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## **Bibliography History of International Economic and Commercial Law (BiHIECL)**

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### **Introduction**

This bibliography, as it stands now, contains monographs, chapters and articles (not primary sources), written in English, French, Italian, German, Spanish and Dutch, that were published from 1870. The geographical scope is limited to Europe and the Americas. As concerns Europe, no references regarding Antiquity are included (except for the Roman law on partnership and insolvency). Attention is paid to Nordic, Arab and Jewish influences. Some source editions of treaties are mentioned. In the future, this bibliography will be expanded to include source editions and doctrinal texts, of both before and after 1900.

The following themes are addressed:

The history of the history of commercial law

Handbooks of the history of commercial law

Histories of national commercial law

Essay collections and conference volumes on the history of commercial law

Handbooks of international commercial law

Thematic monographs of national economic and commercial law, with historical arguments

Commercial law in economic history

Agency

Bills of exchange

Codifications of commercial law (nineteenth century)

Codifications of commercial law (twentieth century)

Commercial courts (Middle Ages, early modern period)

Commercial courts (nineteenth-twentieth centuries)

Commercial customs

Commercial statutes (overviews, collections)

Commercial treaties

Company law

Competition law

Corporate governance

Corporations

Definition of merchant (Middle Ages and early modern period)

Doctrine of commercial law

Economic law

Fairs

Guilds

Insurance (non-maritime)

International arbitration

International commercial law

International insolvency

International investment law

International trade law

Legal personhood

Lex mercatoria (theory)

Lex mercatoria (history)

Maritime insurance and general average

Maritime law

Mercantile/corporate insolvency (including imprisonment for debt) (Middle Ages, early modern period, nineteenth century)

Pledge

Stock exchanges

Transport law (road)

Usury

## **The history of the history of commercial law**

L. Brunori, 'History of business law: a European history?', *Glossae – European Journal of Legal History* 15 (2018), 62-79.

A. Cordes, 'The Future of the History of Medieval Trade Law', *The American Journal of Legal History* 56 (2016), 12-20.

D. De ruysscher, 'The Merchant on Stage. Grand Narratives in the History of Commercial Law', *Zeitschrift für neuere Rechtsgeschichte* 45/190 (2023), 75-96.

Fl. Garnier, 'Eugène-Edmond Thaller et les Annales de droit commercial' in N. Hakim and F. Melleray (eds.), *Le renouveau de la doctrine française. Les grands auteurs de la pensée juridique au tournant du XXe siècle*, Paris, Dalloz, 2009, 159-196.

Fl. Garnier, 'Contribuer à l'écriture de l'histoire du droit commercial: le moment José Martinez Gijon' in L. Brunori, O. Descamps and X. Prévost (eds.), *Pour une histoire européenne du droit des affaires: comparaisons méthodologiques et bilans historiographiques*, Toulouse, Presses universitaires de Toulouse, 2020, 107-125.

Fl. Garnier, 'Œuvre de juristes italiens et juristes français à l'œuvre dans les Annales de droit commercial (1886-1939)', *Revue Historique de Droit Français et Étranger* 98 (2020), 55-76.

S. Gialdroni, 'Roman Law, Commercial Law and Levin Goldschmidt's Legacy' in K. Verboven and P. Erdkamp (eds.), *Law and Economic Performance in the Roman World. Impact of Empire*, Leiden, Brill, 2022, 248-264.

D. Maffei, 'Giovanni Cassandro, storico del diritto' in *Studi in memoria di Giovanni Cassandro*, vol. 1, Rome, Ministero per i beni culturali e ambientali, 1991, xiii-xvii.

A. Monti, 'Leone Levi (1821-1888) and the History of Comparative Commercial Law' in E. Williams et al. (eds.), *Common law, Civil Law, and Colonial Law Essays in Comparative Legal History from the Twelfth to the Twentieth Centuries*, Cambridge, CUP, 2021, 236-259.

K.O. Scherner, 'Goldschmidts Universum' in M. Ascheri et al. (eds.), «*Ins Wasser geworfen und Ozeane durchquert». Festschrift für Knut Wolfgang Nörr*, Cologne, Böhlau, 2003, 859-892.

L. Weye, *Levin Goldschmidt. Ein Gelehrtenleben in Deutschland. Grundfragen des Handelsrechts und der Zivilrechtswissenschaft in der zweiten Hälfte des 19.Jahrhunderts*, Berlin, Duncker & Humblot, 1996.

### **Handbooks of the history of commercial law**

L. Benito, *Ensayo de una introducción al estudio del Derecho mercantil. Preliminares e historia*, Valencia, Domenech, 1896.

E. Bensa, *Studi di diritto commerciale*, Genoa, Sambolino, 1882.

W. Bewes, *The Romance of the Law Merchant Being an Introduction to the Study of International and Commercial Law with Some Accounts of the Commerce and Fairs in the Middle Ages*, London, s.n., 1923.

G. Cassandro, *Saggi di storia del diritto commerciale*, Rome, Edizioni scientifiche italiane, 1936.

J.R. Commons, *Legal Foundations of Capitalism*, New York, MacMillan, 1924.

D. De ruysscher, *Gedisciplineerde vrijheid: een geschiedenis van het handels- en economisch recht*, Antwerp, Maklu, 2014.

W.J. Endemann, *Studien in der romanisch-kanonistischen Wirtschafts- und Rechtslehre bis gegen Ende des Siebenzehnten Jahrhunderts*, Berlijn, Guttentag, 1874-83, 2 vols.

P. Estasén y Cortado, *Instituciones de derecho mercantil*, vol. 1, Madrid, s.n., 1890.

F. Galgano, *Lex mercatoria*, Bologna, Mulino, 1986.

Fl. Garnier, *Histoires du droit commercial*, Paris, Economica, 2020.

J.M. Gijón, *Historia del derecho mercantil. Estudios*, Seville, Universidad de Sevilla, 1999.

L. Goldschmidt, *Universalgeschichte des Handelsrechts. Erste Lieferung, (Handbuch des Handelsrechts. Vol. 1: Geschichtlich-literarische Einleitung und die Grundlehren)*, Stuttgart, Ferdinand Enke, 1891.

B. Hawk, *Law and commerce in pre-industrial societies*, Leiden, Brill, 2015.

D. Heirbaut, *Een beknopte geschiedenis van het sociaal, het economisch en het fiscaal recht in België*, Gent, Maklu, 2009.

J. Hilaire, *Introduction historique au droit commercial*, Paris, PUF, 1986.

J. Hilaire, *Le droit, les affaires et L'histoire*, Paris, Economica, 1995.

P. Huvelin, *L'histoire du droit commercial*, Paris, Cerf, 1904.

G. Lastig, 'Beiträge zur Geschichte des Handelsrechts', *Zeitschrift für das gesammte Handelsrecht* 23 (1878), 138-178 and *Zeitschrift für das gesammte Handelsrecht* 24 (1879), 387-449.

G. Lastig, *Entwickelungsweg und Quellen des Handelsrechts*, Stuttgart, Verlag Ferdinand Enke, 1877.

K.-F. Martens, *Grundriss des Handelsrechts, insbesondere des Wechsel- und Seerechts*, Göttingen, Dieterischen Buchhandlung, 1820.

F. Mazzarella, *Un diritto per l'Europa industriale: cultura giuridica ed economia dalla Rivoluzione francese al Secondo Dopoguerra*, Milan, Giuffrè, 2016.

W. Mitchell, *An Essay on the Early History of the Law Merchant*, Cambridge, CUP, 1904.

A. Monti, *Per una storia del diritto commerciale contemporaneo*, Pisa, Pacini, 2021.

L. Mossa, *Historia del derecho mercantil en los siglos XIX y XX*, Santiago, Olejnik, 2021.

A. Padoa-Schioppa, *Saggi di storia del diritto commerciale*, Milan, LED, 1992.

C. Petit, *Historia del derecho mercantil*, Barcelona, Marcial Pons, 2016.

P. Raisch, *Geschichtliche Voraussetzungen, dogmatische Grundlagen und Sinnwandlung des Handelsrechts*, Karlsruhe, Müller, 1965.

P. Rehme, *Geschichte des Handelsrechts*, in V. Ehrenberg, *Handbuch des gesamten Handelsrechts*, vol. 1, Leipzig, Reisler, 1913, 28-259.

E. Richard et al., *Droit des affaires. Questions actuelles et perspectives historiques*, Rennes, Presses universitaires, 2005.

F.R. Sanborn, *Origins of the Early English Maritime and Commercial Law*, New York, Century Company, 1930.

U. Santarelli, *Mercanti e società tra mercanti*, Turin, Giapicchelli, 1989.

J.W. Smith (add. J.P. Holcombe and W.Y. Ghulson), *A Compendium of Mercantile Law*, New York, Appleton and Cie., 1855.

A. Stanziani, *Dictionnaire historique de l'économie-droit XVIIIe - XIXe siècles*, Paris, LGDJ, 2007.

R. Szramkiewicz and O. Descamps, *Histoire du droit des affaires*, Paris, LGDJ, 2013 (2<sup>nd</sup> edition).

J. Weitzel, *Rechtsgeschichte der Wirtschaft*, Tübingen, Mohr Siebeck, 2008.

## **Histories of national or regional commercial law**

C.A. Acevedo, *Ensayo histórico sobre la legislación comercial argentina*, Buenos Aires, Ansina, 1914.

Ph. I. Ackerman-Lieberman, 'Commercial Forms and Legal Norms in the Jewish Community of Medieval Egypt', *Law and History Review* 30/4 (2012), 1007-1052.

Th. Baums, *Beiträge zur Geschichte des Wirtschaftsrechts*, re-published by T. Florstedt, J. Redenius-Hövermann, U. Segna and H.-G. Vogel (eds.), Tübingen, Mohr Siebeck, 2012.

Ch. Bergfeld, 'Handelsrecht. Deutschland' in H. Coing (ed.), *Handbuch der Quellen und Literatur der neueren europäischen Privatrechtsgeschichte* 3/3, Munich, Beck, 1986, 2853-2967.

Ch. Bergfeld, 'Handelsrecht. Österreich' in H. Coing (ed.), *Handbuch der Quellen und Literatur der neueren europäischen Privatrechtsgeschichte* 3/3, Munich, Beck, 1986, 3042-3082.

Ch. Bergfeld, 'Handelsrecht incl. Gesellschaftsrecht der romanischen Kantone' in H. Coing (ed.), *Handbuch der Quellen und Literatur der neueren europäischen Privatrechtsgeschichte* 3/3, Munich, Beck, 1986, 3084-3150.

B. Cárcel de Gea, *Derecho y comercio en la corona de Castilla en el siglo XVII*, Madrid, UNED, 2006.

M. Chiaudano, *Studi e documenti per la storia del Diritto Commerciale Italiano nel secolo XIII*, Torino, Istituto Giuridico dell'Università, 1930.

M. Cohen, *Maimonides and the Merchants: Jewish Law and Society in the Medieval Islamic World*, Philadelphia, University of Pennsylvania Press, 2017.

S. Coronas González, *Derecho mercantil castellano: dos estudios históricos*, León, Universidad de León, 1979.

R. Cranston, *Making Commercial Law Through Practice, 1830-1970*, Cambridge, CUP, 2021.

A. Ebert-Weidenfeller, *Hamburgisches Kaufmannsrecht im 17. und 18. Jahrhundert. Die Rechtsprechung des Rates und des Reichskammergerichtes*, Frankfurt, Lang, 1992.

M. Flores-Díaz, *Hombres, barcos e intercambios. El derecho marítimo-mercantil del siglo XIII en Castilla y Aragón*, Madrid, Castellum, 1998.

E. Holthöfer, 'Handelsrecht. Belgien' in H. Coing (ed.), *Handbuch der Quellen und Literatur der neueren europäischen Privatrechtsgeschichte*, vol. 3/3, Munich, Beck, 1986, 3277-3394.

E. Holthöfer, 'Handelsrecht. Luxemburg' in H. Coing (ed.), *Handbuch der Quellen und Literatur der neueren europäischen Privatrechtsgeschichte*, vol. 3/3, Munich, Beck, 1986, 3396-3400.

E. Holthöfer, 'Handelsrecht. Niederland' in H. Coing (ed.), *Handbuch der Quellen und Literatur der neueren europäischen Privatrechtsgeschichte*, vol. 3/3, Munich, Beck, 1986, 3402-3471.

J. Kohler, 'Niederländisches Handelsrecht in der Blütezeit des Freistaates. Unter Benutzung und Beifügung der von Felix Hecht 1868 gesammelten Materialien und mit einem Essay HECHTS vom gleichen Jahr', *Zeitschrift für das gesamte Handelsrecht* 59 (1907), 243-388 and 505-624.

S. Lammel, *Zur Entstehung von Handelsrecht. Die Beteiligung des Handelsstandes an der Handelsgesetzgebung in der Freien Stadt Frankfurt am Main im 19. Jahrhundert*, Frankfurt, Kramer, 1987.

G. Lastig, *Bologneser Quellen des Handelsrechts aus dem XIII.-XIX. Jahrhundert*, Halle, 1891.

A. Lattes, *Il diritto commerciale nella legislazione statutaria delle città italiane*, Milan, Hoepli, 1884.

A. Lombardo, *Note sul diritto commerciale veneziano nei secc. X-XIII*, Casalle Monferrato, Miglietta, 1940.

A. Morles Hernandez, *Historia del derecho mercantil venezolano*, Caracas, Universidad Monteávila, 2015.

C. Müller-Boysen, *Kaufmannsschutz und Handelsrecht im frühmittelalterlichen Nordeuropa*, Neumünster, Wachholtz, 1990.

K.W. Nörr, *Republik der Wirtschaft*, Tübingen, Mohr Siebeck, 1999-2007, 2 vols.

A. Padoa-Schioppa, 'Handelsrecht. Frankreich' in H. Coing (ed.), *Handbuch der Quellen und Literatur der neueren europäischen Privatrechtsgeschichte*, vol. 3/3, Munich, Beck, 1986, 3152-3207.

A. Padoa-Schioppa, 'Handelsrecht. Italien' in H. Coing (ed.), *Handbuch der Quellen und Literatur der neueren europäischen Privatrechtsgeschichte*, vol. 3/3, Munich, Beck, 1986, 3209-3275.

L. Pauli, 'Handelsrecht. Polen' in H. Coing (ed.), *Handbuch der Quellen und Literatur der neueren europäischen Privatrechtsgeschichte*, vol. 3/3, Munich, Beck, 1986, 3506-3510.

L. Puppo, *Die wirtschaftsrechtliche Gesetzgebung des Dritten Reiches*, Konstanz, Hartung-Gorre, 1987.

P. Raisch, *Die Abgrenzung des Handelsrechts vom bürgerlichen Rechts als Kodifikationsproblem im 19. Jahrhundert*, Stuttgart, Enke, 1962.

H. Sandmann, *Die Entwicklung von Begriff und Inhalt des Wirtschaftsrechts durch die Rechtswissenschaft in der Weimarer Republik*, Frankfurt, Lang, 2000.

M.P. Schennach, *Rechtsgeschichte der österreichischen Wirtschaft*, Vienna, Facultas, 2022.

K.O. Scherner, 'Handelsrecht. Portugal' in H. Coing (ed.), *Handbuch der Quellen und Literatur der neueren europäischen Privatrechtsgeschichte*, vol. 3/3, Munich, Beck, 1986, 3494-3504.

