legal history in a post-national mould.

The Papacy and the Periphery c.1050-c.1350 (October 2021)

Members of the CLCLCL team were involved in the organisation of "The Papacy and the Periphery, c.1050-c.1350", a conference organised by the University of St Andrews in association with the University of Glasgow. The conference, which took place on 21 Oct —23 Oct 2021, contained sessions on topics such as petitions to Rome, the consolidation of papal authority, and the peripheries and frontiers of papal influence.

The Papacy and the Periphery, c.1050-c.1300

Public Engagement

Twitter

The twitter account (@CLCLCL_Europe) is one of the central outreach means by which the Project disseminates its work. Every weekday morning one of our level one definitions is tweeted with an accompanying photo and a link to the resource, to ensure the wider use of the encyclopedia.

Since starting this in November 2018, the account's following has risen from just over 100 to over 1300 followers, who see our daily definitions, with retweets meaning that some of these definitions have reached over 3,000 people.

Tweeting these definitions has also provided a forum for discussion, with subtle amendments being made to some of the definitions through the helpful suggestions of our followers.

In addition to this, we also tweet the occasional 'research enquiry', asking the wider twitter community research questions which we are interested in or posing polls for them to answer. These have proved most popular – particularly our most recent one on examples of medieval female judges – with the enquiry being seen by 3,300 people, soliciting a range of interesting responses and examples.

Twitter was also deployed to advertise upcoming workshops. Finally, twitter has been used to ensure the wider reception of our online texts and inform others of our conference activity or achievements.

Publications

Dan Armstrong:
— [Review] *Kings, Lords, and Courts in Anglo-Norman England* (by N. Karn) *History,* 106 (2021): 302-304.
—'The Norman Conquest of England, the Papacy, and the Papal Banner', *Haskins Society Journal* 32 (2021), 47-71.

Andrew Cecchinato:
— *Madison, James (1751-1836)*, in *Encyclopedia of Diplomacy*, edited by Gordon Martel, vol. III, Wiley-Blackwell, Hoboken, 2018, pp. 1181-1183.
— *L'educazione giuridica di Thomas Jefferson* (Foligno: Il Formichiere, 2021).
— "The Nature of Custom. Legal Science and Comparative Legal History in Blackstone's *Commentaries*" in Eves, W., Hudson, J., Ivarsen, I., White, S.B., eds., *Common Law, Civil Law, Colonial Law: Essays in Comparative Legal History* (Cambridge, 2021), pp. 140-160.

Emanuele Conte:
— (with Giovanni B. Conte) 'Un foro speciale per le controversie in materia di acqua: rilettura storica e ambito positivo della giurisdizione del Tribunale delle acque pubbliche', in *Annuario di diritto dell'energia 2017, a cura di Carbone*, Napolitano, Zoppini, Bologna 2017, 369-387.
— 'L'état au MoyenÂge', dans *Formes et doctrines de l'État: Dialogue entre histoire du droit et théorie du droit*, éd. Pierre Bonin, Pierre Brunet et Soazick Kerneis, (Paris, 2018), 123-136.
— 'Educare il giurista. Le sfide del terzo millennio e le tentazioni della conservazione accademica', in *La formazione del giurista. Contributi a una riflessione*, a c. di Beatrice Pasciuta e Luca Loschiavo, Roma 2018 (La cultura giuridica), 115-125.
— 'Laici, giuristi, umanisti. Ronald Witt e l'Italia medievale', in *Quellen und Forschungen aus Italienischen Archiven und Bibliotheken*, 98 (2018), 373-383.
— 'Droit Romain', in *L'Europe. Encyclopédie Historique*, ed. Van Damme et al., Paris, Actes Sud, 2018.
— 'Il popolo è una moltitudine che canta', in *L'Indice dei libri del mese*, Febbraio 2019.
— 'Modena 1182: the origins of a new paradigm of ownership. The interface between historical contingency and the scholarly invention of legal categories', in *Glossae. European Journal of Legal History* 15 (2018), 5-18.
— (with Laurent Mayali), 'Introduction', in *A Cultural History of Law in the Middle Ages*, ed. E. Conte and L. Mayali, (London, 2019), 1-10.
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