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SURVEY OF THE LITERATURE
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S O U R C E S

Johannes Stroux, *Die neuen Ulpianfragmente und ihre Bedeutung für die Interpolationenforschung* (Sonderabdruck aus *Miscellanea Academica Berolinensia*, Akademie Verlag Berlin 1950).

In this essay the author is concerned with Ryl. 474 which as was established by Zulueta derives from Ulpian 26 ad ed. He examines how the compilers proceeded with the introductory terminological treatise in D 12,1,1 pr. and shows that they kept the wording making however some omissions. The formerly conjectured interpolations are disproved by this papyrus. There is not to be found in any place an insertion, an emblema of Tribonian. It would be better to avoid the word „interpolation“ for this kind of abbreviations. There is obviously at the bottom of it not an intention to interfere but only that to cancell superfluous words. The same method was followed by the compilers in D 50, 16, 233 § 2, in the introduction of the Gaius commentary to the XII tables. Here a smaller passage was shortened.

Fritz Schulz, *Die Ulpianfragmente des Papyrus Rylands 474* (Sav. Z. 68, 1951 p. 1 ff).

The text cannot have been written by Ulpian and belongs to those *explanationes titulorum* in Ulpian's commentary of the edict which had long been recognized as not genuine. Our *explanation* cannot be ascribed to the Justinian compilers, it is to be assigned to a post-classical edition of Ulpian's commentary of the edict which did not render Ulpian's text in its purity.

Ernst Schönbauer, *Der juristisch literarische Papyrus der Wenger-Festschrift* (S. A. aus dem Anzeiger der phil.-hist. Kl. d. öst. Ak. d. Wiss. Jhg. 1951 N^o. 26).

This dissertation is devoted to P. Berl. Inv. 16. 976/977 published by Schubart in „Festschrift für Leopold Wenger” (vol. II) under the title „Actio condicidia et longi temporis praescriptio”. With penetrating criticism the autor analyses the theories of Seidl and his pupil Dr Rudolf Regler, presented in a not printed dissertation „Gedanken zu Pap. Berl. Inv. 16.976/977” and develops his own hypothesis that the fragments deal with various *praescriptiones temporariae*. The author points out that this text is of topical importance for the question on the legal working of the local and provincial law after the C. A.

E. Seidl, *Studia et Documenta Historiae et Iuris* XV (1949) p. 335 — 336.

Seidl's X survey on legal papyrology contains very interesting remarks on Berl. Zill. N^o. 8 (663 A. D.). In this papyrus a *colonus*, convicted of a theft but not yet brought to punishment promises by a written oath to pay a fine in case of being tried for a new theft, besides παραδοθῆναι με τῷ ἐνδόξῳ πραιτω(ρίῳ) [x(α)ι] ζημίᾳ ὑποκ]εῖσθαι ἐπὶ νοτιῶ πληγγῶν and confirms all that by a *stipulatio*. This would be impossible from the point of view of the imperial law, but it is admissible under the ancient Egyptian law (cf. Seidl, *Einführung* 50).

F. Pringsheim, *A suggestion on P. Col. Inv. N^o 480* (Journal of jur. pap. V. 115 ff).

A. Fuks, *Notes on the archive of Nicanor* (Journal of jur. pap. V 207 ff).

J. Modrzejewski, *The πρόσταγμα in the papyri* (Journal of jur. pap. V. 187 ff).

A. Würstle, *Untersuchungen zu Cair. Zen. III 59. 355* (Journal of jur. pap. V 9 ff).

T. B. L. Webster, *Note: Addendum to Rendel Harris Papyri N^o 56* (Journal of jur. pap. V 237).

Adolf Berger, *In dubiis benigniora* (D 50, 17, 56). *Considerazioni interpolazionistiche* (Atti del Congr. int. di dir. rom. e di storia del diritto, vol. II, p. 187 — 205).