K.O. Scherner, 'Handelsrecht. Spanien' in H. Coing (ed.), *Handbuch der Quellen und Literatur der neueren europäischen Privatrechtsgeschichte*, vol. 3/3, Munich, Beck, 1986, 3473-3492.

A. Stanziani, *Rules of Exchange. French Capitalism in Comparative Perspective, Eighteenth to Early Twentieth Centuries*, Cambridge, CUP, 2012.

O. Von Gierke, *Das deutsche Genossenschaftsrecht*, Berlin, Weidmann, 1868-73, 3 vols.

Cl. Zacher, *Die Entstehung des Wirtschaftsrecht in Deutschland. Wirtschaftsrecht, Wirtschaftsverwaltungsrecht und Wirtschaftsverfassung in der Rechtswissenschaft der Weimarer Republik*, Cologne, Böhlau, 2002.

J. Zlinsky, 'Handelsrecht. Ungarn' in H. Coing (ed.), *Handbuch der Quellen und Literatur der neueren europäischen Privatrechtsgeschichte*, vol. 3/3, Munich, Beck, 1986, 3473-3525.

#### **Essay collections and conference volumes on the history of commercial law**

A. Amend-Traut, H.-J. Hecker, and H.-G. Hermann (eds.), *Handel, Recht und Gericht in Mittelalter und Neuzeit. Die Reichsstadt Nürnberg im regionalen und europäischen Kontext*, Nuremberg, Selbstverlag des Vereins für Geschichte der Stadt Nürnberg, 2021.

G. Bender, R.M. Kiesow and D. Simon (eds.), *Die andere Seite des Wirtschaftsrechts. Steuerung in den Diktaturen des 20. Jahrhunderts*, Frankfurt, Klostermann, 2006.

P. Bonacini and N. Sarti, *Diritto particolare e modelli universali nella giurisdizione mercantile (secoli XIV - XVI)*, Bologna, Bononia, 2008.

L. Brunori, S. Dauchy, O. Descamps and X. Prévost (eds.), *Le droit face à l'économie sans travail*, vol. 1: *Sources intellectuelles, acteurs, résolution des conflits*, Paris, Classiques Garnier, 2019.

L. Brunori, S. Dauchy, O. Descamps and X. Prévost (eds.), *Le droit face à l'économie sans travail*, vol. 2: *L'approche internationale*, Paris, Classiques Garnier, 2020.

L. Brunori and X. Prévost (eds.), *Clio@Themis. Revue électronique d'histoire du droit*, vol. 17 (2019), Argent et marchandises en voyage. Histoire juridique et financière (XIII<sup>e</sup>-XX<sup>e</sup> siècle).

L. Brunori, O. Descamps and X. Prévost (eds.), *Pour une histoire européenne du droit des affaires: comparaisons méthodologiques et bilans historiographiques*, Toulouse, Presses de l'université Toulouse 1 Capitole, 2020.

P. Collin, et al. (eds.), *Selbstregulierung im 19. Jahrhundert – zwischen Autonomie und staatlichen Steuerungsansprüchen*, Frankfurt, Klostermann, 2011.

A. Cordes and S. Dauchy (eds.), *Eine Grenze in Bewegung: private und öffentliche Konfliktlösung im Handels- und Seerecht*, Munich, Oldenbourg, 2013.

A. Cordes and M. Schülte Beerbuhl (eds.), *Dealing with Economic Failure: Between Norm and Practice (15th to 21st Century)*, Frankfurt, Lang, 2016.

S. Dauchy, H. Pihlajamäki, A. Cordes and D. De ruysscher (eds.), *Colonial Adventures: Commercial Law and Practice in the Making*, Leiden, Brill, 2020.

D. De ruysscher, A. Cordes, S. Dauchy, S. Gialdroni, and H. Pihlajamäki (eds.), *Commerce, Citizenship, and Identity in Legal History*, Leiden, Brill, 2021.

D. De ruysscher, A. Cordes, S. Dauchy, and H. Pihlajamäki (eds.), *The Company in Law and Practice: Did Size Matter? (Middle Ages-Nineteenth Century)*, Leiden, Brill, 2017.

J. Flume and J. Thiessen (eds.), *Entwicklungsgeschichte des Handelsrechts. Synoptische Darstellung, bestehend aus ADHGB, HGB 1897, heutigem deutschen Handelsrecht und österreichischem Unternehmensgesetzbuch*, Berlin, de Gruyter, 2010.

S. Gialdroni, A. Cordes, S. Dauchy, D. De ruysscher and H. Pihlajamäki (eds.) *Migrating words, migrating merchants: migrating law. Trading routes and the development of commercial law*, Leiden, Brill, 2019.

K. Gratzer and D. Stiefel (eds.), *History of Bankruptcy and Insolvency from an International Perspective*, Huddinge, Södertörns högskola, 2008.

L. Gschwend and R. Pahud de Mortanges (eds.), *Wirtschaftsrechtsgeschichte der Modernisierung in Mitteleuropa. Zur Wechselwirkung zwischen wirtschaftlichen und rechtlichen Entwicklungen im Rahmen der grossen Transformation 1750-1850*, Tübingen, Mohr Siebeck, 2009.

J.-F. Kervégan and H. Mohnhaupt (eds.), *Wirtschaft und Wirtschaftstheorien in Rechtsgeschichte und Philosophie: Viertes*

*deutsch-französisches Symposion vom 2. - 4. Mai 2002 in Wetzlar, Frankfurt, Klostermann, 2004.*

F. Kübler (ed.), *Industrialisierung und Recht in Brasilien. Materialien zum Kolloquium: Der Einfluß der Industrialisierung auf die Entwicklung des Rechts: Das Beispiel Brasilien*, Frankfurt, Metzner, 1981.

M. Löhnig and I. Masheva (eds.), *Commercial Law in Southeastern Europe: Legislation and Jurisdiction from Tanzimat Times Until the Eve of the Great War*, Göttingen, Vandenhoeck & Ruprecht, 2022.

M. Maetschke, D. von Mayenburg, and M. Schmoeckel (eds.), *Das Recht der Industriellen Revolution*, Tübingen, Mohr Siebeck, 2013.

A. Mages (ed.), *Les fondements historiques du droit européen des affaires*, Presses de l'université Toulouse 1 Capitole, 2021.

A. Mazzacane (ed.), *Diritto, economia e istituzioni nell'Italia fascista*, Baden, Nomos, 2002.

C. Petit (ed.), *Del ius mercatorum al derecho mercantil*, Madrid, Marcial Pons, 1997.

V. Piergiovanni (ed.), *From lex mercatoria to commercial law*, Berlin, Duncker & Humblot, 2004.

V. Piergiovanni (ed.), *The Courts and the Development of Commercial Law*, Berlin, Duncker & Humblot, 1987.

H. Pihlajamäki, A. Cordes, S. Dauchy, and D. De ruysscher (eds.), *Understanding the Sources of Early Modern and Modern Commercial Law: Courts, Statutes, Contracts and Legal Scholarship*, Leiden, Brill, 2018.

S. Rossi and C. Storti (eds.), *Le matrice del diritto commerciale tra storia e tendenze evolutive*, Varese, Insubria University Press, 2009.

Th. Safley (ed.), *The History of Bankruptcy: Economic, Social and Cultural Implications in early modern Europe*, Abingdon, Routledge, 2013.

K.O. Scherner and Ch. Bergfeld (eds.), *Modernisierung des Handelsrechts im 19. Jahrhundert*, Heidelberg, Recht und Wirtschaft, 1993.

G. Schulz, M. Schmoeckel and W.J. Hausman (eds.), *Regulation between legal norms and economic reality*, Tübingen, Mohr Siebeck, 2014.

C. Martinez Shaw (ed.), *El derecho y el mar en la España moderna*, Granada, Universidad de Granada, 1995.

K. Tikka (ed.), *The Development of Commercial law in Sweden and Finland (Early Modern Period-Nineteenth Century)*, Leiden, Brill, 2020.

D. von Mayenburg, O. Condorelli, M. Schmoeckel and F. Roumy (eds.), *Der Einfluß der Kanonistik auf die europäische Rechtskultur. Band V. Wirtschaftsrecht*, Cologne, Böhlau, 2016.

#### **Handbooks of international commercial law**

J. H. Dalhuisen, *Dalhuisen on Transnational Comparative, Commercial, Financial and Trade Law*, 2022, 8<sup>th</sup> ed., Oxford, Hart, 6 vols.

M. Herdegen, *Principles of International Economic Law*, Oxford, OUP, 2018.

Ch. Twigg-Flesner, *Foundations of International Commercial Law*, London, Routledge, 2021.

#### **Thematic monographs of national economic and commercial law, with historical arguments**

P. Estasen y Cortada, *Instituciones de derecho mercantil*, 8 vols., Madrid, 1890-1895.

J.G. Kist, *Beginselen van handelsrecht volgens de Nederlandsche wet*, Amsterdam, Gebhard, 1874-1899, 6 vols.

W.L.P.A Molengraaff, *Leid(d)raad bij de beoefening van het Nederlandsche handelsrecht*, Haarlem, Bohn, 1899.

G. Ripert, *Traité élémentaire du droit commercial*, Paris, LGDJ, 1959.

E.-E. Thaller, et al., *Traité général théorique et pratique de droit commercial*, 8 vols, Paris, Rousseau, 1908-1914.

H. Thöl, *Das Handelsrecht als gemeinses in Deutschland geltendes Privatrecht mit Berücksichtigung des ausserdeutschen Handelsrechts*, 2 vols., Göttingen, Dieterischen, 1841-1847.

C. Vivante, *Istituzioni di diritto commerciale*, Milan, Hoepli, 1891.

#### **Commercial law in economic history**

V. Barnes, S. Bottomley and A. Küsters, 'Economic History as Legal History', *Rechtsgeschichte* 27 (2019) 265-270.

A. Fleming, 'Legal History as Economic History' in *The Oxford Handbook of Legal History*, Oxford, OUP, 2018, 207-220.

O. Gelderblom, *Cities of Commerce. The Institutional Foundations of International Trade in the Low Countries, 1250-1650*, Princeton, Princeton University Press, 2013.

O. Gelderblom and F. Trivellato, 'The business history of the preindustrial world: towards a comparative historical analysis', *Business history* 61/2 (2019), 225-259.

J. Getzler, 'Law, History, and the Social Sciences: Intellectual Traditions of Late Nineteenth- and Early Twentieth-Century Europe' in A. Lewis and M. Lobban (eds.), *Law and History*, Oxford, Oxford University Press, 2004, 215-263.

A. Greif, 'Contract Enforceability and Economic Institutions in Early Trade: The Maghribi Traders Coalition', *American Economic Review* 83 (1993), 525-548.

A. Greif, 'Reputation and Coalitions in Medieval Trade: Evidence on the Maghribi Traders', *Journal of Economic History* 49 (1989), 857-882.

R. Harris, 'The Encounters of Economic History and Legal History', *Law and History Review* 21/2 (1997), 297-345.

A. Hunt, 'The Problematisation of Law in Classical Social Theory' in R. Banakar and M. Travers (eds.), *Law and Social Theory*, Oxford, Hart, 2013, 17-33.

D.C. North, *Institutions, Institutional Change, and Economic Performance: The Political Economy of Institutions and Decisions*, Cambridge, Cambridge University Press, 1990.

D.C. North and R.P. Thomas, *The Rise of the Western World: a New Economic History*, New York, Cambridge University Press, 1973.

S. Ogilvie, *Institutions and European Trade: Merchant Guilds 1000-1800*, Cambridge, Cambridge University Press, 2011.

S. Ogilvie, "'Whatever Is, Is Right'? Economic Institutions in Pre-Industrial Europe', *Economic History Review* 60 (2007), 649-684.

A. Stanziani, *Rules of Exchange. French Capitalism in Comparative Perspective, Eighteenth to Early Twentieth Centuries*, Cambridge, CUP, 2012.

#### **Comparative commercial law, with historical arguments**

N.H.D. Foster, 'Comparative Commercial Law: Rules or Context?' in E. Örücü and D. Nelken (eds.), *Comparative Law. A Handbook*, Oxford, Hart, 2007, 263-286.

L. Levi, *Commercial Law, Its Principles and Administration*, London, Benning & co., 4 vols., 1850-1852.

L. Levi, *International Commercial Law, Being the Principles of Mercantile Law ...*, London, Stevens, 2 vols., 1861-1863.

L. Nottage, 'Commercial Regulation' in J.M. Smits (ed.), *Elgar Encyclopaedia of Comparative Law*, Cheltenham, Elgar, 2012, 157-168.

## **Agency**

J.M. Gijón, 'La práctica del comercio por intermediario en el tráfico con las Indias durante el siglo XVI' in J.M. Gijón, *Historia del derecho mercantil. Estudios*, Seville, Universidad de Sevilla, 1999, 119-185. (originally in *Anuario de Historia del Derecho Español* 40 (1970), 5-83).

G. Sautel, 'Histoire du contrat de commission', in J. Hamel (ed.), *Le contrat de commission. Études de droit commercial*, Paris, Dalloz, 1949, 23-53.

V. Simon, 'La commission de transport (XVIIe-XXe siècle): aux origines d'une qualification', *Clio@Themis* 2019/17.

## **Bills of exchange**

A. Adde, *Origine et développement du billet à ordre en France*, PhD dissertation University Paris-2, 1990.

B. Aguilera-Barchet, *Historia de la letra de cambio en España. (Seis siglos de práctica trayecticia)*, Madrid, Tecnos, 1988.

V. Aoki-Santarosa, 'Financing Long-Distance Trade: The Joint Liability Rule and Bills of Exchange in Eighteenth-Century France', *The Journal of Economic History* 75/3 (2015), 690-719.

W.D.H. Asser, 'Bills of Exchange and Agency in the 18th Century Law of Holland and Zeeland. Decisions of the Supreme Court of Holland and Zeeland' in V. Piergiovanni (ed.), *The Courts and the Development of Commercial Law*, [ Berlin, Duncker & Humboldt, 1987, 103-130.

W.D.H. Asser, ''Van sine guden''. The (conditional) acceptance by a factor of a bill of exchange drawn upon him by his principal' in *Miscellanea Consilii Magni III. Essays on the history of forensic practice. Études d'histoire judiciaire*, Amsterdam, Werkgroep Grote Raad van Mechelen, 1988, 1-15.

Ch. Bergfeld, "Essai d'établissement de la théorie du droit du change à partir du droit romain" in *Confluence des droits savants et des pratiques juridiques*, Milan, Giuffrè, 1979, 263-276.

J. Bolton and Fr. Guidi-Bruscoli, ''Your flexible friend': the bill of exchange in theory and practice in the fifteenth century', *The Economic History Review* 74/4 (2021), 873-891.

J. Bono Huerta, *La letra de cambio y el protesto en los protocolos hispalenses de 1500-1550*, Madrid, Notariales de España, 1984.

F. Brandileone, 'Le così dette clausole al portatore nei documenti medievali italiani', *Rivista del diritto commerciale* 1/1 (1903), 3-43.

H. Brunner, 'Beiträge zur Geschichte und Dogmatik der Werthpapiere. Erster Beitrag: Brügger Schöffensprüche zur Geschichte des Wechselrechts im 15. Jahrhundert', *Zeitschrift für das Gesamte Handelsrecht* 22 (1877), 1-58.

