

# Canon Law In The Middle Ages

**Victor M. Corman**

*Medieval Canon Law* James A. Brundage, Melodie H. Eichbauer, 2022-08-05 It is impossible to understand how the medieval church functioned and, in turn, influenced the lay world within its care without understanding canon law. This book examines its development from its beginnings to the end of the Middle Ages, updating its findings in light of recent scholarly trends. This second edition has been fully revised and updated by Melodie H. Eichbauer to include additional material on the early Middle Ages; the significance of the discovery of earlier versions of Gratian's Decretum; and the new research into law emanating from secular authorities, councils, episcopal acts, and juridical commentary to rethink our understanding of the sources of law and canon law's place in medieval society. Separate chapters examine canon law in intellectual spaces; the canonical courts and their procedures; and, using the case studies of deviation from orthodoxy and marriage, canon law in the lives of people. The main body of the book concludes with the influence of canon law in Western society, but has been reworked by integrating sections cut from the first edition chapters on canon law in private and public life to highlight the importance of this field of research. Throughout the work and found in the bibliography are references to current literature and resources in order to make researching in the field more accessible. The first appendix provides examples of how canonical texts are cited while the second offers biographical notes on canonists featured in the work. The end result is a second edition that is significantly rewritten and updated but retains the spirit of Brundage's original text. Covering all aspects of medieval canon law and its influence on medieval politics, society, and culture, this book provides students of medieval history with an accessible overview of this foundational aspect of medieval history.

**Popes, Teachers, and Canon Law in the Middle Ages** James Ross Sweeney, Stanley Chodorow, 1989 This book of essays honors Brian Tierney--Pref.

*Canonical Collections of the Early Middle Ages (ca. 400-1140)* Lotte Kéry, 1999 Contains a bibliographical survey of the chronological and systematic canonical collections in the Latin West from the beginnings of Christianity to Gratian's Decretum (ca. 1140). Dr. Kéry not only has compiled a catalogue of early medieval canonistic manuscripts, but has included valuable information about them. For each collection she has described its type and contents, the time and place of compilation, and, when possible, its author. Full bibliographies have been provided for each collection, arranged in chronological order. Scholars will find her work particularly useful since she has also noted where scholars have differed and

where their opinions may be found. Special attention has been paid to the numerous recensions of the collections. She has given a separate entry for important recensions and has lists of fragments and abbreviated forms of the collections.

**The history of ideas and doctrines of canon law in the middle ages** Stephan Kuttner,1992

**Medieval Councils, Decretals and Collections of Canon Law** Stephan Kuttner,2024-10-28 First published in 1980, but then out of print for several years, this collection, together with *The History of Ideas and Doctrines of Canon Law in the Middle Ages*, presents a series of fundamental articles by the acknowledged master of medieval canon law studies. For this second edition they have been provided with extensive sections of new notes and references and the detailed indexes have been wholly revised and expanded. The volumes therefore now constitute essential works of reference for all those interested in the study of the medieval Church and its law. Ces deux collections, tout d'abord publiées en 1980, mais actuellement hors impression depuis plusieurs années, présentent une série de textes fondamentaux du maître incontesté de l'étude du droit canon médiéval. Pour cette seconde édition, elles ont été enrichies de sections importantes de nouvelles notes et références et les index détaillés ont été entièrement révisés et approfondis. De ce fait, ces ouvrages constituent aujourd'hui des travaux essentiels de référence pour tous ceux intéressés par l'étude de l'Eglise médiévale et de son droit.

*Sex, Law, and Marriage in the Middle Ages* James A. Brundage,1993 Carnal delight, marriage, concubinage, coital position, rape, impotence and frigidity as grounds for annulment, the status of women both within and outside of marriage, intermarriage between Christians and Jews, prostitution, and sodomy are among the topics discussed in 17 essays reproduced from their original publication, 1975-91. Much attention is paid to Canon Law and church policy. Distributed in the US by Ashgate. Annotation copyright by Book News, Inc., Portland, OR

**Law and Jurisdiction in the Middle Ages** Walter Ullmann,George Garnett,2024-10-28 Walter Ullmann's contribution to the study of medieval political and legal thought needs no emphasis. In the present volume are collected a number of the early articles which it was not possible to include in his previous collections, together with others published since those volumes appeared. The articles display a striking consistency of approach, though in the more than forty years separating the earliest from the latest there is an obvious development in his thought. Ullman held the view that the law must be studied in its own historical context, as a function of society and a product of the factors which shaped social life; equally, he stressed the central position of the law in the study of medieval history, for its precise character meant that it could provide a more reliable probe into medieval beliefs and doctrine than any other form of evidence.

