

Program: Doctoral Academic Studies
Course title: NATIONAL HISTORY OF STATE AND LAW
Teachers: Prof. Mirjana Stefanovski, PhD; Prof. Zoran S. Mirković, PhD
Course status: mandatory for Legal History Stream
Number of ECTS: 10
Requirements: /
Aims of the course: Enabling the candidate for independent and critical research and study of sources; development of critical thought and conscience of the importance that legal culture had in the past; analysis of legal mechanisms and a synthetic perception thereof; deepening of knowledge of subject matter of the research; drafting a doctoral dissertation of good quality and securing its scientific added value.
Course result: The candidate should attain the level of knowledge and skill at which he/she should be able to independently and critically assess the problems of the national history of state and law and to independently conduct original research and study.
Course content: The Course encompasses Serbian legal history from the Middle Ages until modern times, starting with South-Slav state and legal entities in the Balkans and gaining a view on the contemporary law on the basis of sources that are not numerous. Legal position of Serbs under foreign rule, and legal heritage as part of culture that had a role in preservation of national self-consciousness, represent a separate topic. Significant attention is devoted to the development of laws and states of Serbia and Montenegro in XIX and XX centuries, as well as to their constitutional issues, codifications, and respective influences of the European legal tradition. The final part pertains to the formation and the development of state and law of the common Yugoslav state in the interwar period, which should facilitate understanding of modern-day state and legal realities.
Literature: Д. Јанковић [D. Janković], М. Мирковић [M. Mirković], <i>Државноправна историја Југославије</i> [History of state and law of Yugoslavia], Београд [Belgrade] (any edition); Д. Јевтић [D. Jevtić], Д. Поповић [D. Popović], <i>Народна правна историја</i> [National legal history], Београд [Belgrade] (any edition); Зоран С. Мирковић [Zoran S. Mirković], <i>Српска правна историја</i> [Serbian legal history], Београд [Belgrade] (any edition); Љубомирка Кркљуш [Ljubomirka Krkljuš], <i>Правна историја српског народа</i> [Legal history of the Serbian nation], Београд [Belgrade] any edition; Теодор Тарановски [Teodor Taranovski], <i>Историја српског права у Немањинској држави</i> [History of Serbian law in the Nemanjić state], vol. I-II, Београд [Belgrade] 1931; vol. III-IV, Београд [Belgrade] 1935 (vol. I – IV, Београд [Belgrade] 1996); Александар Соловјев [Aleksandar Solovjev], <i>Законодавство Стефана Душана цара Срба и Грка</i> [Legislation of Stefan Dusan, emperor of Serbs and Greeks], Скопље [Skoplje] 1928 (Београд [Belgrade] 1998); Никола Радојчић [Nikola Radojčić], <i>Српски државни сабори у средњем веку</i> [Serbian state assemblies in the Middle Ages], Београд [Belgrade] 1940; Милош Благојевић [Milos Blagojević], <i>Државна управа у српским средњовековним земљама</i> [State administration in Serbian medieval states], Београд [Belgrade] 1997; Валтазар Божишић [Valtazar Bogišić], <i>Метод и систем кодификације имовинског права у Црној Гори</i> [Method and system of codification of property, torts and contracts law in Montenegro] (edited by Т. Никчевић [T. Nikčević], Београд [Belgrade] 1967); <i>Сто педесет година од доношења Српског грађанског законика (1844 – 1994)</i> [One hundred and fifty years since enactment of the Serbian Civil Code (1844-1994)], Зборник радова [Collection of papers], Београд [Belgrade] 1996; Слободан Јовановић [Slobodan Jovanović], <i>Уставобранитељи и њихова влада (1838 – 1858)</i> [Defenders of the constitution and their rule (1838-1858)], Београд [Belgrade] 1912 (or editions of 1928, 1933, 1990 – III vol. of <i>Сабрана дела</i> [Collected works]); Слободан Јовановић, [Slobodan Jovanović], <i>Влада Милана Обреновића</i> [The Rule of Milan Obrenović] I-II, 1990 (<i>Сабрана дела</i> [Collected works], vol. 4-5) or Београд [Belgrade] 1926, 1927; Dragoslav Janković, <i>Srpska država Prvog ustanka</i> [Serbian state of the First Uprising], Beograd [Belgrade] 1984. Мирко Мирковић [Mirko Mirković], <i>Правни положај и карактер српске цркве под турском влашћу (1459 – 1766)</i> [Legal position and character of the Serbian church under Turkish rule], Београд [Belgrade] 1965; Мирјана Стефановски [Mirjana Stefanovski], <i>Идеја хрватског државног права и стварање Југославије</i> [The concept of Croatian state law and formation of Yugoslavia], Београд [Belgrade] 1995, 1998, 2008; Марко Павловић [Marko Pavlović], <i>Југословенска држава и право 1918 – 1941</i> [Yugoslav state and law

1918-1941], Крагујевац [Kragujevac] 2000;
 Милош Благојевић [Miloš Vladojević], Дејан Медаковић [Dejan Medaković], Радош Љушић [Radoš Ljušić],
 Љубодраг Димић [Ljubodrag Dimić], *Историја српске државности* [History of Serbian statehood], I – III,
 Нови Сад [Novi Sad] 2000 – 2001;

Number of lectures – active classes	Theoretical classes: 75	Research and study :
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Instruction method: lectures, consultations

Grading system (maximum number of points 100)

Pre-exam obligations	points	Final Exam	points
Activities during the semester	30	Oral exam	70