H. Brunner, 'Beiträge zur Geschichte und Dogmatik der Werthpapiere. Zweiter Beitrag: Die fränkisch-romanische Urkunde', *Zeitschrift für das Gesamte Handelsrecht* 22 (1877), 59-134 and 505-554.

H. Brunner, 'Beiträge zur Geschichte und Dokmatik der Werthpapiere. Dritter Beitrag: Zur Geschichte des Inhaberpapiers in Deutschland', *Zeitschrift für das Gesamte Handelsrecht* 23 (1878), 225-261.

H. Brunner, 'Les titres au porteur français du Moyen-Âge', *Nouvelle revue historique de droit français et étranger* 10 (1886), 11-51 and 139-181.

L. Brunori, 'La représentation devient droit: la lettre de change (XIVe-XVe siècle)', in N. Goedert and N. Maillard (eds.), *Le droit en représentation(s)*, Paris, Mare & Martin, 2017, 233-244.

G. Cassandro, 'Cambiale. Premessa storica' in *Enciclopedia del diritto*, vol. 5, Milan, Giuffrè, 1959, 827-839.

R. De Roover, *L'évolution de la lettre de change XIVe-XVIIIe siècles*, Paris, Armand Collin, 1953.

D. De ruysscher, 'Innovating Financial Law in the Early Modern Netherlands and Europe: Transfers of Commercial Paper and Recourse Liability in Legislation and *Ius Commune* (Sixteenth to Eighteenth Centuries)', *European Review of Private Law* 19 (2011), 505-518.

M. Dylag, 'The Negotiability of Promissory Notes and Bills of Exchange in the Time of Chief Justice Holt', *The Journal of Legal History* 31/2 (2010), 149-175.

K. Freundt, *Das Wechselrecht der Postglossatoren*, 2 vols., Leipzig, Duncker & Humblot, 1899-1900.

O. Gelderblom and J. Jonker, 'Amsterdam as the Cradle of Modern Future and Options Trading, 1550-1650' in K.G. Rouwenhorst and W.N. Goetzmann (eds.), *The Origins of Value, the Financial Innovations that Created Modern Capital Markets*, Oxford, OUP, 2005, 189-206.

B. Geva, *The Payment Order of Antiquity and the Middle Ages: A Legal History*, Oxford, Hart, 2011.

H. Harris, "'Our Practice Has a Superiority'. Debt Enforcement, Bills of Exchange, and Credit in Eighteenth-Century Glasgow', *American Journal of Legal History* 63/2 (2023), 150-174.

J.M. Holden, "Bills of Exchange during the Seventeenth Century", *Law Quarterly Review* 67 (1951), 230-248.

P. Lanaro (ed.), *La pratica dello scambio. Sistemi di fiere, mercanti e città in Europa (1400-1700)*, Venice, Marsilio, 2003.

H. Lévy-Bruhl, *Histoire de la lettre de change en France aux XVIIe et XVIIIe siècles*, Paris, Recueil Sirey, 1933.

C. Marsilio, 'Four times a year for so many years'. The Italian exchange fairs during the 16th-17th century: comparing financial institutions', *Bankhistorisches Archiv* 36/2 (2010), 151-165.

C. Marsilio, 'The Genoese Exchange Fair and the Bank of Amsterdam: Comparing two Financial Institutions of the 17th Century', *História Econômica & História de Empresas* 18/1 (2015), 39-59.

U. Nicolini, *Studi storici sul pagherò cambiario*, Padoa, CEDAM, 1956.

J.S. Rogers, *The Early History of the Law of Bills and Notes. A Study of the Origins of Anglo-American Commercial Law*, Cambridge, CUP, 1995.

G. Schaps, *Zur Geschichte des Wechselindossaments*, Stuttgart, Ferdinand Enke, 1892.

F. Trivellato, 'Credit, Honor, and the Early Modern French Legend of the Jewish Invention of Bills of Exchange', *The Journal of Modern History* 84/2 (2012), 289-334.

E. Westreich, 'Elements of Negotiability in Talmudic and Geonic Times', *Jewish Law Association Studies* 19 (2008), 247-274.

E. Westreich, 'Elements of Negotiability in Jewish Law in Medieval Christian Spain', *Theoretical Inquiries in Law* 11 (2010), 411-439.

C. Wilder, 'The Rigor of the Law of Exchange: How People Changed Commercial Law and Commercial Law Changed People (Hesse-Cassel, 1654-1776)', *Zeitschrift für Historische Forschung* 42/4 (2015), 629-659.

#### **Codifications of commercial law (nineteenth century)**

1807-2007. *Bicentenaire du Code de commerce: la transformation du droit commercial sous l'impulsion de la jurisprudence*, Paris, Dalloz, 2007

C. Delplanque (ed.), *Bicentenaire du Code de commerce 1807-2007*, Paris, Dalloz, 2007.

P. Barda (ed.), *L'économie selon Napoléon. Monnaie, banques, crises et commerce sous le premier Empire*, Paris, Vendémiaire, 2016.

*Bicentenaire du Code de commerce 1807-2007*, Parijs, Dalloz, 2008.

J.W. Flume, 'Law and Commerce: The Evolution of Codified Business Law in Europe', *Comparative Legal History* 2/1 (2014), 45-83.

J. Hilaire, 'Le Code de commerce de 1807, les affaires économiques et la création de la Chambre commerciale' in 1807-2007. *Bicentenaire du Code de commerce: la transformation du droit commercial sous l'impulsion de la jurisprudence*, Paris, Dalloz, 2007, 1-21

J. Hilaire, 'Du droit du Code de 1807 au "droit économique"', in *Actes des Journées Internationales de la Société d'histoire du droit, Le Droit, les affaires et l'argent*, Dijon, Centre Georges Chevrier, 2008, 381-396.

J.-P. Hirsch, *Les deux rêves de commerce. Entreprise et institutions dans la région lilloise (1760-1860)*, Paris, Éditions de la EHESS, 1991.

R.J.Q. Klomp, *Opkomst en ondergang van het handelsrecht. Over de aard en de positie van het handelsrecht – in het bijzonder in verhouding tot het burgerlijk recht – in Nederland in de negentiende en twintigste eeuw*, Nijmegen, Ars Aequi, 1998.

P. Le Cannu (ed.), *D'un Code à l'autre: le droit commercial en mouvement*, Paris, LGDJ, 2008.

A. Mages, 'L'idée de codification du droit commercial à l'échelle européenne, voire internationale (fin XVIII<sup>e</sup> siècle-début XX<sup>e</sup> siècle)' in A. Mages (ed.), *Les fondements historiques du droit européen des affaires*, Presses de l'université Toulouse 1 Capitole, 2021, 261-277.

G. Martyn and D. Heirbaut (eds.), *Tweehonderd jaar Wetboek van Koophandel. Bicentenaire du Code de commerce*, Brussel, KVAB, 2009

A. Monti, 'The Italian Destiny of the French *Code de commerce*' in M. Galedek and A. Klimaszewska (eds.), *Modernisation, National Identity and Legal Instrumentalism*, Leiden, Brill, 2019, 111-142

L. Moscati, 'Liberté contractuelle et codifications commerciales au XIX<sup>e</sup> siècle' in *Plenitudo Juris. Mélanges en hommage à M. Bégou-Davia*, textes réunis par Brigitte Basdevant-Gaudemet, François Jankowiak et Franck Roumy, Paris, 2015, 441-453.

*Negozianti e imprenditori. 200 anni dal Code de commerce*, Milan, Giuffrè, 2008.

A. Padoa-Schioppa, 'Codificazione e legislazione commercialistica in Francia (1778-1915)' in A. Padoa-Schioppa (ed.), *Saggi di storia del diritto commerciale*, Milan, LED, 1992, 63-88.

A. Padoa-Schioppa, 'Napoleone e il "Code de commerce"' in A. Padoa-Schioppa (ed.), *Saggi di storia del diritto commerciale*, Milan, LED, 1992, 89-112.

Ph. Paschel, 'La Commission du 13 Germinal an IX (1801) chargée d'établir un projet de code de commerce', *Revue historique de droit français et étranger* 73/4 (1995), 559-568.

Ph. Paschel, *La portée de la codification dans l'histoire du droit commercial français*, unpublished doctoral dissertation University of Paris III, 1993.

D.A. Perona Tomás, *Notas sobre el proceso de la codificación mercantil en la España en el siglo XIX*, Madrid, Dykinson, 2015.

P. Raisch, *Die Abgrenzung des Handelsrechts vom Bürgerlichen Recht als Kodifikationsproblem im 19. Jahrhundert*, [Abhandlungen aus dem gesamten Bürgerlichen Recht, Handelsrecht und Wirtschaftsrecht. Beihefte der Zeitschrift für das Gesamte Handelsrecht und Wirtschaftsrecht], Stuttgart, Enke, 1962.

C. Saint-Alary-Houin (ed.), *Qu'en est-il du Code de commerce 200 ans après? État des lieux et projections*, Paris, LGDJ, 2009.

M.J. Tulard, 'Le Code de commerce' in J. Tulard, *Le dictionnaire Napoléon*, Paris, Fayard, 1987.

F. Valente, 'Contribution à l'histoire de la codification en droit commercial: le projet de la Chambre de commerce de Paris (1804)', *Revue historique de droit français et étranger* 82/1 (2004), 79-96.

F. Valente, *Le Code de commerce au XIXe siècle*, unpublished doctoral dissertation University Jean Moulin Lyon III.

#### **Codifications of commercial law (twentieth century)**

Ch. A. Bane, 'From Holt and Mansfield to Story to Llewellyn and Mentschikoff: The Progressive Development of Commercial Law', *University of Miami Law Review* 37/3 (1983), 351-377.

R. Cabrillac, 'La codification du droit des affaires au XXe siècle: Occasions manquées' in C. Saint-Alary-Houin (ed.), *Qu'en est-il du Code du commerce 200 ans après?*, Toulouse, Presses universitaires de Toulouse, 103-109.

A.R. Kamp, 'Uptown Act: A History of the Uniform Commercial Code: 1940-49', *SMU Law Review* 51 (1998), 275-348.

W.A. Schnader, 'A Short History of the Preparation and Enactment of the Uniform Commercial Code', *University of Miami Law Review* 22/1 (1967), 1-12.

J. Whitman, 'Commercial Law and the American Volk: A Note on Llewellyn's German Sources for the Uniform Commercial Code', *Yale Law Review* 97 (1987), 156-175.

Z.B. Wiseman, 'The Limits of Vision: Karl Llewellyn and the Merchant Rules', *Harvard Law Review* 100 (1987), 465-545.

#### **Commercial courts (Middle Ages, early modern period)**

G. Calafat, 'Expertises et tribunaux de commerce. Procédures et réputation à Livourne au XVIIe siècle', *Hypothèses* 2011, 141-154.

A. Catrou, 'La juridiction consulaire au XVIII<sup>e</sup> siècle, une institution de pouvoir? Le consulat dans les stratégies des élites négociantes de petites villes' in Cl. Druelle-Korn (ed.), *Les corps intermédiaires économiques. Entre l'État et le marché*, Limoges, Presses universitaires de Limoges, 2011, 65-76.

S. Cerutti, *Giustizia sommaria. Pratiche e ideali di giustizia in una società di Ancien Régime (Torino XVIII secolo)*, Milan, Feltrinelli, 2013.

S. Coronas González, 'La evolución de la jurisdicción consular en la Corona de Castilla durante el Antiguo Régimen', *Estudios jurídicos en homenaje al profesor Aurelio Menéndez*, Madrid, Civitas, 1996, 3-20.

D. De ruysscher, 'Handel in oud en nieuw recht: lobbyen voor een afzonderlijk handelsrecht doorheen de geschiedenis', *Tijdschrift voor privaatrecht* 2011/4, 1599-1647.

M. Fusaro, 'Politics of justice/politics of trade: foreign merchants and the administration of justice from the records of Venice's Guidici del Forestier', *Mélanges de l'École française de Rome: Italie et Méditerranée modernes et contemporaines* 126 (2014).

E. Glasson, 'Les juges et consuls des marchands', *Nouvelle revue historique de droit français et étranger* (1897), 5-38.

J. Hilaire, 'Introduction: Perspectives historiques de la juridiction commerciale', *Histoire de la justice* (2007), 7-16.

J. Hilaire, 'Perspectives historiques de l'élection des juges consulaires' in J. Krynen (ed.), *L'élection des juges. Étude historique français et contemporain*, Paris, PUF, 1999, 137-163.

C.M. in 't Veld, 'The Conservation in Lyon and the Long Tradition of Coutume and Usage', *Studia Iuridica* 2019, 405-420.

C.M. in 't Veld, 'The Lex Mercatoria and the Mercantile Jurisdiction in Amsterdam', *Bocconi Legal Papers* 2019, 171-186.

W.C. Jones, 'An Inquiry Into the History of the Adjudication of Mercantile Disputes in Great Britain and the United States', *the University of Chicago Law Review* 25 (1958), 445-464.

A. D. Kessler, *A Revolution in Commerce. The Parisian Merchant Court and the Rise of Commercial Society in Eighteenth-Century France*, Yale, Yale University Press, 2008.

A. Kessler, 'Marginalization and myth: the corporatist roots of France's forgotten elective judiciary', *American Journal of Comparative Law* 58 (2010), 679-719.

A. Lefas, 'De l'origine des juridictions consulaires des marchands de France', *Revue historique de droit français et étranger* (1924), 83-120.

M. Marraud, 'La juridiction consulaire de Paris aux XVII<sup>e</sup> et XVIII<sup>e</sup> siècles: entre dignité royale et notabilité bourgeoise' in Cl. Druelle-Korn (ed), *intermédiaires économiques. Entre l'État et le marché*, Limoges, Presses universitaires de Limoges, 2011, 45-63.

S. Molinier, 'La Bourse commune des marchands de Montpellier', *Histoire de la justice* 17 (2007), 79-86.

D.A. Rosen, 'Commerce and Courts in Colonial New York', *The American Journal of Legal History* 36/2 (1992), 139-163.

#### **Commercial courts (nineteenth-twentieth centuries)**

M.L. Bach and L. Applebaum, 'A History of the Creation and Jurisdiction of Business Courts in the Last Decade', *The Business Lawyer* 60 (2004), 147-275.

Ch.R. Burset, 'Merchant Courts, Arbitration, and the Politics of Commercial Litigation in the Eighteenth-Century British Empire', *Law and History Review* 34/3 (2016), 615-647.

Cr. Ciancio, 'Mercanti e giudici. Problemi e modelli di giuridizione commerciale nell'Ottocento europeo', *Archivio storico del Sannio* (2009), 59-92.

Cr. Ciancio, *Mercanti in toga. I Tribunali di Commercio nel Regno d'Italia (1861-1888)*, Bologna, Patron, 2012.

G. Martyn, 'De rechtbanken van koophandel in België', *Pro Memorie: bijdragen tot de rechtsgeschiedenis der Nederlanden* 10 (2008), 203-216.

#### **Commercial customs**

J.H. Baker, 'The Law Merchant and the Common Law before 1700' in J.H. Baker (ed.), *The Legal Profession and the Common Law: historical essays*, London, Hambledon Press, 1986, 341-368. (originally in *Cambridge Law Journal* 38 (1979), 295-322).

J.H. Baker, 'Law Merchant' as a Source of English Law' in *The Oxford History of the Laws of England*, vol. 6, Oxford, Oxford University Press, 2003, 1274-1282.

