

# Methodenfragen der Romanistik im Wandel

Paul Koschakers Vermächtnis 80 Jahre nach seiner Krisenschrift  
Herausgegeben von Tommaso Beggio und Aleksander Grebieniow

[Methodological Issues on Roman Law in Times of Change. The Legacy of Paul Koschaker's »Krisenschrift« Eighty Years after its Publication.]

Published in German.

This book offers an overview of the methodological debate that took place in Roman law scholarship at the beginning of the twentieth century. It pays particular attention to the up-dating that was proposed by Paul Koschaker in his »Krisenschrift« in 1938. Koschaker's concern regarded whether Roman law was still practicable in terms of legal dogmatics, or if it was merely a product of history and part of Europe's cultural heritage. The question has never gone away and remains at the heart of the methodological discussion of Roman law scholarship. Indeed, the current crisis of the European project and the emergence of new doctrinal pleas underline its topicality and demonstrate its enormous flexibility over the centuries in different socio-economic environments.

Survey of contents

*Christian Baldus*: Vorwort – *Tommaso Beggio/Aleksander Grebieniow*: Einleitung – *Tommaso Beggio*: Tra Rechtsdogmatik e vergleichende Rechtsgeschichte. Questioni di metodo e studio del diritto romano nell'opera di Paul Koschaker – *Marko Petrak*: Ius europaeum or ius oecumenicum? Koschaker, Schmitt and D'Ors on Roman Law and the Renewal of Legal Scholarship in the Postwar Context – *Filippo Bonin*: La romanistica italiana dinanzi alla crisi tedesca. La Aktualisierung degli studi di diritto romano e il patto Betti-Koschaker – *Tomasz Giaro*: Legal Historians and the Eastern Border of Europe – *Aleksander Grebieniow*: Römisches Recht als Vergleichsfaktor: Ignacy Koschembahr-Lyskowski (1864–1945) und die Methodenfrage – *Philipp Bosch*: Seminar- und Diskussionsbericht



2020. XIV, 236 pages. IusRom 7

ISBN 978-3-16-159275-1  
sewn paper 59,00 €

ISBN 978-3-16-159276-8  
eBook PDF 59,00 €

**Tommaso Beggio** ist Ricercatore an der Universität Trient.

<https://orcid.org/0000-0003-0685-2995>

**Aleksander Grebieniow** ist Assistenz-Professor an der Universität Warschau und Mitglied des Forschungsbüros im Obersten Gericht der Republik Polen.

<https://orcid.org/0000-0003-0380-4541>

Order now:

[https://www.mohrsiebeck.com/en/book/methodenfragen-der-romanistik-im-wandel-9783161592751?no\\_cache=1](https://www.mohrsiebeck.com/en/book/methodenfragen-der-romanistik-im-wandel-9783161592751?no_cache=1)

[order@mohrsiebeck.com](mailto:order@mohrsiebeck.com)

Phone: +49 (0)7071-923-17

Fax: +49 (0)7071-51104