

Program: Doctoral Academic Studies		
Course title: COMPARATIVE LEGAL TRADITIONS		
Teachers: Prof. Dr. Sima Avramović; Ass. Prof. Dr. Vojislav Stanimirović		
Course status: elective / mandatory		
Number of ECTS: 10		
Requirements: 300 ECTS		
Aims of the course: Profound understanding of relationship among Legal History and Comparative Law; Overview of different legal traditions in history; Impact of Comparative Legal Traditions in modern legal development; Legal borrowings, legal transplants, diffusion of law and legal culture; Understanding and research of sources; Developing skills in academic research and writing.		
Course result: Proper knowledge of comparative legal history, preparation for research of sources necessary to achieve new results; Awareness of the diversity existing in the legal traditions of the World; Adequate insight in interactions between different legal systems; Insight in significant legal families – Civil Law, Common Law, Sharia Law; Evaluation of Patric Glen's concept „Presence of the Past“; Ability for critical approach to sources and literature; Accurate insight in private and public law institutions through history.		
Course content: Legal tradition and Comparative law; Comparative law – a method or a science?; Defining legal families and legal culture; Primitive law – past and present (Diamond); Early codifications; Ancient legal systems; Byzantine, Oriental, Common law and German early legal traditions; <i>Ius commune</i> and <i>ius proprium</i> in Middle ages; Modern legal traditions – constitutional history, modern codifications; Legal imperialism; Harmonization and unification of European law – innovative <i>ius commune</i> .		
Literature: <p>Аврамовић, С. – Станимировић, В., <i>Упоредна правна традиција</i>, Београд 2017. Watson, A., <i>Legal transplants: an approach to comparative law</i>, Athens GA 1993. Glenn, P., <i>Legal Traditions of the World</i>, Oxford 2014 (5th ed). Baker, J. H., <i>An Introduction to English Legal History</i>, London 1979. Robinson, O. – Fergus, T. – Gordon, W., <i>An Introduction to European Legal History</i>, London – Edinburgh – Dublin 2000. Watson, A., <i>The Evolution of Western Private Law</i>, Baltimore – London 2001. Watson, A., <i>Roman Law and Comparative Law</i>, Athens GA 1991. Zimmermann, R., <i>Roman Law, Contemporary Law, European Law – The Civilian Tradition Today</i>, Oxford 2004. Zweigert, K. – Koetz, H. – Weir, T., <i>An Introduction to Comparative Law</i>, Amsterdam – Oxford 1998.</p>		
Number of lectures – active classes	Theoretical classes:	Practical classes :

Instruction method: teaching, analysis of sources, comparative approach to legal institutions; simulation of trials in legal history; elements of research methodology in legal history

Grading system (maximum number of points 100)

Pre-exam obligations	Points		
Activities during lectures	30		
Activities during practical classes	30		
Tests			
Seminar classes			
Final Exam	40		