D. De ruysscher and C.M. in 't Veld, 'De gewoonte in het Nederlands en Belgisch economisch privaatrecht (19de-21ste eeuw)', *Tijdschrift voor Privaatrecht* 2017, 417-454.

D. De ruysscher and C.M. in 't Veld, 'Der dogmatische Handelsbrauch in den Niederlanden und Belgien (19.-21. Jahrhundert)', *Zeitschrift für Neuere Rechtsgeschichte* 2018, 177-205.

Ch. Donahue, 'Benvenuto Stracca's *De Mercatura*: Was There a *Lex mercatoria* in Sixteenth-Century Italy?' in V. Piergiovanni (ed.),

*From Lex Mercatoria to Commercial Law*, Berlin, Duncker und Humboldt, 2004, 69-120.

Ch. Donahue, 'Equity in the Courts of Merchants', *The Legal History Review* 72 (2004), 1-35.

Ch. Donahue, 'Medieval and Early Modern Lex Mercatoria. An Attempt at the *probatio diabolica*', *Chicago Journal of International Law* 5 (2005), 21-37.

E.A. Feldman, 'Merchant Law in Merchant Court: Rethinking the Code's Search for Immanent Business Norms', *University of Pennsylvania Law Review* (2006), 1765-1821.

M. Fortunati, "La *lex mercatoria* nella tradizione e nella recente riconstruzione storico-giuridica", *Sociologia del diritto* (2005), 29-41.

F1. Garnier, 'De la coutume et des usages dans la doctrine commerciale française à la fin XIX<sup>e</sup> siècle et au début XX<sup>e</sup> siècle', *Quaderni Fiorentini*, XLI, 2012, 299-327.

F1. Garnier, 'Les échanges et le droit au Moyen Âge : notes sur la *consuetudo mercatorum* et la *lex mercatoria*' in P. Fridenson, F. Monnier and A. Rigaudière (eds), *Concurrence et marché : droit et institutions*, Paris, CHEFF, 2022, 315-328.

P. Hellwege, 'Understanding Usage in International Contract Law Harmonization', *The American Journal of Comparative Law*, 2018, 127-174.

C.M. in 't Veld, 'Conservatism among merchants? Codification and the Ideas about Customary Mercantile Law in the Netherlands (19th century)', *Revue Noesis* (2020), 217-241.

E. Kadens, 'The Myth of the Customary Law Merchant', *Texas Law Review* 2012, 1153-1206.

E. Kadens, 'Custom's Two Bodies' in K.L. Jansen, G. Geltnner, A.E. Lesler (eds.), *Center and Periphery: Studies on Power in the Medieval World in Honor of William Chester Jordan*, Leiden/Boston, Brill, 2013, 239-248.

E. Kadens, 'The Medieval Law Merchant: the Tyranny of a Construct', *Journal of Legal Analysis* 2015, 251-289.

C. Petit, 'Del usus mercatorum al uso de comercio. Notas y textos sobre la costumbre mercantile', *Revista da Faculdade de Direito* (2008), 7-38.

E. Richard, 'A l'orée du droit des marchands : les parères', *Revue d'histoire des facultés de droit et de la culture juridique* (2014), 155-217.

E. Richard, 'The Rise of Usages in French Commercial Law and Jurisprudence: Some Examples' in H. Pihlajamäki, A. Cordes, S. Dauchy and D. De ruysscher (eds.), *Understanding the Sources of Early Modern and Modern Commercial Law: Courts, Statutes, Contracts and Legal Scholarship*, Leiden, Brill, 2018, 337-349.

V. Simon, 'L'inscription des usages commerciaux dans l'ordonnancement juridique moderne', *Revue historique de droit français et étranger* 2016, 275-298.

#### **Commercial statutes (overviews, collections)**

O. Borchardt, *Die geltenden Handelsgesetze des Erdballs : gesammelt ...*, 5 vols., Berlin, Decker, 1884-1896.

L. Levi, *Commercial law, its Principles and Administration, or the Mercantile Law of Great Britain compared with the Codes and Laws of the Following Countries ...*, London, Benning, 1850-52, 4 vols.

#### **Commercial treaties**

H. Agnus and L. Dufet, *Recueil général des traités de commerce conclus entre la France et les Etats suivants: Angleterre, Belgique, Brésil, Chine, Japon, Nicaragua, Salvador, Iles Sandwich, Suisse et Turquie, 1860-1861*, Paris, s.n., 1861.

*Annales du commerce extérieur : résumés analytiques des traités de commerce & navigation conclus entre la France avec les pays étrangers de 1767 à 1874 ...*, Paris, Dupont, 1876.

*Annales du commerce extérieur : traités, conventions, lois et décrets qui règlent les relations commerciales et maritimes de la France avec les pays d'Europe et avec les pays hors d'Europe*, Paris, Ministère du Commerce et de l'Industrie, 1894.

*Annales du commerce extérieur : traités et conventions qui règlent les relations commerciales et maritimes de la France avec les pays hors d'Europe au 1er avril 1894*, Paris, Ministère du Commerce et de l'Industrie, 1894.

P. Boiteau, *Les traités de commerce : texte de tous les traités en vigueur, notamment des traités conclus avec l'Angleterre, la Belgique, la Prusse (Zollverein) et l'Italie*, Paris, Guillaumin et Cie, 1863.

Ch. Godefroy, *Les traités généraux d'arbitrage conclus par la France*, Paris, H. Jouve, 1905.

P.L.A. Hauterive and F. de Cornot de Cussy, *Recueil des traités de commerce et de navigation de la France avec les puissances étrangères, depuis la paix de Westphalie, en 1648 : suivi du Recueil des principaux traités de même nature conclus par les puissances étrangères entre elles, depuis la même époque*, Paris, Rey et Gravier, 1834-1844, 10 vols.

L. Hertslet and L. Hertslet, *A Complete Collection of the Treaties and Conventions ... Concerning ... Commerce and Navigation ...*, 16 vols., London, Butterworth, 1820-1895.

Cl. Koenig, *Navigation et traités concernant la navigation sur le Rhin au XVIIIe siècle: contribution à l'étude des relations entre Versailles, Strasbourg et les cours rhénanes*, Strasbourg, Gyss, 1979.

E. Levasseur, *Les traités de commerce entre la France et l'Angleterre sous l'Ancien Régime*, Paris, L. Larose, 1901

*Traité de commerce et de navigation*, Paris, Imprimerie Nationale, 1882

*Traité de commerce et de navigation actuellement existants entre la France et divers pays étrangers: résumé analytique*, Paris, P. Dupont, 1852-1960.

#### **Company law**

A. Amend-Traut, 'Handelsgesellschaften' in *Handwörterbuch zur Deutschen Rechtsgeschichte*, Berlin, Erich Schmidt, 2010, 703-712.

J. Apelbaum, *Basler Handelsgesellschaften im fünfzehnten Jahrhundert mit besonderer Berücksichtigung ihrer Formen*, Bern, Stämpfli, 1915.

W.D.H. Asser, *In solidum of pro parte, een onderzoek naar de ontwikkelingsgeschiedenis van de hoofdelijke en gedeelde aansprakelijkheid van vennoten tegenover derden*, Leiden, Brill, 1983.

G. Astuti, 'Ancora su le origini e la natura giuridica del contratto di commenda marittima' in *Atti del Convegno internazionale di studi storici del diritto marittimo medievale (Amalfi, luglio-ottobre 1934)*, Napoli, 1934, vol. 1, 1-28 (also in *Tradizione romanistica e civiltà giuridica europea. Raccolta di scritti*, G. Diurni (ed.), vol. 3, Napoli, ESI, 1984, 1345-1371).

G. Astuti, 'Note sulla collegantia veneta' in *Studi di storia e diritto in onore di Arrigo Solmi*, Milan, 1941, vol. 1, 401-467 (also in G. Diurni (ed.), *Tradizione romanistica e civiltà giuridica europea. Raccolta di scritti*, vol. 3, Napoli, ESI, 1984, 1373-1435).

G. Astuti, *Origini e svolgimento storico della commenda fino al secolo XIII*, Casale Monferrato, Miglietta, Milano e C., 1933.

G. Bosco, 'Partecipazione ed accomandita nella storia del diritto italiano', *Studi e documenti di storia e diritto* 20 (1899), 205-285.

Cl. Butzert, *Investitionen und ihre Risiken. Zur Lage nicht geschäftsführende Anleger in Unternehmen des Späten Mittelalters und der Frühen Neuzeit in Italien und Deutschland*, Berlin, Duncker & Humblot, 2016.

R. Cessi, 'Note per la storia delle società di commercio nel medio evo in Italia', *Rivista italiana per le scienze giuridiche* 59 (1917), 3-95 and 181-224.

A. Cordes, *Spätmittelalterlicher Gesellschaftshandel im Hanseraum*, Cologne, Böhlau, 1998.

A. Cordes, 'Nord- und Süddeutsche Handelsgesellschaften' in S. Kalss and F.-S. Meissel (eds.), *Zur Geschichte des Gesellschaftsrechts in Europa*, Vienna, Böhlau, 2003, 27-41.

D. De ruyscher, 'A Business Trust for Partnerships? Early Conceptions of Company-Related Assets in Legal Literature, and Antwerp Forensic and Commercial Practice (Later Sixteenth-Early Seventeenth Century)' in W. Decock and B. Van Hofstraeten (eds.), *Company Law in Late-Medieval and Early Modern Europe*, Leuven, Peeters, 2016, 9-27.

D. De ruyscher, 'Een rechtshistorische kijk op schaalgrootte in het Belgische en Franse handels- en economisch recht (vroege negentiende eeuw tot ca. 1960)' in K. Reniers and M. Vanmeenen (eds.), *Regelgeving op maat van KMO's*, Antwerp, Intersentia, 2013, 213-234.

A.M. Fleckner, *Antike Kapitalvereinigungen. Ein Beitrag Zu Den Konzeptionellen Und Historischen Grundlagen Der Aktiengesellschaft*, Cologne, Böhlau, 2010.

H. Fleischer and S. Mock (eds.), *Große Gesellschaftsverträge aus Geschichte und Gegenwart*, Berlin, de Gruyter, 2021.

H. Fleischer and J. Thiessen (eds.), *Gesellschaftsrechts-Geschichten*, Mohr Siebeck, Tübingen, 2018.

H. Fleischer, S. Kalss and H.-U. Vogt, *Bahnbrechende Entscheidungen – Gesellschafts- und Kapitalmarktrechts-Geschichten*, Mohr Siebeck, Tübingen, 2016.

A. García Ulecia, 'Las condiciones de licitud de la compañía mercantil en Castilla bajo el derecho común', *Historia. Instituciones. Documentos*, 7, 1980, 39-94.

Fl. Garnier, 'Au cœur des statuts dans les sociétés méditerranéennes de l'Occident (XII<sup>e</sup>-XV<sup>e</sup> siècle)' in D. Lett (ed.), *Statuts, écritures et pratiques sociales dans les sociétés de l'Italie communale et du Midi de la France (XII<sup>e</sup>-XV<sup>e</sup> siècle)*, Rome, École française de Rome, 2021, 183-204.

Fl. Garnier, 'Le fait et le droit: regards croisés à propos de la nullité de la société irrégulière en France et en Italie (fin XIX<sup>e</sup> s. - début XX<sup>e</sup> s.)' in L. Brunori and Chr. Ciancio (eds.), *Italia-Francia. Allers-retours: influenze, adattamenti, porosità*, Collana di Studi di Storia del diritto medievale e moderno, Collettanee, 4, 2021, 73-84.

Fl. Garnier, 'L'arbitrage forcé entre associés (1807-1856)' in L. Brunori, S. Dauchy, O. Descamps and X. Prévost (eds.), *Histoire de*

*l'économie sans travail. Finances, investissements, spéculation de l'Antiquité à nos jours*, Paris, Classiques Garnier, 2019, 369-385.

J. Getzler and M. Macnair, 'The Firm as an Entity before the Companies Acts', *Adventures of the Law*, P. Brand, K. Costello and W. Osborough (eds.), London, Four Courts Press, 2005, 272-274.

J.M. Gijón, *La compañía mercantil en Castilla hasta las Ordenanzas del Consulado de Bilbao de 1737. Legislación y doctrina*, Sevilla, Universidad de Sevilla, 1979.

J.M. Gijón, 'La comenda en el Derecho español. I. La comenda-depósito', *Anuario de Historia del Derecho Español* 34 (1964), 31-140; 'La comenda en el Derecho español. II. La comenda mercantil', *Anuario de Historia del Derecho Español* 36 (1966), 379-456.

J.M. Gijón, 'La comenda y el transporte de mercancías en el Derecho español de la Baja Edad Media', *Historia. Instituciones. Documentos* 1 (1974), 263-273.

R. Harris, *Going the Distance. Eurasian Trade and the Rise of the Business Corporation, 1400-1700*, Princeton, Princeton University Press, 2020.

J. Hilaire, 'Le règne et la spéculation. Les sociétés en commandite depuis le Code de commerce' in A. Viandier et al. (eds.), *La société commandite entre son passé et son avenir*, Parijs, Librairies Techniques, 1983, 19-62.

J. Hilaire, 'L'œuf de Christoph Colomb. La commandite, du Code de commerce au Code marchand' in A. Viandier et al. (eds.), *La société en commandite entre son passé et son avenir*, Parijs, Librairies Techniques, 1983, 139-182.

R. Hildebrandt, 'Unternehmensstrukturen im Wandel. Familien- und Kapitalgesellschaften vom 15. bis 17. Jahrhundert', in *Struktur und Dimension. Festschrift für Karl Heinrich Kaufhold zum 65. Geburtstag*, vol. 1, Stuttgart, Steiner, 1997, 93-110.

Kl.J. Hopt, 'Comparative Company Law' in M. Reimann and R. Zimmermann (eds.), *The Oxford Handbook of Comparative Law*, Oxford, OUP, 2006, 1161-1192.

A. Fleckner, *Antike Kapitalvereinigungen: Ein Beitrag zu den Konzeptuellen und historischen Grundlagen der Aktiengesellschaft*, Cologne, Böhlau, 2010.

N. Jörn, et al. (eds.), *Genossenschaftliche Strukturen in der Hanse*, Cologne, Böhlau, 1999.

S. Kischka, *Todesbedingtes Ausscheiden eines Gesellschafters aus der Personengesellschaft. Die Entwicklung bis zu den Naturrechtskodifikationen*, Münster, LIT, 2005,

F. Limbach, *Gesamthand und Gesellschaft: Geschichte einer Begegnung*, Tübingen, Mohr Siebeck, 2016.

M. Löhnig and A. Moszynska (eds.), *Reception of the 'Limited Liability Company (GmbH)*, Cologne, Böhlau, 2023.

E. Lutz, *Die rechtliche Struktur süddeutscher Handelsgesellschaften in der Zeit der Fugger*, vol. 1, Tübingen, Mohr Siebeck, 1976.

U. Malmendier, 'Roman Shares' in W. Götzemann and K.G. Rouwenhorst (eds.), *The Origins of Value. The Financial Innovations that Created Modern Capital Markets*, Oxford, OUP, 2005, 31-40.

U. Malmendier, *Societas publicanorum. Staatliche Wirtschaftsaktivitäten in den Händen privater Unternehmer*, Cologne, Böhlau, 2002.

O. Maridaki-Karatza, 'Legal Aspects of the Financing of Trade' in A.E. Lailou (ed.), *The Economic History of Byzantium, from the Seventh Through the Fifteenth Century*, dl. 3, Washington, Dumbarton Oaks, 2002, 1105-1120.

