Contents

Introduction: The Making of Law in Europe 1

PART ONE Ancient Times

1 Roman Law: Now You See It, Now You Don’t 13
2 The Creation of Latin Christendom 34

PART TWO The Early Middle Ages

3 An Age with No Jurists? 47
4 Lords, Emperors, and Popes around the Year 1000 62

PART THREE The Later Middle Ages

5 The Birth of a European ius Commune 75
6 The Birth of an English Common Law 93

PART FOUR The Early Modern Period

7 Crisis and Reaffirmation of ius Commune 119
8 Crisis and Reinvention of Common Law 131
9 From ius Gentium to Natural Law: Making European Law Universal 152
Contents

PART FIVE  Modernity

10 North American Developments 167
11 The French Revolution 183

PART SIX  The Nineteenth Century

12 Codifying the Laws of Europe: Making European Law Universal II 207
13 Codifying Common Law 217

Epilogue: A Market, a Community, and a Union 231

Notes 245
Further Reading 255
Acknowledgments 279
Index 281