

UNIVERZITET U SARAJEVU  
PRAVNI FAKULTET  
**Katedra za historiju prava i komparativno pravo**

**Ak. 2023/24**

***Moderne pravne kodifikacije***

Doc. dr. Ehlimana Memišević  
Dr. Amila Svraka-Imamović, viša asst.

**TEME ZA ESEJE IZ MODERNIH PRAVNIH KODIFIKACIJA**

Teme predstavljaju poglavlja iz knjiga. Možete raditi individualno ili u grupi, zavisno od teme. Knjige će biti dostupne studentima u pdf formatu.

<b>KNJIGA:</b> <b><i>The Western Codification of Criminal Law: A Revision of the Myth of its Predominant French Influence, ur. Aniceto Masferrer (Springer, 2018)</i></b>	
1.	Karl Härter, The Influence of the Napoleonic Penal Code on the Development of Criminal Law in Germany: Juridical Discourses, Legal Transfer and Codification, str. 53-76
2.	Martin P. Schennach, Ignoring France? Possible French Influences on the Development of Austrian Penal Law in the 19th Century, str. 77-94
3.	Yves Cartuyvels, The Influence of the French Penal Code of 1810 on the Belgian Penal Code of 1867: Between Continuity and Innovation, str. 95-114
4.	Frederico de Lacerda da Costa Pinto, Pedro Caeiro, The Influence of the French Penal Code of 1810 Over the “General Part” of the Portuguese Penal Code of 1852: The Visible and the Invisible, str. 115-131
5.	Stefano Vinci, An Autonomous Path for the Italian Penal Code of 1889: The Constructing Process and the First Case Law Applications, str. 131-162
6.	Michele Pifferi, The Roots of Italian Penal Codification: Nation Building and the Claim for a Peculiar Identity in Criminal Law, str. 163-192
7.	Aniceto Masferrer, The Myth of French Influence Over Spanish Codification: The General Part of the Criminal Codes of 1822 and 1848, str. 193-242

8.	Emilia Iñesta-Pastor, The Influence Exerted by the 1819 Criminal Code of the Two Sicilies upon Nineteenth-Century Spanish Criminal Law Codification and Its Projection in Latin America, str. 243 – 280
9.	Diego Nunes, The ‘ Code Pé nal’ in the Itinerary of the Criminal Codification in America and Europe: ‘ Influence’ and Circularity of Models, str. 281-296
10.	Alejandro Agüero and Matías Rosso, Codifying the Criminal Law in Argentina: Provincial and National Codification in the Genesis of the First Penal Code, str. 297-322
11.	Jorge A. Núñez, From Free Will to Social Defense (or from Cesare Beccaria to Cesare Lombroso): Julio Herrera and the Criminal Law Codification in Argentina (1903– 1922), str. 323-340
12.	Ignacio Maria Poveda Velasco, Eduardo Tomasevicius Filho, The 1830 Criminal Code of the Brazilian Empire and Its Originality, str. 341-368
13.	Oscar Cruz Barney, <b>The Mexican Codification of Criminal Law: Its Foreign Influences</b> , str. 369-394
<b>KNJIGA:</b> <b><i>Changing God’s Law: The dynamics of Middle Eastern family law</i>, ur. Nadjma Yassari (London, New York: Routledge, 2016)</b>	
14.	Chibli Mallat, Breaks and continuities in Middle Eastern law: women after the 2011 revolutions, str. 17-33
15.	Shaheen Serdar Ali, Contextualizing family law reform and plural legalities in postcolonial Pakistan, str. 34-67
16.	Monia Ben Jemia, Family law, fundamental human rights, and political transition in Tunisia, str. 68-80
17.	Nora Alim, Nadjma Yassari, Between procedure and substance: a review of law-making in Egypt, str. 113-130
18.	Nadjma Yassari, The financial relationship between spouses under Iranian law: a never-ending story of guilt and atonement?, str. 131-150
19.	Nathalie Bernard-Maugiron, Divorce in Egypt: between law in the books and law in action, str. 181-203
20.	Imen Gallala-Arndt, Personal status law in Israel: disputes between religious and secular courts, str. 204-222
<b>KNJIGA:</b> <b><i>Diverging Paths? The Shapes of Power and Institutions in Medieval Christendom and Islam</i>, ur. John Hudson, Ana Rodríguez, (Leiden, Boston: Brill, 2014)</b>	
21.	Bernard H. Stolte, Codification in Byzantium: From Justinian to Leo VI, 55–74
22.	Emanuele Conte, Magnus Ryan, Codification in the Western Middle Ages, 75–97
23.	Maribel Fierro, Codifying the Law: The Case of the Medieval Islamic West, 98–118
<b>KNJIGA:</b> <b><i>Regional Private Laws and Codification in Europe</i>, ur., Antoni Vaquer, Santiago Espiau Espiau, (Cambridge University Press, 2003)</b>	