R. Mehr, *Societas und Universitas. Römischrechtliche Institute im Unternehmensgesellschaftsrecht vor 1800*, Cologne, Böhlau, 2008.

M. Messinetti, *La società in accomitita semplice tra medioevo ed età moderna (secc. XV-XVII)*, Rome, Edizioni Scientifiche Italiane, 2019.

F.-S. Meissel, *Societas. Struktur und Typenvielfalt des römischen Gesellschaftsvertrages*, Frankfurt am Main, Lang, 2004.

G. Mignone, *Un contratto per i mercanti del Mediterraneo: l'evoluzione del rapporto partecipativo*, Napoli, Jovene, 2005.

R. Montgomery, *Om bolagskontraktet i 1734 års lag*, PhD dissertation University of Helsinki, Helsinki, Frenckell, 1870.

J.H. Pryor, 'The Origins of the Commenda Contract', *Speculum* 52/1 (1977), 5-37.

R.C. Riemersma, 'Trading and shipping associations in 16th century Holland', *Tijdschrift voor Geschiedenis* 65 (1952), 330-338.

E. Röder, 'Die Kommanditgesellschaft im Rechtsvergleich: Hintergründe der unterschiedlichen Karriere einer Rechtsform', *The Rabel Journal for Comparative and International Private Law* 78/1 (2014), 111-120.

A. Saporì, 'La responsabilità verso i terzi dei compagni delle compagnie mercantili toscane del Duecento e dei primi del Trecento', *Rivista del diritto commerciale* 36/1 (1938), 571-610.

M. Schimke, *Die historische Entwicklung der Unterbeteiligungsgesellschaft in der Neuzeit*, Berlin, Duncker & Humblot, 1991.

A. Scialoja, 'La commenda nel diritto comune del Mediterraneo dei

secoli XI-XIII' in A. Sciajola, *Saggi di storia del diritto marittimo*, Roma, Foro italiano, 1946, 68-176.

M. Scotton, '"C di commenda": una costante nella storia del diritto commerciale? Ovvero sulla storicità del diritto', *Rivista del diritto commerciale e del diritto generale delle obligazioni* (2006), 357-401.

A. Trevisanato, *Il contratto di colleganza nella documentazione medieval veneziana. Studio storico e diplomatico*, Venice, 2015.

A.L. Udovitch, 'At the Origins of the Western Commenda: Islam, Israel, Byzantium?', *Speculum: A Journal of Mediaeval Studies* 37 (1962), 198-207.

A.L. Udovitch, *Partnership and Profit in Medieval Islam*, Princeton, Princeton University Press, 1970.

B. Van Hofstraeten, 'Antwerp company law about 1600 and its Italian origins' in B. Van Hofstraeten and W. Decock (eds.), *Companies and company law in late medieval and early modern Europe*, Leuven, Peeters, 2016, 29-53.

B. Van Hofstraeten, "Het contractus trinus in vroegmodern Antwerpen", *Pro memoria: bijdragen tot de rechtsgeschiedenis der Nederlanden*, 18/2 (2016), 131-152.

B. Van Hofstraeten, "Jurisdictional Complexity in Antwerp Company Law (1480-1620)" in S. P. Donlan and D. Heirbaut (eds.), *The Laws Many Bodies: Studies in Legal Hybridity and Jurisdictional Complexity, c 1600-1900*, Berlin, Duncker & Humblot, 2015, 57-80.

B. Van Hofstraeten, "Historiographical opportunities of notarized partnership agreements recorded in the early modern Low Countries" in H. Pihlajamäki, A. Cordes, S. Dauchy and D. De ruysscher (eds.), *Understanding the sources of early modern and modern commercial law. Courts, statutes, contracts, and legal scholarship*, Leiden, Brill, 2018, 119-143.

B. Van Hofstraeten, "The Organization of Mercantile Capitalism in the Low Countries: Private Partnerships in Early Modern Antwerp (1480-1620)", *TSEG-The Low Countries Journal of Social and Economic History* 13 (2016), 1-24.

K. von Ciriacy-Wantrup, *Familien- und erbrechtliche Gestaltungen von Unternehmen der Renaissance. Eine Untersuchung der Augsburger Handelsgesellschaften zur frühen Neuzeit*, Berlin, LIT, 2007,

M. Weber, *Zur Geschichte der Handelsgesellschaften im Mittelalter*, Stuttgart, Enke, 1889 (translated as: *The History of Commercial Partnerships in the Middle Ages*, trans. L. Kaelber, Washington DC, Rowmann and Lowfield, 2007).

## **Competition law**

F. Blaich, *Die Reichsmonopolgesetzgebung im Zeitalter Karls V. Ihre ordnungspolitische Problematik*, Stuttgart, Gustav Fischer, 1967.

M. Buning, *Knowledge, Patents, Power. The Making of a Patent System in the Dutch Republic*, Leiden, Brill, 2021.

D.J. Gerber, *Law and Competition in twentieth century Europe: protecting Prometheus*, Oxford, Clarendon Press, 1998.

J. Höffner, *Wirtschaftsethik und Monopole im fünfzehnten und sechzehnten Jahrhundert*, Jena, Fischer, 1941.

A. Künzler and L. Warzoulet, 'National Traditions of Competition Law. A Belated Europeanization through Convergence?' in K.K. Patel and H. Schweitzer (eds.), *The Historical Foundations of EU Competition Law*, Oxford, OUP, 2013, 207-229.

S. Lammel, 'Recht zur Ordnung des Wettbewerbs' in H. Coing, (ed.), *Handbuch der Quellen und Literatur der neueren europäischen Privatrechtsgeschichte 3/3*, Munich, Beck, 1986, 3749-3953.

O. Langholm, 'Monopoly and Market Irregularities in Medieval Economic Thought: Traditions and Texts to A.D. 1500', *Journal of the History of Economic Thought* 28/4 (2006), 395-411.

B. Mertens, *Im Kampf gegen die Monopole. Reichstagsverhandlungen und Monopolprozesse im frühen 16. Jahrhundert*, Tübingen, Mohr Siebeck, 1996.

K. Nehlsen-von Stryk, 'Die Monopolgutachten des rechtsgelehrten Humanisten Conrad Peutinger aus dem früher 16. Jahrhundert', *Zeitschrift für neuere Rechtsgeschichte* 10 (1988), 1-18.

A. Thier, 'Schweizerische Kartellrechtstradition und „more economic approach“. Zur bundesgerichtlichen Rechtsprechungspraxis 1896-1960' in R. Sethe et al. (eds.), *Kommunikation. Festschrift für Rolf H. Weber zum 60. Geburtstag*, Bern, 2011, 621-645.

## **Corporate governance (history)**

A.D. Chandler, *The Visible Hand: The Managerial Revolution in American Business*, Boston, Harvard University Press, 1977.

D. De ruysscher, 'Chartered Companies in Sweden, the Dutch Republic and England (c 1600-c 1630): Experimenting in Corporate Governance' in K. Tikka (ed.), *The Development of Commercial Law in Sweden and Finland (Early Modern Period-Nineteenth Century)*, Leiden, Brill, 2020, 59-91.

P. Frentrop, *Ondernemingen en hun aandeelhouders sinds de VOC. Corporate governance, 1602-2002*, Amsterdam, Prometheus, 2002.

T.W. Guinnane, 'German Company Law, 1794-1897' in H. Wells (ed.), Research handbook on the History of Corporate Governance, Cheltenham, Edward Elgar, 2018, 170-204.

T. Guinnane, R. Harris, N.R. Lamoreaux and J.-L. Rosenthal, 'Putting the Corporation in its Place', *Enterprise and Society*, 8, 3, (2007), 687-729.

L. Hannah, 'The 'Divorce' of Ownership from Control from 1900 Onwards Calibrating Imagined Global Trends', *Business History* 49/4 (2010), 404-438.

H. Hansmann and R. Kraakman, 'The essential role of organizational law', *Yale Law Review* 110/3 (2000), 387-440.

H. Hansmann, R. Kraakman and R. Squire, 'Law and the Rise of the Firm', *Harvard Law Review* 119 (2006), 1335-1403.

R. Harris, *Industrialising English Law: Entrepreneurship and Business Organisation, 1720-1844*, Cambridge, CUP, 2000.

N.R. Lamoreaux, 'Constructing Firms: Partnerships and Alternative Contractual Arrangements in Early-Nineteenth-Century American Business', *Business and Economic History* 24 (1995), 43-71.

N.R. Lamoreaux, 'Partnerships, Corporations, and the Theory of the Firm', *American Economic Review, Papers and Proceedings* 88 (1998), 66-71.

N.R. Lamoreaux, 'The Partnership Form of Organization: Its popularity in early-Nineteenth-Century Boston' in C. E. Wright and K.P. Viens (eds.), *Entrepreneurs: The Boston Business Community, 1700-1850*, Boston, 1997, 269-296.

R.K. Morck, *A History of Corporate Governance Around the World. Family Business Groups to Professional Managers*, Chicago, Chicago University Press, 2007.

W. A. Pettigrew and D. Chan Smith (eds.), *A History of Socially Responsible Business, c. 1600-1960*, London, Palgrave MacMillan, 2017.

H.A. Shannon, 'The Limited Companies of 1866-1883', *Economic History Review* (1932-4), 290-316.

K. Sogner and A. Colli (eds.), *The Emergence of Corporate Governance*, New York, Routledge, 2021.

J.D. Turner, 'The development of English company law before 1900' in H. Wells (ed.), Research handbook on the History of Corporate Governance, Cheltenham, Edward Elgar, 2018, 121-141.

J.D. Turner, 'Three centuries of corporate governance in the United Kingdom', *The Economic History Review* (2024), 1-27.

N. Steensgaard, "The Dutch East India Company as an Institutional Innovation," in M. Aymard (ed.), *Dutch Capitalism and World Capitalism*.

*Capitalisme hollandaise et capitalisme mondial*, Cambridge, CUP, 1982, 235-249.

### **Corporations (history)**

C. Antunes, E.A.R. Heijmans, and J.M. Svalastog, 'Essai de comparaison des compagnies néerlandaise, anglaise et française traitant sur la côte occidentale de l'Afrique au XVII<sup>e</sup> siècle' in E. Roulet (ed.), *Les premières compagnies dans l'Atlantique, 1600-1650. I- Structures et modes de fonctionnement*, Aachen, Shaker Verlag, 2017, 161-187.

J.B. Baskin and P.J. Miranti, *A History of Corporate Finance*, Cambridge, Cambridge University Press, 1997, 127-311.

W. Bayer and M. Habersack, *Aktienrecht im Wandel. Band II: Grundsatzfragen des Aktienrechts*, Tübingen, Mohr Siebeck, 2007.

G. Dari-Mattiaci, O. Gelderblom, J. Jonker and E. Perotti, 'The Emergence of the Corporate Form', *Journal of Law, Economics, and Organization* 33/2 (2017), 193-236.

K. Degryse and J. Parmentier, 'Agiotage en verkoop 'op tijdt'. De spekulatieve achttiende eeuw' in G. De Clercq (ed.), *Ter Beurze. Geschiedenis van de aandelenhandel in België, 1300-1900*, Bruges, Van de Wiele, 1992, 112-134.

A. de Jong, J. Jonker and A. Röell, 'Dutch Corporate Finance, 1602-1850' in *Handbook of Key Global Financial Markets, Institutions and Infrastructure*, vol. 1, Oxford, Elsevier, 2013, 73-83.

J.M. de Jongh, 'Shareholder Activists Avant-La-Lettre: The 'Complaining Participants' in the Dutch East India Company, 1622-1625' in J.G.S. Koppel (ed.), *The Origins Of Shareholder Advocacy*, New York, Palgrave MacMillan, 2011, 61-88.

J.M. de Jongh, *Tussen societas en universitas. De beursvennootschap en haar aandeelhouders in historisch perspectief*, Deventer, Kluwer, 2014, 60-102.

H. den Heijer, *De geoctroieerde compagnie: de VOC en de WIC als voorloper van de naamloze vennootschap*, Deventer, Kluwer, 2005.

D. De ruyscher, 'A Business Trust for Partnerships? Early Conceptions of Company-Related Assets in Legal Literature, and Antwerp Forensic and Commercial Practice (Later Sixteenth-Early Seventeenth Century)' in W. Decock and B. Van Hofstraeten (eds.), *Company law in Late-Medieval and Early Modern Europe*, Brussel, KVAB, 2016, 9-27.

J.C. Fohlin, 'The History of Corporate Ownership and Control in Germany' in R.K. Morck (ed.), *A History of Corporate Governance Around the World. Family Business Groups to Professional Managers*, Chicago, The University of Chicago Press, 2005, 223-281.

J. Franks, C. Mayer and H.F. Wagner, 'The Origins of the German Corporation. Finance, Ownership and Control', *Review of Finance* 10 (2006), 537-585.

Ch.E. Freedeman, 'Joint-Stock Business Organization in France, 1807-1867', *The Business History Review* 39/2 (1965), 184-204.

O.C. Gelderblom, A. de Jong and J.P.B. Jonker, 'The Formative Years of the Modern Corporation: The Dutch East India Company VOC, 1602-1623', *Journal of Economic History* 73 (2013), 1050-1076.

O.C. Gelderblom, J.P.B. Jonker and A. de Jong, 'An Admiralty for Asia. Isaac le Maire and Conflicting Conceptions About the Corporate Governance of the VOC' in J.G.S. Koppel (ed.), *The Origins Of Shareholder Advocacy*, New York, Palgrave MacMillan, 2011, 29-60.

O.C. Gelderblom, A. de Jong and J.P.B. Jonker, 'The Formative Years of the Modern Corporation: The Dutch East India Company VOC, 1602-1623', *Journal of Economic History* 73 (2013), 1050-1076.

S. Gialdroni, *East India Company: una storia giuridica (1600-1708)*, Bologna, Il Mulino, 2011.

L. Hannah, 'Corporations in the US and Europe 1790-1860', *Business History*, 56/6 (2014), 865-899.

H. Hansmann and R.R. Kraakman, 'Reflections on the End of History for Corporate Law' in A. Rasheed and T. Yoshikawa (eds.), *Convergence of Corporate Governance: Promise and Prospects*, Londen, Palgrave-MacMillan, 2012, 32-48.

R. Harris, *Going the Distance. Eurasian Trade and the Rise of the Business Corporation, 1400-1700*, Princeton, Princeton University Press, 2020.

R. Harris, *Industrializing English Law: Entrepreneurship and Business Organization, 1720-1844*, Cambridge, CUP, 2000.

H. Joly, 'La direction des sociétés anonymes depuis la fin du XIXe siècle: le droit entretient la confusion des pratiques', *Entreprises & Société* 57 (2009), 111-125.

G. Kurgan-van Hentenryk, 'L'apport des actes de société à l'histoire des entreprises en Belgique' in *Entreprises et entrepreneurs, XIXe-XXe siècles*, Paris, Presses de l'Université de Paris-Sorbonne, 1983, 32-45.

G. Kurgan-van Hentenryk, 'European Banks in the Nineteenth and Twentieth Centuries' in H. Van der Wee and G. Kurgan-Van Hentenryk (eds.), *A History of European Banking*, Antwerp, Mercatorfonds, 2000, 267-361.

J. Laureyssens, 'L'esprit d'association and the Société Anonyme in Early 19th-Century Belgium', *Revue belge de philologie et d'histoire* 80 (2002), 517-530.