Readers, Texts and Compilers in the Earlier Middle Ages Martin Brett,Kathleen G. Cushing,2017-05-15 Reflecting the focus but also range of their honorand's work in medieval canon law in the era before Gratian, the essays in this volume explore the creation and transmission of canonical texts and the motives of their compilers but also address the issues of how the law was interpreted and used by diverse audiences in the earlier middle ages, with especial focus on the eleventh and

early twelfth centuries. These issues have lain at the heart of Linda Fowler-Magerl's distinguished body of scholarly work on judicial ordines and procedural literature, on the transmission of canonical texts and their formal sources before Gratian, and perhaps most especially her pioneering role in the creation of a database of canon law manuscripts before Gratian now published as *Clavis canonum*. Linda Fowler-Magerl's work has fundamentally transformed our understanding of canonistic activity in the era before Gratian and its reception across the Church throughout Europe. Individually the scholars whose studies are included in this volume offer new viewpoints on several key issues and questions relating to the creation of canonical texts, the concerns of their compilers and the transmission of their work, as well as the use of such texts by readers with the most various interests in the period. As a whole, the volume contributes to an understanding of the increasing importance of the written law for a far wider circle than Roman reformers and local advocates. These issues are especially highlighted by the editors' introduction.

*The History of Courts and Procedure in Medieval Canon Law* Wilfried Hartmann, Kenneth Pennington, 2016-09-09 By the end of the thirteenth century, court procedure in continental Europe in secular and ecclesiastical courts shared many characteristics. As the academic jurists of the *Ius commune* began to excavate the norms of procedure from Justinian's great codification of law and then to expound them in the classroom and in their writings, they shaped the structure of ecclesiastical courts and secular courts as well. These essays also illuminate striking differences in the sources that we find in different parts of Europe. In northern Europe the archives are rich but do not always provide the details we need to understand a particular case. In Italy and Southern France the documentation is more detailed than in other parts of Europe but here too the historical records do not answer every question we might pose to them. In Spain, detailed documentation is strangely lacking, if not altogether absent. Iberian conciliar canons and tracts on procedure tell us much about practice in Spanish courts. As these essays demonstrate, scholars who want to peer into the medieval courtroom, must also read letters, papal decretals, chronicles, conciliar canons, and consilia to provide a nuanced and complete picture of what happened in medieval trials. This volume will give sophisticated guidance to all readers with an interest in European law and courts.

*Ritual, Text and Law* Richard F. Gyug, 2017-11-28 Reflecting the range of their honorand's interests, the essays in *Ritual, Text and Law* provide a stimulating and panoramic exploration of the interrelated fields of liturgy and canon law in the Middle Ages, chiefly through the scrutiny of texts and their transmission. Roger Reynolds' scholarly work has not only considered the relations between law and liturgy, but has also focused on liturgical practice and the evolution of rituals, paleography and the often complicated relationships between canonical collections, in particular the southern Italian Collection in Five Books. Due in large part to Reynolds' research, the fields of medieval canon law and liturgy are now recognized as fundamental elements of medieval religious and intellectual history that shed light on medieval Christian belief and practice. The studies are grouped thematically under the headings of 'Ritual' and 'Text and Law'. Each section has an

introduction by the editors, in which they survey recent developments in the study of medieval canon law and liturgy with reference to Reynolds's own research, provide historical context for the individual studies, and draw attention to the ways in which the studies reflect current concerns. Individually, the contributors offer new viewpoints on key issues and questions relating to medieval religious, cultural and intellectual history, particularly of the period c.900-1200, and especially the Italian peninsula. Collectively they illuminate the interaction of medieval Christianity and its rituals, as well as the relationship of the secular and the sacred as transmitted in liturgico-canonical texts from the time of the early church to the 14th century.

