The Settlement of Disputes in Early Medieval Europe

edited by Wendy Davies and Paul Fouracre

Settlement Of Disputes In Early Medieval Europe

Wendy Davies,Paul Fouracre

Settlement Of Disputes In Early Medieval Europe:

The Settlement of Disputes in Early Medieval Europe Wendy Davies,Paul Fouracre,1992-04-23 This is a collection of original essays on the settlement of disputes in the early middle ages a subject of central importance for social and political history Case material from the evidence of charters is used to reveal the realities of the settlement process in the behaviour and interactions of people instead of the prescriptive and idealised models of law codes and edicts The book is not therefore a technical study of charters evidence The geographical range across Europe is unusually wide which allows comparison across differing societies Frankish material is inevitably prominent but the contributors have sought to integrate Celtic Greek Italian and Spanish material into the mainstream of the subject Above all the book aims to demystify the study of early medieval law and to present a radical reappraisal of established assumptions about law and society   Settlement of Disputes in Early Medieval Europe Alexander Joseph Ralston,Paul Fouracre (Supervisor.),University of Manchester. School of Arts, Histories, and Cultures,2009   **Conflict in Medieval Europe** Warren C. Brown,Piotr Górecki,2017-05-15 Conflict is defined here broadly and inclusively as an element of social life and social relations Its study encompasses the law not just disputes concerning property but wider issues of criminality coercion and violence status sex sexuality and gender as well as the phases and manifestations of conflict and the behaviors brought to bear on it It engages too with the nature of the transformation spanning the Carolingian period and its implications for the meanings of power violence and peace Conflict in Medieval Europe represents the American school of the study of medieval conflict and social order Framed by two substantial historiographical and conceptual surveys of the field it brings together two generations of scholars the pioneers who continue to expand the research agenda and younger colleagues who represent the best emerging work on this subject The book therefore both marks the trajectory of conflict studies in the United States and presents a set of original highly individual contributions across a shifting conceptual range indicative of a major transition in the field   **A Companion to the Early Middle Ages** Pauline Stafford,2013-03-26 Drawing on 28 original essays A Companion to the Early Middle Ages takes an inclusive approach to the history of Britain and Ireland from c 500 to c 1100 to overcome artificial distinctions of modern national boundaries A collaborative history from leading scholars covering the key debates and issues Surveys the building blocks of political society and considers whether there were fundamental differences across Britain and Ireland Considers potential factors for change including the economy Christianisation and the Vikings   Italy and Early Medieval Europe Ross Balzaretti,Julia Barrow,Patricia Skinner,2018-07-26 A comprehensive survey of recent work in Medieval Italian history and archaeology by an international cast of contributors arranged within a broader context of studies on other regions and major historical transitions in Europe c 400 to c 1400CE Each of the contributors reflect on the contribution made to the field by Chris Wickham whose own work spans studies based on close archival work to broad and ambitious statements on economic and social change in the transition from Roman to medieval Europe and the value of comparing this across time and space

Re-Thinking Kinship and Feudalism in Early Medieval Europe Stephen D. White,2023-07-07 This is the second collection of studies by Stephen D White to be published by Variorum the first being Feuding and Peace Making in Eleventh Century France The essays in this volume look principally at France and England from Merovingian and Anglo Saxon times up to the 12th century They analyze Latin and Old French discourses that medieval nobles used to construct their relationships with kin lords men and friends and investigate the political dimensions of such relationships with particular reference to patronage clientage the use of land as an item of exchange and feuding In so doing the essays call into question the conventional practice of studying kinship and feudalism as independent systems of legal institutions and propose new strategies for studying them **Law and Authority in the Early Middle Ages** Thomas Faulkner,2016-02-15 An examination of the barbarian laws in Carolingian Europe contributing to debates concerning written law kingship and ethnic identities **State and Society in the Early Middle Ages** Matthew Innes,2000-04-24 This book first published in 2000 is a pioneering study of politics and society in the early Middle Ages Whereas it is widely believed that the source materials for early medieval Europe are too sparse to allow sustained study of the workings of social and political relationships on the ground this book focuses on a uniquely well documented area to investigate the basis of power Topics covered include the foundation of monasteries their relationship with the laity and their role as social centres the significance of urbanism the control of land the development of property rights and the organization of states community kinship and lordship justice and dispute settlement the uses of the written word violence and the feud and the development of political structures from the Roman empire to the high Middle Ages *The New Cambridge Medieval History* Rosamond McKitterick,1995 Sample Text *Documentary Culture and the Laity in the Early Middle Ages* Warren Brown,Marios Costambeys,Matthew Innes,Adam Kosto,2013 This revealing study explores how people at all social levels whether laity or clergy needed used and kept documents *Topographies of Power in the Early Middle Ages* Frans Theuws,Mayke B. de Jong,Carine Van Rhijn,2001 Saint Maurice d Agaune Gudme Vistula Francia Maastricht Aachen Gaul Cordoba *Carolingian Catalonia* Cullen J. Chandler,2019-01-10 Drawing on a range of evidence related to royal authority political events and literate culture this study traces how kings and emperors involved themselves in the affairs of the Spanish March and examines how actively people in Catalonia participated in politics centred on the royal court Rather than setting the political development of the region in terms of Catalonia s future independence as a medieval principality Cullen J Chandler addresses it as part of the Carolingian experiment In doing so he incorporates an analysis of political events alongside an examination of such cultural issues as the spread of the Rule of Benedict the Adoptionist controversy and the educational programme of the Carolingian reforms This new history of the region offers a robust and absorbing analysis of the nature of the Carolingian legacy in the March while also revising traditional interpretations of ethnic motivations for political acts and earlier attempts to pinpoint the constitutional birth of Catalonia **Norms of Dependency in Late Antique and Early Medieval Societies** Martin