A. Lefebvre-Teillard, *La société anonyme au XIX<sup>e</sup> siècle: du Code de commerce à la loi de 1867. Histoire d'un instrument juridique du développement capitaliste*, Paris, PUF, 1985.

A. Lefebvre-Teillard, 'L'industrialisation et le droit' in H. Coing (ed.), *Studien zur Einwirkung der Industrialisierung auf das Recht, [Comparative Studies in Continental and Anglo-American Legal History, 9]*, Berlin, Duncker & Humblot, 1991, 51-77.

Karl Lehmann, *Die Geschichtliche Entwicklung des Aktienrechts bis zum Code de Commerce*, Berlin, 1895.

H. Lévy-Bruhl, *Histoire juridique des Sociétés de Commerce en France au XVII<sup>e</sup> et XVIII<sup>e</sup> siècles*, Paris, Domat-Montchrestien, 1938.

C. Petit, 'El anonimato de la sociedad mercantil y la llamada responsabilidad limitada. Apuntes para la historia de las anónimas en el derecho español del siglo XIX' in M.G. Puy Fernández (ed.), *Tendencias actuales en la ordenación del control y el capital en las sociedades mercantiles*, Madrid, Marcial Pons, 2009, 77-91.

L. Petram, *De bakermat van de beurs. Hoe in zeventiende-eeuws Amsterdam de moderne aandelenhandel ontstond*, Amsterdam, Atlas, 2011.

M. Punt, *Het vennootschapsrecht van Holland. Het vennootschapsrecht van Holland, Zeeland en West-Friesland in de rechtspraak van de Hoge Raad van Holland, Zeeland en West-Friesland*, Dordrecht, Kluwer, 2013.

A. Santuari, 'The société anonyme in France and the French Industrial Revolution, 1815-1848', *The Journal of European Economic History* 24 (1995), 587-618.

M. Schmoeckel, 'Von der Korporation zur Corporate governance. Traditionen der Aktiengesellschaft und die Trennung von Eigentum und Geschäftsführung' in Th. Ackermann (ed.), *Privat- und Wirtschaftsrecht in Europa. Festschrift für Wulf-Henning Roth zum 70. Geburtstag*, Munich, Beck, 2015, 533-550.

R. Szramkiewicz and O. Descamps, *Histoire du droit des affaires*, Paris, LGDJ, 2013, 395-415.

S. van Brakel, *De Hollandsche handelscompagnieën der zeventiende eeuw. Hun ontstaan - hunne inrichting*, The Hague, Nijhoff, 1908.

W. Wagner, 'Gesellschaftsrecht Deutschland' in H. Coing (ed.), *Handbuch der Quellen und Literatur der neueren Europäischen Privatrechtsgeschichte*, Munich, Beck, 1986, 2969-3041.

S. Watson, *The Making of the Modern Company*, Oxford, Hart, 2022.

S. Williston, "History of the Law of Business Corporations before 1800", *Harvard Law Review* 2 (1888), 105-124 and 149-166.

### **Definition of merchant (Middle Ages and early modern period)**

M. Ascheri, 'Giustizia ordinaria, giustizia di mercanti e la mercanzia di Siena nel Tre-Quattrocento' in M. Ascheri (ed.), *Tribunali, giuristi e istituzioni dal medioevo all'età moderna*, Bologna, Il Mulino, 1989, 23-54.

M. Ascheri, 'Arti, mercanti e mercanzie: il caso Siena' in M. Ascheri (ed.), *Siena nel Rinascimento: istituzioni e sistema politico*, Siena, Il Leccio, 1985, 111-137.

A. Astorri, 'Note sulla Mercanzia fiorentina sotto Lorenzo dei Medici. Aspetti istituzionali e politici', *Archivio storico italiano* 150 (1992), 965-993.

A. Becker, *Die Entwicklung des Kaufmannbegriffs im Sinne eines übergeordneten Abgrenzungskriteriums für den persönlichen Anwendungsbereich handelsrechtlicher Vorschriften*, Munich, LIT, 2004.

C. Petit, 'Del vsus mercatorvm al uso de comercio. Notas y textos sobre la costumbre mercantil', *Revista da Faculdade de Direito UFPR* 48 (2008), 7-38.

C. Petit, 'Derecho mercantil: entre corporaciones y códigos' in B. Clavero, P. Grossi and F. Tomas y Valiente (eds.), *Hispania. Entre derechos propios y derechos nacionales*, dl. 1, Milan, Giuffrè, 1990, 315-481.

C. Petit, 'Mercatura y ius mercatorum. Materiales para una antropología del comerciante premoderno' in C. Petit (ed.), *Del ius mercatorum al derecho mercantil*, Madrid, Marcial Pons, 1997, 15-70.

U. Santarelli, 'Mercante, mercature e nuove tipicità emergenti', in G. Andenna (ed.), *Pensiero e sperimentazioni istituzionali nella 'Societas Christiana'* (1046-1250), Rome, Vita e Pensiero, 2007, 199-214.

E. Schrage, 'Mercatura honesta', *Fundamina: A Journal of Legal History* 8 (2002), 190-202.

### **Doctrine of commercial law**

D. De ruysscher, 'Maxims and cases: Maritime law and the blending of merchant and legal culture in the low countries (16th century)' *Zeitschrift der Savigny-Stiftung für Rechtsgeschichte* (2021), 1-17.

J. Hilaire, "Le comparatisme en droit commercial au XIXe siècle", *Revue d'histoire des facultés de droit et de la culture juridique* 12 (1991), 127-142.

J. Hilaire, "Pardessus", in J.-L. Halpérin, J. Krynen and P. Arabeyre (eds.), *Dictionnaire historique des juristes français, XIIe-XXe siècle*, Paris, PUF, 2015, 609-610.

W.F. Lichtenauer, *Geschiedenis van de wetenschap van het handelsrecht in Nederland tot 1809*, Amsterdam, Noord-Hollandsche Uitgevers-Maatschappij, 1956.

A. Mages, 'La place du droit commercial chez nos juristes anciens (XVIIe-XVIIIe siècle)', *Mémoires de la Société pour l'Histoire du Droit et des Institutions des anciens pays bourguignons, comtois et romands* (2013), 221-237.

A. Mages, 'Le manuel de droit commercial : vecteur d'autonomie (XIXe-milieu XXe siècle)', *Histoire des manuels de droit. Une histoire de la littérature juridique comme forme du discours universitaire*, Paris, LGDJ, 2014, 146-164.

L. Moscati, 'Au-delà du Code de commerce: quelques réflexions sur l'apport de Jean-Marie Pardessus' in *Actes des Journées Internationales de la Société d'histoire du droit, Dijon 2007: Le Droit, les affaires et l'argent. Célébration du bicentenaire du Code de commerce*, Dijon, 2008, 397-408.

L. Moscati, 'Pardessus e il Code de commerce' in S. Rossi and C. Storti (eds.), *Le matrici del diritto commerciale tra storia e tendenze evolutive*, Varese, 2009, 39-51.

Ph. Nelidoff, 'La naissance de la doctrine commercialiste' in C. Saint-Alary-Houlin (ed.), *Qu'en est-il du Code du commerce 200 ans après?*, Toulouse, Presses universitaires de Toulouse, 39-56.

V. Simon 'La place du comparatisme dans l'œuvre de Jean-Marie Pardessus' in A. Mages (ed.), *Les fondements historiques du droit européen des affaires*, Presses de l'université Toulouse 1 Capitole, 2021, 209-222.

A. Van Oven, *Geschiedenis van de wetenschap van het handelsrecht in Nederland in de 19e eeuw*, Amsterdam, Noord-Hollandsche Uitgevers-Maatschappij, 1968.

#### Economic law

R. Piepenbrock, *Die Gedanke eines Wirtschaftsrechts in der neuzeitlichen Literatur bis zum Ersten Weltkrieg*, Cologne, Böhlau, 1964.

P.-Ch. Müller-Graff, 'The Idea of an Economic Constitution (Wirtschaftsverfassung) in German Law' in 617-637.

K.W. Nörr, 'On the Concept of the "Economic Constitution" and the Importance of Franz Böhm From the Viewpoint of Legal History', *European Journal of Law and Economics* (1996), 345-356.

R.L. Sakr, 'Beyond History and Boundaries : Rethinking the Past in the Present of International Economic Law', *Journal of International Economic Law* 22/1 (2019), 57-91.

R. Schütze, 'From the "Closed" to the "Open" Commercial State: A Very Brief History of International Economic Law', *Revue d'histoire du droit international* 19(4) (2017), 495-524.

## Fairs

A. Bonoldi and M. Denzel (eds), *Bozen im Messenetz Europas (17-19. Jahrhundert) / Bolzano nel sistema fieristico europeo (secc. XVII-XIX)*, Bolzano, Athesia, 2007.

J. Edwards and S. Ogilvie, 'What lessons for economic development can we draw from the Champagne fairs?', *Explorations in Economic History* 2012, 131-148.

*La foire, [Recueils de la Société Jean Bodin pour l'histoire comparative des institutions, V]*, Brussel, Librairie encyclopédique, 1953.

M. Fortunati, 'The fairs between lex mercatoria and ius mercatorum', in V. Piergiovanni (ed.), *From Lex Mercatoria to Commercial Law*, Berlin, Duncker & Humblot, 2005, 143-164.

O. Gelderblom, "The Decline of Fairs and Merchant Guilds in the Low Countries, 1250-1650", *Jaarboek voor Middeleeuwse Geschiedenis* 7 (2004), 199-238.

P. Huvelin, *Essai historique sur le droit des marchés et des foires*, PhD thesis University of Paris, 1897.

Y.E. Kortlever, 'The Easter and Cold Fairs of Bergen op Zoom (14th-16th Centuries)' in S. Cavaciocchi (ed.), *Fiere e mercati nella integrazione delle economie Europee, secc. 13-18*, Florence, Le Monier, 2001, 625-643.

C.F.J. Slootmans, *Paas- and Koudemarkten te Bergen op Zoom 1365-1565, [Bijdragen tot de geschiedenis van het Zuiden van Nederland, 65]*, Tilburg, Stichting Zuidelijk historisch contact, 1985, 3 vols.

E. Wedemeyer Moore, *The Fairs of Medieval England. An Introductory Study*, Toronto, Pontifical Institute of Medieval Studies, 1985.

## Guilds

E. Coornaert, 'Les ghildes medievales', *Revue Historique* 199 (1948), 22-55, 206-43.

R. Grafe and O. Gelderblom, 'The Rise and Fall of the Merchant Guilds: Re-thinking the Comparative Study of Commercial Institutions in Premodern Europe', *Journal of Interdisciplinary History* 2010, 477-511.

Ch. Gross, *The Gild Merchant: a Contribution to English Municipal History*, Oxford, Clarendon, 1890, 2 vols.

Ph. Hellwege (ed.), *From Guild Welfare to Bismarck Care. Professional guilds and the origins of modern social security and insurance law in Germany*, Berlin, Duncker & Humblot, 2020.

Ph. Hellwege (ed.), *Professional Guilds and the History of Insurance. A Comparative Analysis*, Berlin, Duncker & Humblot, 2020.

S. Ogilvie, *Institutions and European Trade: Merchant Guilds, 1000-1800*, Cambridge, Cambridge University Press, 2013.

S. Ogilvie, *The European Guilds: an Economic Analysis*, Princeton, Princeton University Press, 2019.

#### **Insurance (non-maritime)**

P. Borscheid and N. Viggo Haueter (eds.), *World Insurance. The Evolution of a Global Risk Network*, Oxford, OUP, 2012.

Ph. Hellwege (ed.), *A Comparative History of Insurance Law in Europe. A Research Agenda*, Berlin, Duncker & Humblot, 2018.

T. Röder, *From Industrial to Legal Standardization, 1871-1914. Transnational Insurance Law and the Great San Francisco Earthquake*, Leiden, Brill, 2012.

C. Zwierlein, *Prometheus Tamed: Fire, Security, and Modernities, 1400 to 1900*, Leiden, Brill, 2021.

#### **Lex mercatoria (theory)**

C.-J. Cheng (ed.), *Clive M. Schmitthoff's Select Essays on International Trade Law*, Dordrecht, Nijhoff, 1988.

F. De Ly, *De lex mercatoria. Inleiding op de studie van het transnationaal handelsrecht* (diss. Gent), Antwerp, Maklu, 1989.

B. Goldman, 'Nouvelles réflexions Sur la Lex Mercatoria', in: Ch. Dominicé et al (eds.), *Etudes de Droit international en l'honneur de Pierre Lalive*, 1993, 241-255.

R. Meyer, *Bona fides und Lex mercatoria in der europäischen Rechtstradition*, Göttingen, Wallstein, 1994.

Th. Schultz, 'Some Critical Comments on the Juridicity of Lex Mercatoria', *Yearbook of Private International Law* 10 (2008), 667 e.v.

#### **Lex mercatoria (history)**

D.J. Bederman, *Custom as a Source of Law*, Cambridge, CUP, 2010.

B.L. Benson, 'Customary commercial law, credibility, contracting, and credit in the high Middle Ages' in *Handbook on Austrian Law and Economics*, 2017, 129-177.

H.J. Berman, *Law and Revolution. The formation of the Western Legal Tradition*, Cambridge, Harvard University Press, 1983.

D.R. Coquilette, *The Civilian Writers of Doctor's Commons, London. Three Centuries of Juristic Innovation in Comparative, Commercial and International Law*, Berlin, Duncker & Humblot, 1988.

A. Cordes, 'Lex Maritima? Local, Regional and Universal Maritime Law in the Middle Ages' in W. Blockmans et al. (eds.), *The Routledge Handbook of Maritime Trade around Europe 1300-1600*, New York, Routledge, 2017, 69-85.

A. Cordes, 'The Search for a Medieval Lex Mercatoria', *Oxford Comparative Law Forum* 5 (2003), [ouclf.iuscomp.org/articles/cordes.shtml](http://ouclf.iuscomp.org/articles/cordes.shtml).

A. Cordes, 'The Search for a Medieval Lex Mercatoria' in V. Piergiovanni (ed.), *From lex mercatoria to commercial law*, Berlin, Duncker & Humblot, 2004, 53-67.

D. De ruysscher, 'La lex mercatoria contextualisée: tracer son parcours intellectuel', *Revue Historique de Droit Français et Etranger* 2012, 499-515.

Ch. Donahue Jr., 'Medieval and Early Modern Lex Mercatoria: An Attempt at the *Probatio Diabolica*', *Chicago Journal of International Law* 2004, 21-37.

F1. Garnier, 'Les échanges et le droit au Moyen Âge: notes sur la consuetudo mercatorum et la lex mercatoria', in P. Fridenson, F. Monnier et A. Rigaudière (eds.), *Concurrence et marché : droit et institutions*, Paris, CHEFF, 2022, 315-328.

P. Gauci, 'Malynes, Gerard' in H.C.G. Matthew and B. Harris (eds.), *Oxford Dictionary of National Biography*, dl. 36, Oxford, Oxford University Press, 2004, 380-382.

S. Gialdroni, 'Gerard Malynes e la questione della lex mercatoria', *Zeitschrift der Savigny-Stiftung für Rechtsgeschichte. Germanistische Abteilung* 126 (2009), 38-69.

