

# Comparative Jurisprudence

**Professor Laurent Mayali**

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*Office Hours*

Monday 10:00-11:00 a.m.

Wednesday 10:00-11:00 a.m.

<b>Midterm: Thurs. 22. July</b>	<b>25% of final grade</b>
<b>Paper: Wed. 4. August</b>	<b>25% of final grade</b>
<b>Final: Thurs. 12 August</b>	<b>35% of final grade</b>
<b>Discussion section</b>	<b>15% of final grade</b>

## Week 1

**A - Introduction.**

**Globalization, Cultural Diversity, Legal Institutions and Social Norms.**

**What is Comparative Law? Definition, Methodology, Tools and Objectives.**

*Readings: pp. 13-76*

*Tues. 6. Jul.*

*Wed. 7. Jul.*

**B - Natural Law, International law and State Law.**

*Readings : pp. 77-154*

*Thur. 8. Jul. (77-99)*

*Mon. 12. Jul. (100-154)*

## Week 2

**A - Legal Tradition, Legal Culture, Legal Families, and Legal Systems.**

**Convergence and Divergence Theories**

*Readings : pp. 159-193*

*Tues. 13. Jul.*

**B - Constitutional Culture and Individual Rights.**

*Readings pp.194- 240*

*Wed. 14. Jul. (194-217)*

*Thurs. 15 Jul. (217-240)*

## Week 3

**A - The Civil Law Tradition:**

**-The Legacy of Roman Law. Legal sources: Statutes and Codification in Western Europe**

*Readings :pp. 245-328*

*Mon. 19. Jul. (245-294)*

*Tues. 20. Jul. (295-328)*

**B - The Formation and the Nature of the Common Law, Expansion and Diffusion**

*Readings : pp. 331-385*

*Wed. 21. Jul.*

*Thurs. 22. Jul. Midterm.*

**Week 4**

**A - Legal Codes and National Identity**

*Readings : pp. 389-426*

*Mon. 26. Jul.*

**B - The concept of Religious Law**

**Law and religion: Secular State and Religious Norms**

*Readings : pp. 429-600*

*Tues. 27. Jul (429- 523)*

*Wed. 28. Jul. (524-600)*

**Week 5**

**A - Socialist law: Legal Sources and Models.**

*Readings: pp. 5-80*

*Thurs. 29 Jul (5-58)*

*Mon. 2. Aug. (58-80)*

**B - Customary Law: Definition, authority, and interpretation: Traditional Norms and Legal Systems.**

*Readings: pp. 83-178*

*Tues. 3. Aug. (83-125)*

*Wed. 4. Aug. (126-178) Paper*

**Week 6**

**A - African Legal Pluralism and the Law Making process: Law Giving and Administration of Justice.**

*Readings: pp. 183-342*

*Thurs. 5. Aug. (183-263)*

*Mon. 9. Aug. (264-342)*

**B - Judicial process, traditions and the settlement of disputes.**

*Readings: pp. 351- 471*

*Tues. 10. Aug. (351-408)*

*Wed. 11. Aug. (409-471)*

*Thurs. 12. Aug. Final.*