Schermaier,Julia Winnebeck,Matthias Becher,2025-06-02 Late antique and early medieval normative sources frequently employ Roman legal terminology to denote a person s legal inferiority and thus suggest the continued relevance of the concepts associated with these terms However it is far from clear to what extent the use of identical terminology actually indicates the similarity of social phenomena There is ample evidence of important changes regarding the rights and duties of enslaved persons and the development or emergence of other new forms of asymmetrical dependency This raises the question to what extent consistency in terminology and legal practice is actually an indicator of the stability of social structures Against this background a group of scholars of legal ecclesiastical and social history were invited to a conference at the BCDSS in March 2022 to scrutinise different law codes and legal sources for their evidence of dependency The result are these ten papers that truly enhance our understanding of slavery and other dependency relations in late antique and early medieval societies from c 100 to c 900 CE   Courts, Elites, and Gendered Power in the Early Middle Ages Janet L. Nelson,2024-10-28 A major theme in the volume of articles by Janet Nelson is the usefulness of gender as a category of historical analysis Papers range widely across early medieval time and geographical as well as social space but most focus on the Carolingian period and on royalty and elites The workings of dynastic political power are viewed in social as well as political context and the author explores the realities of gendered power which while constraining women gave them distinctive possibilities for agency These papers offer new perspectives on the Carolingian world in general and on Charlemagne s reign in particular   **Law, Family, and Women** Thomas Kuehn,2015-08-07 Focusing on Florence Thomas Kuehn demonstrates the formative influence of law on Italian society during the Renaissance especially in the spheres of family and women Kuehn s use of legal sources along with letters diaries and contemporary accounts allows him to present a compelling image of the social processes that affected the shape and function of the law The numerous law courts of Italian city states constantly devised and revised statutes Kuehn traces the permutations of these laws then examines their use by Florentines to arbitrate conflict and regulate social behavior regarding such issues as kinship marriage business inheritance illlegitimacy and gender Ranging from one man s embittered denunciation of his father to another s reaction to his kinsmen s rejection of him as illegitimate Law Family and Women provides fascinating evidence of the tensions riddling family life in Renaissance Florence Kuehn shows how these same tensions often articulated in and through the law affected women He examines the role of the mundualdus a male legal guardian for women in Florence the control of fathers over their married daughters and issues of inheritance by and through women An ambitious attempt to reformulate the agenda of Renaissance social history Kuehn s work will be of value to both legal anthropologists and social historians Thomas Kuehn is professor of history at Clemson University   Law and Order in Anglo-Saxon England Tom Lambert,2017-02-23 Law and Order in Anglo Saxon England explores English legal culture and practice across the Anglo Saxon period beginning with the essentially pre Christian laws enshrined in writing by King thelberht of Kent in c 600 and working forward to the Norman Conquest of 1066

