

Taubenschlag, Rafał

"Zur Stadtrechtsgeschichte von Kyrene", E. Weiss, "Scritti in onore di C. Ferrini", IV : [recenzja]

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to increase their number but to speak before the *δαιτητής* to the point. The decision lays with the *δαιτητής*. The procedure was like in Athens a bipartite: the *διαλύσις* and the preparation of the lawsuit was left to the subordinate officials, the decision belonged to the *διοικητής*. Noteworthy are remarks on slavery, on representation, loans and compensation.

MAXIME LEMOSE, *Cognitio. Etude sur le rôle du juge dans l'instruction du procès civil antique*, 1944 (*Rev. ét. lat.* 1945, 277—279).
Not seen.

E. WEISS, *Zur Stadtrechtsgeschichte von Kyrene* (*Scritti in onore di C. Ferrini* IV 232—253).

The author deals in this essay with Gaspere Oliverio, *Doc. ant. dell'Africa Italiana* III No. 358. The inscription refers to four ordinances issued by Ptolemaios Soter in the year 109/8 B.C. The first ordinance is of little value; it concerns sacrifices for the king and his sister, the queen and their son, and provides that the costs of these sacrifices have to be covered by the municipal authorities and by the priests. The second ordinance refers according to the author to the estate of the *στεφανηκότες*, the former officers who were accused of some delicts committed while in office before the court of the *chrematistae*: their estate have to be delivered to their legal heirs. This ordinance intended probably to alter a provision hitherto in force that the estate of condemned officers reverted to the city without any exception. The third ordinance is a *πρόσταγμα* on the embezzlement of ownerless goods which alters a royal *διάγραμμα* and in which this *πρόσταγμα* had to be inserted. This additional decree aims at the protection of the population against a too severe treatment by the *fiscus*. The fourth one forbids the undertaking of some measures without a previous sentence of the *chrematists*. It refers to *ἀδέσποτα* and *κατη[ι]τιαμένα* — also to ownerless gods. The ordinance intends to establish the procedure against individuals concerning properties which fall to the state. The essay ends with an excursus on the legal treatment of refugees and the Roman *restitutio in integrum*.

PENAL LAW

E. BERNEKER, *Ποινή* (*R. E.* XVIII 4, 1950).

The author deals in this article with the meaning of the expression *ποινή* including also the Egyptian papyri. The expression