N.E. Hatzimihail, 'The Many Lives - and Faces - of Lex Mercatoria: History as Genealogy in International Business Law', *Law & Contemporary Problems* 71 (2008), 169-190

E. Kadens, 'Custom's Two Bodies' in K.L. Jansen, G. Geltner, A.E. Lesler (eds.), *Center and Periphery: Studies on Power in the Medieval World in Honor of William Chester Jordan*, Leiden/Boston, Brill, 2013, 239-248.

E. Kadens, 'Order within Law, Variety within Custom: The Character of the Medieval Merchant Law', *Chicago Journal of International Law* (2004), 39-65.

E. Kadens, 'The Myth of the Customary Law Merchant', *Texas Law Review* (2012), 1153-1206.

E. Kadens, 'The Medieval Law Merchant: the Tyranny of a Construct', *Journal of Legal Analysis* (2015), 251-289.

R. Michaels, 'The True Lex Mercatoria: Private Law Beyond the State', *Indiana Journal of Global Legal Studies* 14 (2007), 447-468.

K.O. Scherner, 'Lex mercatoria - Realität, Geschichtsbild oder Vision', *Zeitschrift der Savigny-Stiftung für Rechtsgeschichte. Germanistische Abteilung* 118 (2001), 148-167.

#### **Maritime insurance and general average**

E. Bensa, *Il contratto di assicurazione nel medio evo*, 1884.

L.-A. Boiteux, *La fortune de mer, le besoin de sécurité et les débuts de l'assurance maritime*, 1968.

G. Bonolis, *Svolgimento storico del diritto di assicurazione in Italia*, Florence, Seeber, 1901.

H. Casado Alonso, 'El mercado internacional de seguros de Burgos en el siglo XVI', *Boletín de la Institución Fernán González* 219 (1992), 277-306.

H. Casado Alonso, *Seguro marítimo en Castilla en los siglos XV y XVI*, Valladolid, Universidad de Valladolid, 2021.

G. Cassandro, 'Genesi e svolgimento storico del contratto di assicurazione', in *Enciclopedia del diritto*, vol. 3, Milano, Giuffrè, 1958, 420-427 (also in *Saggi di storia del diritto commerciale*, 237-253).

G. Cassandro, 'Note storiche sul contratto d'assicurazione', *Bollettino dell'Archivio Storico del Banco di Napoli* 13 (1959), 6-62 (also in *Saggi di storia del diritto commerciale*, 255-318).

G. Ceccarelli, *Risky Markets. Marine Insurance in Renaissance Florence*, Leiden, Brill, 2020.

S.M. Coronas González, 'Carlos V, asegurador : una propuesta original de los comerciales de Amberes (1551)' in A. Iglesia Ferreiros and A. Sanchez-Lauro (eds.), *Centralismo y Autonomismo en los Siglos xvi-xvii. Homenaje al Professore Jesus Lalinde Aladia*, Barcelona, Universitat de Barcelona, 1989, 121-130.

S.M. Coronas González, 'La ordenanza de seguros marítimos del Consulado de la nacion de España en Brujas', *Anuario de Historia del Derecho español* 54 (1984), 385-407.

M. Fusaro, A. Addobbati and L. Piccinno (eds.), *Sharing Risk: General Average and European Maritime Business (VI-XVIII Centuries)*, London, Palgrave MacMillan, 2023.

A. Garcia Sanz and T. Ferrer I Mallol, *Assegurances i canvas maritims medieval a Barcelona*, Barcelona, 1983.

G. Giacchero, *Storia delle assicurazioni maritime. L'esperienza genovese dal Medioevo all'età contemporanea*, Genoa, Sagep, 1984.

Ph. Hellwege and G. Rossi (eds.), *Maritime Risk Management. Essays on the History of Marine Insurance, General Average and Sea Loan*, Berlin, Duncker & Humblot, 2021.

Ch. Kingston, 'Governance and institutional change in marine insurance, 1350–1850', *European Review of Economic History* (2014), 1–18.

J. Llavador and E. Trueba, *Jurisdicción marítima y la práctica jurídica en Sevilla (Siglo XVI)*, Valencia, Puig, 1993.

A. B. Leonard, (ed.), *Marine insurance: origins and institutions, 1300–1850*, Basingstoke, Palgrave Macmillan, 2016.

C. Martinez Shaw (ed.), *El derecho y el mar en la España moderna*, Granada, Universidad de Granada, 1995.

M.J. Peláez, *Cambios y seguros marítimos en derecho catalán y balear*, Madrid, Real Colegio de España, 1984.

M. Pelez Albendea, *Cambios y seguros marítimos en derecho catalán y balear*, Bolonia, Publicaciones del Real Colegio de España, 1984.

V. Piergiovanni, 'Le assicurazioni maritime' in V. Piergiovanni, *Norme, scienza e pratica giuridica tra Genova e l'Occidente medievale e moderno*, vol. 2, 2012, 869–882.

G. Rossi, *Insurance in Elizabethan England. The London Code*, Cambridge, CUP, 2016.

G. Salvioli, *L'assicurazione e il cambio marittimo nella storia del diritto italiano*, Bologna, Zanichelli, 1884.

C. Schwarzenberg, *Ricerche sull'assicurazione marittima a Venezia. Dal dogado di Pasquale Cicogna al dogado di Paolo Renier*, Milano, Giuffrè, 1969.

G. Stefani (a cura di), *L'assicurazione a Venezia dalle origini alla fine della Serenissima*, 2 vol., Trieste, Assicurazioni Generali di Trieste e Venezia, 1956.

A. Tenenti, "L'assicurazione nel commercio marittimo del Mediterraneo occidentale (1440-c. 1600)", in E. Serrano Martín and E. Sarasa Sánchez

(eds.) *La Corona de Aragón y el Mediterráneo: siglos XV-XVI*, 1997, 127-144.

A. Tenenti and B. Tenenti, "Il Prezzo del rischio. L'assicurazione mediterranea vista da Ragusa (1563-1591)", 1985.

J.P. van Niekerk, *The Development of the Principles of Insurance Law in the Netherlands from 1500-1800* (2 volumes), Kenwyn, Juta & Co, 1998.

#### **Maritime law**

M. Bochaca and P. Prétou, "Rôles d'Oléron et usages maritimes dans l'Europe atlantique à travers l'exemple de Bordeaux, Libourne et Bayonne aux XIVe et XVe siècles", in J.A. Solorzano Telechea et al. (eds.), *Las sociedades portuarias de la Europa atlántica en la Edad Media*, 2016, 25-46.

E.B.I. Frankot, 'Of Laws of Ships and Shipmen'. *Medieval Maritime Law and its Practice in the Towns of Northern Europe*, Edinburgh, Edinburgh University Press, 2012.

E.B.I. Frankot, 'Medieval Maritime Law from Oléron to Wisby: jurisdictions in the law of the sea', in J. Pan-Montojo and F. Pedersen (eds.), *Communities in European History. Representations, Jurisdictions, Conflicts*, Pisa, Pisa University Press, 2017, 151-172.

A. García Gallo, 'Notes sobre el Consolat de Mar.- Consolat de Mar. I. Nuclis originaris (Costumes. Establiments. Usatges). II. Eléments adicionals (Capítols legals. Estils judiclaris. Privilegis)', por Ferrán Valls i Taberner', *Anuario de Historia del Derecho Español* 9 (1932), 430-440 and "Consolat de mar (Volum III)", por F Valls i Taberner', *Anuario de Historia del Derecho Español* 12 (1935), 499-501.

A. García Sanz, 'Estudios sobre los orígenes del derecho marítimo hispano-mediterráneo', *Anuario de Historia del Derecho Español* 39 (1969), 213-316.

M.Th. Goudsmit, *Geschiedenis van het Nederlandsche Zeerecht*, 's-Gravenhage, Martinus Nijhoff, 1882.

G. Landwehr, *Die Haverei in den mittelalterlichen deutschen Seerechtsquellen*, Göttingen, 1985.

G. Landwehr, *Das Seerecht der Hanse (1365-1614): vom Schiffordnungsrecht zum Seehandelsrecht*, Göttingen, 2003.

M. Pelez Albendea, 'El conocimiento de embarque en el Derecho Histórico español', *Anuario de Derecho Marítimo* 3 (1984), 241-255.

M. Pelez Albendea, 'El contrato de fletamento en el Mediterráneo europeo en el siglo XV' in *Historia y humanismo: estudios en honor del profesor Dr. D. Valentín Vázquez de Prada*, vol. 2, Pamplona, Universidad de Navarra, 2000, 219-224.

M. Pelez Albendea, 'Investigaciones en torno al instituto jurídico fletamentario en el Derecho Histórico del Mediterráneo: estado de la cuestión y nuevos descubrimientos', *Anuario de Derecho Marítimo* 4 (1986), 77-90.

M. Pelez Albendea, 'La legislación histórica barcelonesa de seguros marítimos en su proyección italiana', *Anuario de Derecho Marítimo* 1 (1981), 95-129.

M. Pelez Albendea, 'Los contratos de fletamento en el Derecho Histórico catalán', *Anuario de Derecho marítimo* 2 (1982), 93-123.

M. Pelez Albendea, 'Los contratos de fletamento en el derecho catalano-balear y pisano-genovés: notas y reflexiones ius-históricas sobre la institución fletamentaria y sobre el transporte (2ª parte)', *Revista Europea de Derecho de la Navegación Marítima y Aeronáutica*, 7, 1991, pp. 913-1010

P.A. Porras Arboleda, "La práctica mercantil marítima en el Cantábrico Oriental (siglos XV-XIX)", *Cuadernos de Historia del Derecho* 7 (2000), 13-128, 8 (2001) 141-254.

G. Rossi, 'The Barratry of the Shipmaster in Early Modern Law: Polysemy and *Mos Italicus*', *The Legal History Review*, 87/1 (2019) 504-574.

G. Rossi, 'The Liability of the Shipmaster in Early Modern Law: Comparative (and Practice-Oriented) remarks', *Historia et Ius* 12 (2017), 1-47.

M. Serna Vallejo, "La historiografía sobre los Rôles d'Oléron (siglos XV a XX)", *Anuario de historia del derecho español* 70 (2000), 1-48.

M. Serna Vallejo, 'Las relaciones entre los Rôles d'Oléron, el *Llibre del Consolat de Mar* y las Costumes de mar: deshaciendo equívocos' in *Homenaje a José Antonio Escudero*, vol. 3, Madrid, Editorial Complutense, 2012, 1173-1198.

D. Van den Auweele, 'Het Brugse zeerecht, schakel in een supranational geheel' in V. Vermeersch (ed.), *Brugge en de zee. Van Bryggia tot Zeebrugge*, Antwerp, Mercatorfonds, 1982, 145-155.

R. Warlaymont, 'Les sources néerlandaises de l'ordonnance maritime de Combert (1681)', *Revue belge de philologie et d'histoire* 1955, 333-344.

**Mercantile/corporate insolvency (including imprisonment for debt)  
(Middle Ages, early modern period, nineteenth century)**

Roman law

Th.C. Albert, 'The Insolvency Law of Ancient Rome', *California Bankruptcy Journal* 28/3 (2006) 365 etc.

W. Forster, *Konkurs als Verfahren. Francisco Salgado de Somoza in der Geschichte des Insolvenzrechts*, Cologne, Böhlau, 2009, 86-125.

I. Kroppenberg, *Die Insolvenz im klassischen römisches Recht. Tatbestände und Wirkungen ausserhalb des Konkursverfahren*, Cologne, Böhlau, 2001.

W. Pakter, 'Roman Bankruptcy' in M. Stolleis (ed.), *Die Bedeutung der Wörter. Studien zur europäischen Rechtsgeschichte. Festschrift für Sten Gagner zum 70. Geburtstag*, München, Beck, 2001, 327-339.

W. Pakter, 'The Mystery of 'Cessio Bonorum'', *Index* 22 (1994) 323-342.

W. Pakter, 'The Origins of Bankruptcy in Medieval Canon and Roman Law' in P. Linehan (ed.), *Proceedings of the Seventh International Congress of Medieval Canon Law*, Vatican City, Bibliotheca Apostolica, 1988, 485-506.

F. von Woess, 'Personalexekution und Cessio Bonorum im römischen Reichsrecht', *Zeitschrift der Savigny-Stiftung für Rechtsgeschichte. Romanistische Abteilung* 43 (1922), 485-529.

P. Zambrana Moral, *Derecho Concursal Histórico I. Trabajos de Investigación*, Barcelona, Universidad de Málaga, 2001, 51-171.

#### Middle Ages

J. A. Alejandre García, *La quiebra en el derecho histórico español anterior a la Codificación*, Sevilla, Universidad de Sevilla, 1970.

A. Barbagli, *Profili giuridici del fallimento nel pensiero dei commentatori*, Turin, Giapicchelli, 2007.

G. Cassandro, *Le rappresaglie e il fallimento a Venezia nei secoli XIII-XIV: con documenti inediti*, Turijn, Lattes, 1938.

J. Claustre, *Dans les géôles du roi. La prison pour dette à Paris à la fin du Moyen Âge*, Parijs, Publications de la Sorbonne, 2007.

V. Demars-Sion, 'La réglementation de la cession de biens dans les Pays-Bas méridionaux : copie ou modèle des solutions françaises ?' in J.-M. Cauchies and S. Dauchy (eds.), *Commerce et droit*, Brussels, FUSL, 1996, 131-154.

G. Geltner, *The Medieval Prison: a Social History*, Princeton, Princeton University Press, 2008.

J. Hallebeek, 'Church Asylum in Late Antiquity. Concession by the Emperor or Competence of the Church?' in E.C. Coppens (ed.), *Secundum Ius. Opstellen aangeboden aan prof. mr. P.L. Nève*, Nijmegen, Gerard Noodt Instituut, 163-182.

T. Lange, 'Credit in the Body of Christ', working paper, publikationen.ub.uni-frankfurt.de/files/.../1311202\_Credit\_Lange.pdf.

A. Lattes, *Il fallimento nel diritto comune e nella legislazione bancaria della Repubblica di Venezia*, Venezia, Visentini, 1880.

A. Legnani-Annichini, 'Il fallimento a Bologna: une giuridizione contesa tra Comune e Mercanzia', *Rivista di storia del diritto italiano* 82 (2009), 129-236.

H. Planitz, 'Studien zur Geschichte des deutschen Arrestprozesses. Der Arrest gegen den fugitivus', *Zeitschrift der Savigny-Stiftung für Rechtsgeschichte. Germanistische Abteilung* 34 (1913), 49-140.

U. Santarelli, *Per la storia del fallimento nelle legislazioni dell'età intermedia*, Padua, CEDAM, 1964 (also in U. Santarelli, *Mercanti e società tra mercanti*, Turijn, UTET, 1998, 65-110).

G. Speciale, *Fallimento tra dolo e sfortuna. L'azione revocatoria e il diritto d'asilo nei secoli XVI-XVIII*, Rome, Il Cogno, 2007.

P. Zambrana Moral, *Derecho Concursal Histórico I. Trabajos de Investigación*, Barcelona, Universidad de Málaga, 2001, 175-242.

P. Zambrana Moral, *Iniciación Histórica al Derecho Concursal. Planteamientos institucionales*, Málaga, Universidad de Málaga, 2001.

A. Wach, *Der Arrestprozess in seiner geschichtlichen Entwicklung. Teil 1: Der italienische Arrestprozess*, Leipzig, Kessinger, 1868.

