

Name of university, Name of faculty: Trnava University
Faculty of Law

INFORMATION SHEET OF THE SUBJECT

Code: ZDPd101		Name: History of State and Law in the Territory of Slovakia I	
Cover: Department of Historical Law and Legal Methodology			
Type of educational activity: Lecture		Number of credits: 5	Recommended semester: WT
Scope of educational activity (in hours): Weekly: - For term of study: ZS 10			Study grade: PhD. Study
Method of educational activity: Attendance			
Recommended semester	Study programme		
1.year WT	Theory and History of State and Law (ZTDŠP-DŠ)		
2.year WT	Theory and History of State and Law (ZTDŠP-EŠ)		
Underlie subjects:			
Conditions for passing the course: Method of evaluation: Completion by a continuing assessment Continuous evaluation: Continuous assessment: activity in the lessons, individual consultations. Assessed will be the student's ability to understand and verify the historical reality in dissertation research.			
Final evaluation: Completion by a continuing assessment Finished: By continuing assessment.			
Learning outcomes: The aim is to pass knowledge about the pre-state era in the Slovak territory, about the development of the state during the existence of the Hungarian Kingdom, and about the respective development of law. It is supposed to be an analysis and synthesis of the development of the state, administration, judiciary and legal institutes in the Slovak territory until 1848. The students will acquire knowledge, will understand historical and legal-historical connections, and will be able to understand deeper what they learned in other subjects during their bachelor and master studies. The students will be able to independently and creatively handle the legal-historical topics and write a scholarly study, conference contribution, comparison of legal-historical phenomena, institutes, historical eras, pre-state and state systems, etc.			
Schedule of subject: History of Law in the Slovak Territory Since the Pre-state Era (Samo's Empire, Principality of Nitra) till the State Formation. Sources of Law. Great Moravia: Central and Local Authorities, Church Organisation, Development of Law. The Early-feudal Hungarian state – Central and Local Authorities, Development of Law, Sources of Law. The Monarchy of Social Classes: Formation, Legal Particularism, Central and Local Authorities, Formation and Development of Towns, Judiciary, Law and Sources of Law, Constitutionalism, the Holy Crown of St. Stephen, Development of the Hungarian Diet. Development of Law and the Codification Efforts During the Existence of the Monarchy of Social Classes. Absolute Monarchy, Hungary after 1526, Central and Local State and Administration Bodies, Reforms of Maria Theresa and Joseph II. Development of Law in this Era. Sources of Hungarian Private Law in the Middle Ages. Subjects of Law, Capacity to Perform Legal Acts. Family Law. Families in the Ancient Times, Decline from Kinship Family, Betrothal, Marriage, Matrimonial Property Law, Relations Between Parents and Children, Tutelage, Curatorship. Thing as a Specific Category of Property, Classification of Things in the Hungarian Medieval Law, Collective Things and their Division. Rights in Rem. Property Rights, Constraints on Property Rights in the Hungarian Feudal Law (Donation, Urbarium, Town Property, Jura Regalia, Mineral Rights, Adjunctum Accessorium, Right of Lien, Servitude). Possession. Law of obligation. Arising of Obligations, Lien, Change of Obligations, and Termination of Obligations. Contracts. Law of Inheritance and its Development, Nobility Inheritance Law, Bourgeois Inheritance Law, Villein Inheritance Law. Development of Criminal and Procedural Law. Opus Tripartitum as the Decretum generale among the Hungarian Sources of Private Law, Revision Efforts, Pre-codification Efforts from the 18th until the mid-19th Century.			
Recommended reading: Basic recommended literature: MOSNÝ, P. – HUBENÁK, L. Dejiny štátu a práva na Slovensku. Košice : Aprilla,s.r.o., 2008. MOSNÝ, P. – LACLAVÍKOVÁ, M. : Dejiny štátu a práva na území Slovenska I. Od najstarších čias do roku 1848. Heuréka : Šamorín, 2010. MOSNÝ, P. – LACLAVÍKOVÁ, M.: History of State and Law on the Territory of Slovakia I : From Ancient Times till 1848. Vydavateľství a nakladatelství Aleš Čeněk, 2009. ŠVECOVÁ, A. – GÁBRIŠ, T.: Dejiny štátu, správy a súdnictva na Slovensku. Plzeň : Aleš Čeněk, 2009. SIVÁK, F.: Slovenské a české dejiny štátu a práva v rokoch 1918 – 1945. Bratislava, 1996. MOSNÝ, P.: České a slovenské dejiny štátu a práva po roku 1918. I. a II. časť. Košice, 1994. VOJÁČEK, L. – KOLÁRIK, J. – GÁBRIŠ, T.: Československé právne dejiny. Paneurópska vysoká škola. 2011. BEŇA, J. – GÁBRIŠ, T.: Dejiny práva na území Slovenska I. (do roku 1918). Univerzita Komenského Bratislava. Právnická fakulta, vydavateľské oddelenie, 2008. LUBY, Š.: Dejiny súkromného práva na území Slovenska. Bratislava: Iura edition, 2000.			

Sources:

LACLAVÍKOVÁ, M. – ŠVECOVÁ, A. : Pramene práva na území Slovenska I : Od najstarších čias do roku 1790. Trnava : Typi Universitatis Tyrnaviensis, 2007.

LACLAVÍKOVÁ, M. – ŠVECOVÁ, A. : Pramene práva na území Slovenska II. (1790-1918). Trnava : Typi Universitatis Tyrnaviensis, 2012.

BIANCHI, L. a kol.: Dejiny štátu a práva na území Československa v období kapitalizmu. I. diel 1848-1918. Bratislava, 1971.

ČAPLOVIČ, D. a kol.: Dokumenty slovenskej národnej identity a štátnosti. I. a II. diel. Bratislava, 1998.

FAJNOR, V. – ZÁTURECKÝ, A.: Nástin súkromného práva platného na Slovensku a Podkarpatskej Rusi. Šamorín, 1998.

HOLÁK, J.: Vznik mestského práva na Slovensku a jeho pramene. Turčiansky Sv. Martin, 1940. Tiež In: Zborník Matice slovenskej (Historica), r. 16-18, 1938-39, č. 3-4.

KIZLINK, K.: Právo Veľkej Moravy. In. Právnické štúdie, roč. 17, 1969.

LEHOTSKÁ, D.: Vývoj mestského práva na Slovensku. In: Zborník Filozofickej fakulty UK, roč. 10, 1959.

LUBY, Š.: Liptovský a Turčiansky register z roku 1391. (Príspevok k otázke donačného systému na Slovensku). Bratislava, 1932.

LUBY, Š.: Obyčajové právo a súdna prax. Bratislava, 1939.

MALÝ, K.: Dějiny českého a česko-slovenského práva do roku 1945. Praha, 1997.

RAUSCHER, R.: Slovenské právni dějiny v rámci dějin práva ve střední Evropě. Bratislava, 1927.

RAUSCHER, R.: Přehled dějin právních pramenů na Slovensku. Bratislava, 1930.

Language requirements: Slovak**Notes:****Course evaluation:**

Assessed students in total: 5

A	B	C	D	E	FX
20%	0%	20%	0%	20%	40%

Lecturers:

prof. JUDr. Bc. Miriam Laclavíková, PhD., lecturer, examiner

prof. PhDr. JUDr. Adriana Pollák, PhD., lecturer, examiner

Date of last change: 01.09.2026**Approved by:** prof. PhDr. JUDr. Tomáš Gábriš, PhD., LL.M., MA