**Studies in the History of Medieval Canon Law** Stephan Kuttner, 2024-10-28 This fourth selection of articles by Professor Kuttner complements the volumes previously published by Variorum. Its subject is the history of the Church law of the Middle Ages, and the manner in which it has been studied. One group of articles is particularly concerned with the broader implications of medieval law, with its role in the history of doctrines and ideas: other sections focus on the history of the Glossators in modern research, and on the canonists of the period following the Decretals of Pope Gregory IX " the Glossa Ordinaria and the works of St Raymond of Peñafort and Johannes Andreae form specific areas of interest. As in the previous volumes, there is an extensive section of 'Retractiones, recording the results of further research and assiduously detailing and commenting upon work done in the field since the articles were first published. To facilitate access to all this material, important indexes have also been provided. Cette quatrième collection d'articles du Professeur Kuttner complète les volumes préalablement publiés par Variorum. Elle a pour sujet l'histoire du droit l'Eglise au Moyen Age et la manière dont il a été étudié. Un des groupes d'articles traite en particulier des implications plus larges medieval et de son rôle dans l'histoire doctrines et des idées. D'autres se concentrent sur l'histoire des Glossateurs au travers de la recherche moderne et sur les canonistes de la période suivant les décrétales du pape Grégoire IX " les Glossa Ordinaria et les travaux de St Raymond de Penafort et de Johannes Andreae constituent des passages d'interet spécifiques. De même que dans les volumes précédentes, il existe une importante section de 'Retractiones' ou sont enregistres les résultants de recherches supplémentaires et ou y sont faits un compte-rendu assidueusement détaille, ainsi que des commentaires sur le travail accompli dans la domaine en question depuis la première publication des articles. Afin de faciliter

**Canon Law in the Kingdom of Bohemia in the Middle Ages** Pavel Krafl, 2025

**The Cambridge History of Medieval Canon Law** Anders Winroth, John C. Wei, 2022-01-27 Canon law touched nearly every aspect of medieval society, including many issues we now think of as purely secular. It regulated marriages, oaths, usury, sorcery, heresy, university life, penance, just war, court procedure, and Christian relations with religious minorities. Canon law also regulated the clergy and the Church, one of the most important institutions in the Middle Ages. This Cambridge History offers a comprehensive survey of canon law, both chronologically and thematically. Written by an

international team of scholars, it explores, in non-technical language, how it operated in the daily life of people and in the great political events of the time. The volume demonstrates that medieval canon law holds a unique position in the legal history of Europe. Indeed, the influence of medieval canon law, which was at the forefront of introducing and defining concepts such as 'equity,' 'rationality,' 'office,' and 'positive law,' has been enormous, long-lasting, and remarkably diverse.

The (History of Medieval Canon Law) History of Medieval Canon Law in the Classical Period, 1140-1234 Wilfried Hartmann, Kenneth Pennington, 2008 This latest volume in the ongoing History of Medieval Canon Law series covers the period from Gratian's initial teaching of canon law during the 1120s to just before the promulgation of the Decretals of Pope Gregory IX in 1234.

**The Use of Canon Law in Ecclesiastical Administration, 1000-1234**, 2018-11-05 The Use of Canon Law in Ecclesiastical Administration, 1000-1234 explores the integration of canon law within administration and society in the central Middle Ages. Grounded in the careers of ecclesiastical administrators, each essay serves as a case study that couples law with social, political or intellectual developments. Together, the essays seek to integrate the textual analysis necessary to understand the evolution and transmission of the legal tradition into the broader study of twelfth century ecclesiastical government and practice. The essays therefore both place law into the wider developments of the long twelfth century but also highlight points of continuity throughout the period. Contributors are Greta Austin, Bruce C. Brasington, Kathleen G. Cushing, Stephan Dusil, Louis I. Hamilton, Mia Münster-Swendsen, William L. North, John S. Ott, and Jason Taliadoros.

A (Studies in Medieval and Early Modern Canon Law, Volume 6) Pernicious Sort of Woman Elizabeth Makowski, 2005-05 WINNER OF THE 2007 HISTORY OF WOMEN RELIGIOUS DISTINGUISHED BOOK AWARD Whether they were secular canonesses or beguines, tertiaries or Sisters of the Common Life, quasi-religious women in the later Middle Ages lived their lives against a backdrop of struggle and insecurity resulting, in large measure, from their ambivalent legal status. Because they lacked one or more of the canonical earmarks of religious women strictly speaking, they had to justify their unauthorized way of life and to defend themselves against association with those who had been branded unorthodox, unruly, or even heretical. Ambiguous legal status within the organized Church and the contests to which it gave rise are a constant theme in the historiography of quasi-religious women, yet there has been no full-scale study of what it meant at law to be a mulier religiosa. This book provides a thorough examination of the writings of canon lawyers in the late Middle Ages as they come to terms, both in their academic work and also in their roles as judges and advisers, with women who were not, strictly speaking, religious, but who were popularly thought of as such. It studies the ways in which jurists strove to categorize these women and to clarify the sometimes ambivalent canons relating to their lives in the community. It assesses, among other things, the extent to which lawyers proved responsive to popular as well as learned notions of what constituted religious life for women when the interests of particular clients were at stake. A Pernicious Sort of Woman will be a useful supplement to

