

Table 5.2. Course Specification		
Study programme: First-cycle academic studies of the first level – Law		
Course title: History of State and Law		
Instructor(s): Atanasovska-Cvetković P. Aneta		
Course status: Compulsory, first year, first semester		
ECTS: 10		
Prerequisites: None		
Course Aim To introduce students to the historical development and formation of states, forms of state organization, legal systems and legal institutions of specific states in specific historical periods, including Serbia, and to acquaint them with the sources of law considered fundamental in particular states and legal systems. To familiarize students with the specific terminology of a legal-historical character relating to the essential institutions of law (private, public and procedural law) applicable to specific states and legal systems that existed throughout history. To introduce students to the subject matter of History of State and Law with the aim of understanding these topics and facilitating comprehension of modern legal concepts and institutions.		
Learning Outcomes Acquisition of knowledge in the history of state and law, individual legal institutions and branches of law (civil law, criminal law, court procedure – procedural law), as well as knowledge of central and local authority and social standing in specific historical societies, states and periods; understanding of the interconnection and correlation between state and law and their mutual influence; comprehension of the sources of law considered fundamental and applicable to specific historical states and legal systems; developing the ability to observe state and law as complex social phenomena that have their own process of creation, development, transition, stagnation, change, or simply cease to exist; understanding of the foundations and concept of the legal system applicable to a specific state in a specific historical period (ancient – antique states, feudal states, early modern states). The outcome of the course is the acquisition by students of knowledge about the development of state and law, which forms the basis for further study and mastery of positive law disciplines in later years of study.		
Course Content <i>Theoretical instruction</i> Introductory considerations – definition of the concept, subject and aim of the history of state and law, emergence and development of the history of state and law, periodization, historical and legal-historical sources; comparative legal tradition and history of law; Comparative law and the comparative method; Legal tradition and historical jurisprudence; Main legal families; Sources of knowledge and sources of law. Primitive community – phases and development of the primitive community, productive forces and relations of production, kinship basis, religion in the primitive community, social organization, first forms of ownership, social norms and sanctions. Development of state and law in antiquity, periodization, society, state organization, law: 1) Eastern despotisms – Egypt and Sumer, Akkad and Babylon; 2) Antique states – Sparta and Athens (reforms, society, state organization, law). Development of state and law in the Middle Ages: 1) first medieval states – the Frankish state; the Roman (Byzantine) Empire; Arab caliphates and Sharia law; and 2) estate and absolute monarchies: Germany, England, France. Canon law as a factor of unification of medieval law. The modern era and codifications of the modern era – the French Civil Code of 1804, the Austrian Civil Code of 1811, the Serbian Civil Code of 1844, the General Property Code of Montenegro of 1888. The constitutional and legal development of Serbia through historical periods. <i>Practical instruction</i> Clarification of topics covered in lectures, examination of specific states, legal systems, and selected sources from legal history characteristic of various historical periods and civilizational areas, including Serbia, and their analysis. Continuous and active student participation. Preparation for exams and colloquia. Evaluation of teaching and the results arising from its delivery.		
Literature Randall Lesaffer, European Legal History: A Cultural and Political Perspective, Cambridge University Press, 2023. Antonio Padoa-Schioppa, A History of Law in Europe: From the Early Middle Ages to the Twentieth Century, Cambridge University Press, 2017.		
Hours of active teaching:	Theoretical instruction: 90	Practical instruction: 30

Teaching Methods Lectures are held in a lecture hall with students. Exercises are conducted in classrooms: (1) as lecture-style exercises, where specific lecture topics are further developed; (2) as demonstration exercises, for presenting individual types of states and legal systems throughout the history of specific civilizational areas, including Serbia; and (3) as discussion exercises, for discussing selected topics from the covered material.
Knowledge Assessment (maximum points: 100)

Pre-exam obligations	Points	Final exam	Points
Activity during lectures	5	Written exam	-

Practical instruction	5	Oral exam	50
Colloquium(s)	30	...	-
Seminar(s)	10	-	-