24.	Niall R. Whitty, 'A token of independence': debates on the history and development of Scots law, str. 60-82
25.	Eric Clive, The Scottish civil code project, str. 83-101
26.	Hector L. MacQueen, Scots law in Europe: the case of contract, str. 102-117
27.	David L. Carey Miller, Scottish property: a system of Civilian principle. But could it be codified?, str. 118-135
28.	Ferran Badosa Coll, '. . . Quae ad ius Cathalanicum pertinet': the civil law of Catalonia, <i>ius commune</i> and the legal tradition, str.136-163
29.	Shael Herman, Epistle to Catalonia: romance and <i>rentabilidad</i> in an anglophone mixed jurisdiction, str. 221-249
30.	Esther Arroyo i Amayuelas, From the code civil du bas Canada (1866) to the code civil Quebecois (1991), or from the consolidation to the reform of the law: a reflection for Catalonia, str. 267-287
31.	Eugenia Dacoronia, The evolution of the Greek civil law: from its Roman–Byzantine origins to its contemporary European orientation, str. 288-305
32.	Reinhard Zimmermann, „The civil law in European codes“, str. 18-59 <b>(grupa do 2 studenta)</b>
33.	Santiago Espiau Espiau, „Unification of the European law of obligations and codification of Catalan civil law“, str. 172-221 <b>(grupa do 3 studenta)</b>
<b>KNJIGA:</b> <b><i>Codification in East Asia: Selected Papers from the 2nd IACL Thematic Conference</i>, ur. Wen-Yeu Wang (Springer, 2014)</b>	
34.	Wen-Yeu Wang, Yen-Lin Agnes Chiu, The Defining Characteristics of the Legal Family in East Asia, str. 3-18
35.	Keechang Kim, Codification in the 21st Century—A View from Korea, str. 19-35
36.	Gary F. Bell, Codification and Decodification: The State of the Civil and Commercial Codes in Indonesia, str. 39-50
37.	Kon Sik Kim, Codification in East Asia: Commercial Law, str. 61-80
38.	Qiao Liu, Xiang Ren and Zhenxing Zhang, A Report on Commercial Codification in China, with a Focus on General Provisions Jianbo Lou, The Evolution of Commercial Law in the People's Republic of China (PRC), str. 81-104
39.	Xianchu Zhang, China: Exploring an Alternative of Commercial Code in the Course of Civil Codification, str. 105-120
40.	Yeong-chin Su, Codification of Civil Law in East Asia –A General Report, str. 181-199
41.	Jin Huang and Zhengxin Huo, A Commentary on Private International Law in East Asia—From the Perspective of Chinese Law, str. 215-232
42.	Rong-chwan Chen, The Recent Development of Private International Law in Taiwan, str. 233-248
<b>KNJIGA:</b> <b><i>Legal Culture and Legal Transplants: Reports to the XVIIIth International Congress of Comparative Law</i>, ur. Jorge A. Sanchez Cordero (Washington, D. C: International Academy of Comparative Law, 2010).</b>	