books devoted to individual quasi-religious women or to specific manifestations of female lay piety. It will be of interest to historians of Christianity and specialists in the law and women's studies as well as anyone interested in the history of religious women. ABOUT THE AUTHOR Elizabeth Makowski is Associate Professor of History at Texas State University. She is the author of *Canon Law and Cloistered Women* and coauthor of *Wykked Wyves and the Woes of Marriage*. PRAISE FOR THE BOOK: This book should help shed light on the context in which women developed their forms of religious life and be of use to historians and those who study particular women or communities that were trying to survive in [the later Middle Ages].--Magistra This book is a worthy follow-up to the author's excellent monograph *Canon Law and Cloistered Women*. . . . There is no doubt that *A Pernicious Sort of Woman* is a first-rate book. Makowski's story of the formulation, reception, and use of the Clementine decrees on quasi-religious women is a model of how the neglected, 'elephantine literature' of Fourteenth- and Fifteenth-century canon law can be tamed and put to good use. Makowski aimed at a wide scholarly audience and her book hits the mark: a reader ignorant of canon law may take for granted the lucid summaries of texts that can be rather intractable. Those expert in ecclesiastical law will appreciate this achievement all the more, but should also be grateful for the way Makowski smoothly integrated such technical material with one of the hot topics of medieval historiography today: late medieval women's religiosity.--Patrick Nold, *Ecclesiastical Law Journal* Elizabeth Makowski brilliantly makes sense of the incongruities between canon law's increasing 'crack-down' on religious women of all sorts and the actuality of increasing numbers of late medieval quasi-religious women. In so doing she has written an essential book for all those embarking on the study of medieval religious women, on the history of canon law, and on the history of those late medieval towns and regions that began to persecute beguines and other religious women. The importance of this study is threefold: it constitutes a valuable introduction to the work

Papal Letters in the Early Middle Ages Detlev Jasper, Horst Fuhrmann, 2001 An examination of the transmission and spread of papal documents in the Latin West between the 4th and 9th centuries. These documents, which were collected from the 5th century onwards, became the basis of canon law. The second part of the volume discusses the prevalence of forged decrees which were attributed to the earliest popes.

**Law, Marriage, and Society in the Later Middle Ages** Charles Donahue, Jr., 2008-03-17 This is a study of marriage litigation (with some reference to sexual offenses) in the archiepiscopal court of York (1300-1500) and the episcopal courts of Ely (1374-1381), Paris (1384-1387), Cambrai (1438-1453), and Brussels (1448-1459). All these courts were, for the most part, correctly applying the late medieval canon law of marriage, but statistical analysis of the cases and results confirms that there were substantial differences both in the types of cases the courts heard and the results they reached. Marriages in England in the later middle ages were often under the control of the parties to the marriage, whereas those in northern France and southern Netherlands were often under the control of the parties' families and social superiors. Within this broad

generalization the book brings to light patterns of late medieval men and women manipulating each other and the courts to produce extraordinarily varied results.

Nordic Perspectives on Medieval Canon Law Mia Korpiola,1999

**Law as Profession and Practice in Medieval Europe** Kenneth Pennington,Melodie Harris Eichbauer,2011 This volume brings together a set of papers by international scholars, distinguished in their own right, in honor of James Brundage. Each contribution corresponds to an important focus of Brundage's own work. The connection between the development of medieval legal thought and constitutional ideas is the theme that marks the first section, while the second centres on the growth of the legal profession. The following papers explore the intersection of law and marriage and finally the influence of legal thinking on the crusading movement.