It attempts to escape the traditional retrospective assumptions of legal history focused on the late twelfth century Common Law and to establish a new interpretative framework for the subject more sensitive to contemporary cultural assumptions and practical realities The focus of the volume is on the maintenance of order what constituted good order what forms of wrongdoing were threatening to it what roles kings lords communities and individuals were expected to play in maintaining it and how that worked in practice Its core argument is that the Anglo Saxons had a coherent stable and enduring legal order that lacks modern analogies it was neither state like nor stateless and needs to be understood on its own terms rather than as a variant or hybrid of these models Tom Lambert elucidates a distinctively early medieval understanding of the tension between the interests of individuals and communities and a vision of how that tension ought to be managed that strikingly treats strongly libertarian and communitarian features as complementary Potentially violent honour focused feuding was an integral aspect of legitimate legal practice throughout the period but so too was fearsome punishment for forms of wrongdoing judged socially threatening Law and Order in Anglo Saxon England charts the development of kings involvement in law in terms both of their authority to legislate and their ability to influence local practice presenting a picture of increasingly ambitious and effective royal legal innovation that relied more on the cooperation of local communal assemblies than kings sparse and patchy network of administrative officials **Windows on Justice in Northern Iberia, 800–1000** Wendy Davies,2016-03-31 Although it has a rich historiography and from the late ninth century is rich in textual evidence northern Iberia has barely featured in the great debates of early medieval European history of recent generations Lying beyond the Frankish world in a peninsula more than half controlled by Muslims Spanish and Portuguese experience has seemed irrelevant to the Carolingian Empire and the political fragmentation or realignment that followed it But Spain and Portugal shared the late Roman heritage which influenced much of western Europe in the early middle ages and by the tenth century records and practice in the Christian north still shared features with parts farther east What is interesting in the wider European context is that some of the so called characteristics of the Carolingian world the public court collective judgment are as characteristic of the Iberian world The suggestion that they disappeared in the Frankish world to be replaced by private mechanisms has played a major role in debates about the changing nature of power in the central middle ages what happened in judicial courts has been central to the grand narratives of Duby and successive historians for they are a powerful lens into the very real issues of politics and power Looking at the practice of judicial courts in Europe west of Frankia allows us to think again about the nature of the public identifying all the records of that practice allows us to adjust the balance between monastic and lay activity What these show is that peasants like other lay people used the courts to seek redress and gain advantages Records were not entirely framed nor practice entirely dominated by ecclesiastical interests

The Oxford Handbook of Medieval Christianity John H. Arnold,2014-08-21 The Oxford Handbook of Medieval Christianity takes as its subject the beliefs practices and institutions of the Christian Church between 400 and 1500AD It addresses topics

ranging from early medieval monasticism to late medieval mysticism from the material wealth of the Church to the spiritual exercises through which certain believers might attempt to improve their souls Each chapter tells a story but seeks also to ask how and why Christianity took particular forms at particular moments in history paying attention to both the spiritual and otherwordly aspects of religion and the material and political contexts in which they were often embedded This Handbook is a landmark academic collection that presents cutting edge interpretive perspectives on medieval religion for a wide academic audience drawing together thirty key scholars in the field from the United States the UK and Europe Notably the Handbook is arranged thematically and focusses on an analytical rather than narrative approach seeking to demonstrate the variety change and complexity of religion throughout this long period and the numerous different ways in which modern scholarship can approach it While providing a very wide ranging view of the subject it also offers an important agenda for further study in the field **Christian Spain and Portugal in the Early Middle Ages** Wendy Davies,2019-12-06 A collection of papers in English by one of the foremost historians of the social and economic structure of medieval rural communities who here examines local societies in rural northern Spain and Portugal in the early middle ages Principal themes are scribal practice and the analysis of charter texts gift sale and wealth justice and judicial procedures Always with a concern for personal relationships and interactions for mobility for decision making and for practice a sense of land and landscape runs throughout The Spanish and Portuguese experience has seemed irrelevant to the great debates of early medieval European history that occupy historians But Spain and Portugal shared the late Roman heritage which influenced much of western Europe in the early middle ages and by the tenth century records and practice in Christian Iberia still shared features with the Carolingian world This book offers a substantial corpus of Iberian evidence to set beside Frankish Italian English and Scandinavian material and thereby makes it possible for northern Iberia to play a part in these great debates of medieval European history CS1084 **Cultures of Conflict Resolution in Early Modern Europe** Stephen Cummins,Laura Kounine,2017-05-15 Disputes discord and reconciliation were fundamental parts of the fabric of communal living in early modern Europe This edited volume presents essays on the cultural codes of conflict and its resolution in this period under three broad themes peacemaking as practice the nature of mediation and arbitration and the role of criminal law in conflicts Through an exploration of conflict and peacemaking this volume provides innovative accounts of state formation community and religion in the early modern period

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