43.	John Shijian Mo, Legal culture and legal transplants convergence of civil law and common law traditions in Chinese private law, str. 163-184
44.	Marko Beretić, Saša Nikšić, Legal culture and legal transplants Croatian national report, str. 184-207
45.	Sue Farran, Legal culture and legal transplants: England and Wales, str. 215-249
46.	Jaakko Husa, The stories we tell ourselves - about nordic law in specific, str. 250-267
47.	Chen Lei, Legal culture and legal transplants Hong Kong Report, str. 322-341
48.	Attila Harmathy, On the legal culture of Hungary, str. 342-361
49.	Pablo Lerner, Alfredo Mordechai Rabello, A civil code for a mixed jurisdiction: some remarks about the Israeli approach to codification, str. 456-482
50.	Alain A. Levasseur, Legal culture and legal transplants in the private law of Texas and Louisiana: the community property regime and forced heirship, str. 582-618
51.	Vicente Ugarite Del Pino, Peru's national report: legal history and ethnology, str. 794-811
52.	Malgorzata Krol, Legal culture and legal transplants: Polish national report, str. 812-824
53.	Esin Orucu, Legal culture and legal transplants: the Scottish national report, str. 1002-1032
54.	Ergun Ozsunay, Legal culture and legal transplants: Turkish national report, str. 1121-1137
55.	Louis F. Del Duca, Alain A. Levasseur, Impact of legal culture and legal transplants on the evolution of the U.S. legal system, str. 1138-1158
56.	Rogelio Perez-Perdomo, The reception of modern law in 19th century Venezuela, str. 1159-1185
57.	Agustin Parise, Legal transplants and codification: exploring the North American sources of the civil code of Argentina (1871), str. 1-65 <b>(grupa do 3 studenta)</b>
58.	J. C. Gibson, Impact of legal culture and legal transplants on the evolution of the Australian legal system, str. 66-115 <b>(grupa do 3 studenta)</b>
59.	Dirk Heirbaut, Jean-Francois Gerekens, In the shadow of France: legal acculturation and legal transplants in the Southern Netherlands/Belgium, str. 115-150 <b>(grupa od 2 studenta)</b>
60.	Andre Janssen, Reiner Schulze, Legal cultures and legal transplants in Germany: past, present and future, str. 268-310 <b>(grupa od 2 studenata)</b>
61.	J. Cyril Mathias Vincent, „Legal culture and legal transplants the evolution of the Indian legal system (with reference to private law)“, str. 362-455 <b>(grupa od 4 studenta)</b>
62.	Michele Graziadei, Legal culture and legal transplants Italian national report, str. 483-530 <b>(grupa od 3 studenata)</b>
63.	Yuka Kaneko, Accompanying legal transformation: Japanese involvement in legal and judicial reforms in Asia, str. 531-582

	<b>(grupa do 3 studenta)</b>
64.	Tong Io Cheng, Wu Yanni, „Legal transplants and the on-going formation of Macau legal culture“, str. 619-676 <b>(grupa od 3 studenta)</b>
65.	Talia Y. Khabrieva, „Legal culture and legal transplants: national report of the Russian federation, str. 941-1002 <b>(grupa od 3 studenata)</b>
<b>KNJIGA:</b> <b><i>The Scope and Structure of Civil Codes</i>, ur. Julio César Rivera (Heidelberg, New York, London: Springer, 2013)</b>	
66.	Graciela Medina, Argentina on the Eve of a New Civil and Commercial Code, str. 43-66
67.	Dirk Heirbaut and Matthias E. Storme, Private Law Codifications in Belgium, str. 67-81
68.	Augusto Teixeira Garcia, Dan Wei, Paula Nunes Correia, Tong Io Cheng, Codification in China: The Special Case of Macau, str. 83-103
69.	David Elischer, Ondřej Frinta, and Monika Pauknerová, Recodification of Private Law in the Czech Republic, str. 105-132
70.	Irene Kull, Codification of Private Law in Estonia, str. 133-153
71.	Teemu Juutilainen, Finnish Private Law: Statutory System Without a Civil Code, str. 155-180
72.	Jean-Sébastien Borghetti, French Law, str. 181-199
73.	Christina Deliyanni-Dimitrakou, The Greek Civil Code Facing the Process of Decodification and Recodification of Law str. 201-232
74.	Eyal Zamir, Private Law Codification in a Mixed Legal System – The Israeli Successful Experience, str. 233-248
75.	Rodolfo Sacco, A Civil Code Originated During the War (The Italian <i>Codice Civile</i> ), str. 249-265
76.	Hiroyasu Ishikawa, Codification, Decodification, and Recodification of the Japanese Civil Code, str. 267-285
77.	Anna Berlee, A Matter of Honour, in Which a Small People Can Be Great – The Dutch Codification Efforts in Brief, str. 287-317
78.	Dário Moura Vicente, The Scope and Structure of the Portuguese Civil Code, str. 319-329
79.	Luis Muñoz Argüelles, Some Personal Observations on Codification in Puerto Rico, str. 331-342
80.	Elsbeth Reid, Mixed but Not Codified: The Case of Scotland, str. 343-368
81.	Gabriel García Cantero, Is It Possible for a Minor Code of the Nineteenth Century to Serve as a Model in the Twenty-First Century? str. 369-385
82.	Ergun Özsunay, The Scope and Structure of Civil Codes: The Turkish Experience, str. 387-407
83.	James R. Maxeiner, Costs of No Codes, str. 409-427
84.	Agustín Parise, Private Law in Louisiana: An Account of Civil Codes, Heritage, and Law Reform, str. 429-453
85.	Eugenio Hernández-Bretón and Claudia Madrid Martínez, Codification in Venezuela, str. 429-465