The Enigmatic Realm of **Canon Law In The Middle Ages**: Unleashing the Language is Inner Magic

In a fast-paced digital era where connections and knowledge intertwine, the enigmatic realm of language reveals its inherent magic. Its capacity to stir emotions, ignite contemplation, and catalyze profound transformations is nothing lacking extraordinary. Within the captivating pages of **Canon Law In The Middle Ages** a literary masterpiece penned with a renowned author, readers set about a transformative journey, unlocking the secrets and untapped potential embedded within each word. In this evaluation, we shall explore the book is core themes, assess its distinct writing style, and delve into its lasting impact on the hearts and minds of people who partake in its reading experience.

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## Table of Contents Canon Law In The Middle Ages

1. Understanding the eBook Canon Law In The Middle Ages
  - The Rise of Digital Reading Canon Law In The Middle

- Ages
  - Advantages of eBooks Over Traditional Books
2. Identifying Canon Law In The

- |  |   |  |
|--|---|--|
| <p>Middle Ages</p> <ul style="list-style-type: none"> <li>◦ Exploring Different Genres</li> <li>◦ Considering Fiction vs. Non-Fiction</li> <li>◦ Determining Your Reading Goals</li> </ul> <p>3. Choosing the Right eBook Platform</p> <ul style="list-style-type: none"> <li>◦ Popular eBook Platforms</li> <li>◦ Features to Look for in an Canon Law In The Middle Ages</li> <li>◦ User-Friendly Interface</li> </ul> <p>4. Exploring eBook Recommendations from Canon Law In The Middle Ages</p> <ul style="list-style-type: none"> <li>◦ Personalized Recommendations</li> <li>◦ Canon Law In The Middle Ages User Reviews and Ratings</li> <li>◦ Canon Law In The Middle Ages and Bestseller Lists</li> </ul> <p>5. Accessing Canon Law In The Middle Ages Free and Paid eBooks</p> <ul style="list-style-type: none"> <li>◦ Canon Law In The Middle Ages Public Domain eBooks</li> <li>◦ Canon Law In The Middle Ages eBook Subscription</li> </ul> | <p>Services</p> <ul style="list-style-type: none"> <li>◦ Canon Law In The Middle Ages Budget-Friendly Options</li> </ul> <p>6. Navigating Canon Law In The Middle Ages eBook Formats</p> <ul style="list-style-type: none"> <li>◦ ePub, PDF, MOBI, and More</li> <li>◦ Canon Law In The Middle Ages Compatibility with Devices</li> <li>◦ Canon Law In The Middle Ages Enhanced eBook Features</li> </ul> <p>7. Enhancing Your Reading Experience</p> <ul style="list-style-type: none"> <li>◦ Adjustable Fonts and Text Sizes of Canon Law In The Middle Ages</li> <li>◦ Highlighting and Note-Taking Canon Law In The Middle Ages</li> <li>◦ Interactive Elements Canon Law In The Middle Ages</li> </ul> <p>8. Staying Engaged with Canon Law In The Middle Ages</p> <ul style="list-style-type: none"> <li>◦ Joining Online Reading Communities</li> <li>◦ Participating in Virtual Book Clubs</li> </ul> | <ul style="list-style-type: none"> <li>◦ Following Authors and Publishers Canon Law In The Middle Ages</li> </ul> <p>9. Balancing eBooks and Physical Books Canon Law In The Middle Ages</p> <ul style="list-style-type: none"> <li>◦ Benefits of a Digital Library</li> <li>◦ Creating a Diverse Reading Collection Canon Law In The Middle Ages</li> </ul> <p>10. Overcoming Reading Challenges</p> <ul style="list-style-type: none"> <li>◦ Dealing with Digital Eye Strain</li> <li>◦ Minimizing Distractions</li> <li>◦ Managing Screen Time</li> </ul> <p>11. Cultivating a Reading Routine Canon Law In The Middle Ages</p> <ul style="list-style-type: none"> <li>◦ Setting Reading Goals Canon Law In The Middle Ages</li> <li>◦ Carving Out Dedicated Reading Time</li> </ul> <p>12. Sourcing Reliable Information of Canon Law In The Middle Ages</p> <ul style="list-style-type: none"> <li>◦ Fact-Checking eBook Content of Canon Law In The Middle Ages</li> <li>◦ Distinguishing Credible Sources</li> </ul> <p>13. Promoting Lifelong Learning</p> |
|--|---|--|



- Utilizing eBooks for Skill Development
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- Integration of Multimedia Elements
- Interactive and Gamified eBooks

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