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"Droit et société dans la Grèce ancienne", L. Gernet, Paris 1955 : [recenzja]

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Artykuł został zdigitalizowany i opracowany do udostępnienia w internecie przez **Muzeum Historii Polski** w ramach prac podejmowanych na rzecz zapewnienia otwartego, powszechnego i trwałego dostępu do polskiego dorobku naukowego i kulturalnego. Artykuł jest umieszczony w kolekcji cyfrowej bazhum.muzhp.pl, gromadzącej zawartość polskich czasopism humanistycznych i społecznych.

Tekst jest udostępniony do wykorzystania w ramach dozwolonego użytku.

- E. G^{en}zmer, *Zum Verhältnis von Rechtsgeschichte und Rechtsvergleichung* (*Archiv f. Rechts- u. Sozialphilosophie* XLI, 3 [1955] 326—347).

In this impressive and very interesting study the most valuable for a historian of law are the author's considerations about the comparative law in the ancient states. The philosophical speculations of Plato over the Ideal State rely upon the comparative study of the positive legislation of the poleis. The Politics of Aristotle investigates the state forms on the basis of the penetrating statements concerning the constitutions of particular city-states. The preserved fragment of Theophrastus concerning sale shows but a little of the comparative presentation of the Greek private law. Earlier still the Greeks began to practice comparison of law. The laws of Cherondas and Zeleukos, the Attic law on murder and others were totally or partly taken over by other Greek cities, because they were considered better than their own laws. The applied comparative law may be observed in the early times of the Roman Republic: the *ius gentium* has to some extent evolved from the applied comparative law.

- L. Gernet, *Droit et société dans la Grèce ancienne* (Publications de l'Institut de Droit romain de l'Université de Paris, 13; 1955) 243 pp.

This book contains a collection of studies published by the author in different periodicals. They concern following matters: Myths and legends; the designation of the murderer; the law of Gortyna; the *diamartyria* — the archaic procedure of the Athenian law; public arbitration in Athens; Solon's law on testaments; the aspects of the Athenian law of slavery; the commercial actions in the Athenian law; the right of purchase and the notion of contract in Greece; the contractual obligations in the Greek law.

Also the author makes use of the papyri which fact enhances the value of his book.

- S. Riccobono jr., *Das römische Reichsrecht und der Gnomon des Idios Logos* (*Gastvorlesung an der Universität Erlangen*) Erlangen 1957, 41 pp.