#### Early modern period

A.M. Carlos, E. Cosack and L. Castro Penarrieta, 'Bankruptcy, Discharge, and the Emergence of Debtor Rights in Eighteenth-Century England', *Enterprise & Society* 20/2 (2019), 475-506.

D. De ruysscher, 'Bankruptcy, Insolvency and Debt Collection Among Merchants in Antwerp (c. 1490-c. 1540)' in Th.M. Safley (ed.), *Bankruptcy in Early-Modern Europe*, Abingdon, Taylor & Francis, 2013, 185-199.

D. De ruysscher, 'Designing the Limits of Creditworthiness. Insolvency in Antwerp Bankruptcy Legislation and Practice (16th-17th Centuries)', *The Legal History Review (Tijdschrift voor Rechtsgeschiedenis)* 76 (2008), 307-327.

D. De ruysscher, 'Reconciling Old and New: Imprisonment for Debts and *Cessio Bonorum*, in Antwerp and Mechelen (c. 1500-c. 1530)' in J.W. Oosterhuis and E. Van Dongen (eds.), *European Traditions: Integration or Disintegration?*, Oisterwijk, Wolff, 2012, 35-48.

W. Druwé, 'Dignity and *Cessio Bonorum* in Early-Modern Dutch Learned Legal Literature', *Max Planck Institute for European Legal History Research Paper Series* 2016-08 (online public).

M. Gijswilt-Hofstra, *Wijkplaatsen voor vervolgden. Asielverlening in Culemborg, Vianen, Buren, Leerdam en IJsselstein van de 16de tot eind 18de eeuw*, Amsterdam, De Bataafse Leeuw, 1984.

J. Hoppit, *Risk and Failure in English Industry, 1700-1800*, Cambridge, Cambridge University Press, 1987.

G. Moll, *De desolate boedelskamer te Amsterdam*, proefschrift Universiteit van Amsterdam, Amsterdam, 1879.

J. Sgard, 'Bankruptcy, Fresh Start and Debt Renegotiation in England and France, 17th to 18th Century' in Th.M. Safley (ed.), *The History of Bankruptcy. Economic, Social and Cultural Implications in Early Modern Europe*, Londen, Routledge, 2013, 223-233.

F. Stolker, 'The Forgotten History of Bankruptcy, 1543-1624', *The Journal of Legal History* 44/3 (2023), 295-324.

J.Q. Whitman, 'The Moral Menace of Roman Law and the Making of Commerce: Some Dutch Evidence', *Yale Law Review* 105 (1996), 1877-1883.

#### Nineteenth century

E.J. Balleisen, *Navigating Failure. Bankruptcy and Commercial Society in Antebellum America*, Londen, The University of North Carolina Press, 2001.

E.J. Balleisen, 'Vulture Capitalism in Antebellum America: The 1841 Federal Bankruptcy Act and the Exploitation of Financial Distress', *Business History Review* 70 (1996), 473-516.

M. Brouwer, 'Reorganization in US and European Bankruptcy Law', *European Journal of Law and Economics* 22 (2006), 5-20.

P.J. Coleman, *Debtors and Creditors in America: Insolvency, Imprisonment for Debt, and Bankruptcy, 1607-1900*, Madison, The State Historical Society of Wisconsin, 1974.

B. Colson, 'Napoléon et l'élaboration du Code de commerce' in Y. Poulet, P. Wynants and P. Wéry (eds.), *Liber amicorum Michel Coipel*, Brussel, Kluwer, 2004, 3-20.

P. di Martino, 'Approaching Disaster: A Comparison Between Personal Bankruptcy Legislation in Italy and England (1880-1930)', *Business History* 47/1 (2005), 23-43.

P. di Martino, 'Dealing with Failure. Bankruptcy and Insolvency in the English Experience (1890-1939)', *Histoire & Mesure* 23/1 (2008), 137-165.

P. di Martino, M. Latham, and M. Vasta, 'Bankruptcy Laws Around Europe (1850-2015): Institutional Change, and Institutional Features', *Enterprise & Society* 21/4 (2020), 936-990.

C1. Dupouy, *Le droit des faillites en France avant le Code de commerce*, Parijs, Librairie générale de droit et de jurisprudence, 1960.

I.P.H. Duffy, *Bankruptcy and Insolvency in London During the Industrial Revolution*, New York, Garland, 1985.

I.F. Fletcher, *The Law of Insolvency*, London, Sweet & Maxwell, 2009.

B.A. Hansen, 'The Political Economy of Bankruptcy: The 1898 Act to Establish A Uniform System of Bankruptcy', *Essays in Economic and Business History* 15 (1997), 155-171.

P.-C. Hautcoeur, 'La statistique et le débat sur la contrainte par corps: l'apport de Jean-Baptiste Bayle-Mouillard', *Histoire et Mesure* 23/1 (2008), 167-189.

P.-C. Hautcoeur and P. di Martino, 'The Functioning of Bankruptcy Law and Practices in European Perspective (ca. 1880-1913)', *Enterprise and Society* 14/3 (2013), 579-605.

P.-C. Hautcoeur and N. Levratto, 'Faillite' in A. Stanziani (ed.), *Dictionnaire historique de l'économie droit*, Paris, LGDJ, 2007, 159-167.

P.-C. Hautcoeur and N. Levratto, 'Legal vs. Economic Explanations of the Rise in Bankruptcies in 19th Century France', *Revue d'Économie Industrielle* 4/160 (2017), 23-45.

P.-C. Hautcoeur and N. Levratto, 'Petites et grandes entreprises face à la faillite au XIXe siècle en France: du droit à la pratique', working paper 2007, <http://ideas.repec.org/p/drm/wpaper/2008-7.html>

S.C. Hicks, 'Law, order and the bankruptcy commissions of early nineteenth century England', *Tijdschrift voor rechtsgeschiedenis* 55 (1987) 123-149.

J. Hilaire, *Introduction historique au droit commercial*, Paris, Presses universitaires de France, 1986.

J. Honsberger, 'Bankruptcy Administration in the United States and Canada', *California Law Review* 63/6 (1975), 1515-1545.

W.J. Jones, 'The Foundations of English Bankruptcy: Statutes and Commission in the Early Modern Period', *Transactions of the American Philosophical Society* 69/3 (1979), 1-63.

E. Kadens, 'The Last Bankrupt Hanged: Balancing Incentives in the Development of Bankruptcy Law', *Duke Law Journal* 59/7 (2010), 1229-1319

E. Kadens, 'The Pitkin Affair: a Study of Fraud in Early English Bankruptcy', *The American Bankruptcy Law Journal* 84 (2010), 483-570.

F.J. Kunstreich, *The Social and Legal Process of Bankruptcy in Germany, 1815-1870*, unpublished PhD thesis Oxford University 2017.

B. Mann, *Republic of Debtors. Bankruptcy in the Age of American Independence*, Boston, Harvard University Press, 2002.

V. Markham Lester, *Victorian Insolvency: Bankruptcy, Imprisonment for Debt, and Company Winding-Up in Nineteenth-Century England*, Oxford,

Clarendon Press, 1995

L. Moscati, 'Faillite et droit pénal entre Ancien Régime et codification' in J.-M. Carbasse and M. Ferret-Lesné (eds.), *Doctrine et pratique pénal en Europe*, Montpellier, 2013, 441-458.

L. Moscati, *Fallimento e diritto penale tra antico e nuovo regime*, in P. Cherubini and G. Nicolaj (eds.), *Sit liber gratus, quem servulus est operatus. Studi in onore di Alessandro Pratesi per il suo 90° compleanno*, vol. 2, Vatican City, 2012, 1189-1205.

J.R. Munson, 'The "Interests of Commerce": Business Failure in the Commercial Code Debates, 1801-07', *French History* 30 (2016), 505-525.

J. Sgard, 'Do Legal Origins Matter? The Case of Bankruptcy Laws in Europe, 1808-1914', *European Review of Economic History* 3 (2006), 389-419;

D.A. Skeel, *Debt's Dominion: A History of Bankruptcy Law in America*, Princeton, Princeton University Press, 2001.

D.A. Skeel, 'The Genius of the 1898 Bankruptcy Act', *Bankruptcy Developments Journal* 15 (1999), 321-341.

Th. Sullivan, E. Warren and J. Westbrook, *As We Forgive Our Debtors: Bankruptcy and Consumer Credit in America*, Oxford, Oxford University Press, 1989.

Ch.J. Tabb, 'The History of the Bankruptcy Laws in the United States', *American Bankruptcy Institute Law Review* (1995), 5-51.

Ch.J. Tabb, 'Top Twenty Issues in the History of Consumer Bankruptcy', *University of Illinois Law Review* (2007), 9-29.

E. Vause, 'Disciplining the Market: Debt Imprisonment, Public Credit, and the Construction of Commercial Personhood in Revolutionary France', *Law and History Review* 32/2 (2014), 647-682.

E. Vause, "'He Who Rushes to Riches Will Not Be Innocent': Commercial Honor and Commercial Failure in Post-Revolutionary France', *French Historical Studies* 35/2 (2012), 321-349.

Ch. Warren, *Bankruptcy In United States History*, Cambridge, Harvard University Press, 1935.

Antonia Wolf, *Zur Praxis des Zwangsvergleichs. Vom Funktionsverlust des Gerichtsverfahrens in der semi-kooperativen Insolvenzbereinigung unter der Konkursordnung im 20. Jahrhundert*, Münster, 2017.

#### **International arbitration**

M.K. Chinazi, *The Three Ages of International Commercial Arbitration*, Cambridge, Cambridge University Press, 2021.

Th. Hale, *Between Interests and Law. The Politics of Transnational Commercial Disputes*, Cambridge, Cambridge University Press, 2015.

A.-Ch. Martineau, 'A Forgotten Chapter in the History of International Commercial Arbitration: The Slave Trade's Dispute Settlement System', *Leiden Journal of International Law* 31 (2018), 219-241.

#### **International commercial law**

A. Alimento and K. Stapelbroek (eds.), *The Politics of Commercial Treaties in the Eighteenth Century. Balance of Power, Balance of Trade*, London, Palgrave MacMillan, 2017.

A. Anghie, *Imperialism, Sovereignty and the Making of International Law*, Cambridge, CUP, 2005.

L. Benton, *Search for Sovereignty: Law and Geography in European Empires, 1400-1800*, New York, 2010.

G. Cavallar, *The Rights of Strangers: Theories of International Hospitality, the Global Community, and Political Justice since Vitoria*, London, 2002.

S. Charnovitz, 'The Field of International Economic Law', *Journal of International Economic Law* 17 (2014), 607-626.

G. Heyd, *Le colonie commerciali degli Italiane in oriente nel Medio Evo*, Venice, 1866-1868, 2 vols.

I. Hont, 'The Language of Sociability and Commerce: Samuel Pufendorf and the Foundations of the 'Four Stages" Theory' in I. Hont (ed.), *Jealousy of Trade. International Competition and the Nation-State in Historical Perspective*, Harvard, 2006, 159-184.

J. Jackson, "International Economic Law: Reflections on the Boilerroom of International Relations", *American University Journal of International Law & Policy* 10 (1995), 596-606.

B. Kingsbury and B. Straumann, 'The State of Nature and Commercial Sociability in Early Modern International Legal Thought', *Grotiana New Series* 30 (2010), 22-43.

M. Kintzinger, 'Cum salvo conductu: Geleit im Westeuropäischen Spätmittelalter' in R. C. Schwinges and K. Wriedt (eds.), *Gesandtschafts- und Botenwesen im spätmittelalterlichen Europa*, Ostfildern, Thorbecke, 2003, 313-363.

M. Köhler, *Alliances and Treaties between Frankish and Muslim Rulers in the Middle East*, Leiden, 2013.

M. Koskenniemi, 'International Law and the Emergence of Mercantile Capitalism' in *The Roots of International Law*, Leiden, 2014, 3-37.

M. Koskenniemi, *To the Uttermost Parts of the Earth. Legal Imagination and International Power, 1300-1870*, Cambridge, CUP, 2021.

J. Kulischer, 'Die Meistbegünstigung in den Handelsverträgen im Wandel der Zeiten', *Zeitschrift für die gesamte Staatswissenschaft* 89/3 (1930), 540-572.

S. Neff, *Friends but no Allies. Economic liberalism and the Law of Nations*, New York, 1990.

S.C. Neff, 'Peace and Prosperity: Commercial Aspects of Peacemaking' in R. Lesaffer (ed.), *Peace Treaties and International Law in European History: From the end of the Middle Ages to World War One*, Cambridge, CUP, 2004, 365-381.

D. Ormrod, *The Rise of Commercial Empires. England and the Netherlands in the Age of Mercantilism, 1650-1770*, Cambridge, CUP, 2003.

M. Pal, *Jurisdictional Accumulation. An Early Modern History of Law, Empires, and Capital*, Cambridge, CUP, 2021.

J. Shovlin, *Trading with the Enemy. Britain, France, and the 18th-Century Quest for a Peaceful World Order*, New Haven and London, Yale University Press, 2021.

K. Stapelbroek, 'Trade, Chartered Companies, and Mercantile Organizations' in *The Oxford Handbook of the History of International Law*, Oxford, OUP, 2012, 338-358.

Ph. J. Stern, *The Company-State. State Sovereignty and the Early Modern Foundations of the British Empire in India*, Oxford, 2011.

G. Teubner, 'Breaking Frames: Economic Globalization and the Emergence of Lex Mercatoria', *European Journal of Social Theory* 5 (2) (2002), 199-217.

F. Trivellato, *The Familiarity of Strangers: The Sephardic Diaspora, Livorno, and Cross-Cultural Trade in the Early Modern Period*, Yale, 2009.

### **International insolvency**

H. Hanisch, 'Bemerkungen zur Geschichte des internationalen Insolvenzrechts' in *Festschrift für Franz Merz zum 65. Geburtstag am 3. Februar 1992*, Cologne, Böhlau, 1992, 159-176.

Fr. Meili, *Die geschichtliche Entwicklung des internationalen Konkursrechtes*, Zürich, Orell Füssli, 1908.

K.H. Nadelmann, 'Bankruptcy Treaties', *University of Pennsylvania Law Review and American Law Register* 93/1 (1944), 58-97.

M. Ressel, 'Norms and Practice of Handling Complex and International Insolvencies in Early Modern Venice' in A. Cordes and M. Schulte Beerbühl (eds.), *Dealing with Economic Failure*, Frankfurt, Peter Lang, 2016.

A. Trunk, *Internationales Insolvenzrecht. Systematische Darstellung des deutschen Rechts mit rechtsvergleichende Bezügen*, Tübingen, Mohr Siebeck, 1998, 34-82.

#### **International investment law**

K. Miles, *The Origins of International Investment Law: Empire, Environment, and the Safeguarding of Capital*, Cambridge: Cambridge University Press, 2013.

S.W. Schill, Ch.J. Tams, and R. Hofmann (eds.), *International investment law and history*, Cheltenham, Elgar, 2018.

#### **International trade law**

G. Messenger, *The Development of World Trade Organization Law. Examining Change in International Law*, Oxford, OUP, 2016.

M. Fakhri, *Sugar and the Making of International Trade Law*, Cambridge, CUP, 2014.

#### **Legal personhood**

S. Bueno Salinas, *La noción de persona jurídica en el derecho canónico. Su evolución desde Inocencio IV hasta el C.I.C. de 1983*, Barcelona, Herder, 1985.

J.M. de Jongh, *Tussen societas en universitas. De beursvennootschap en haar aandeelhouders in historisch perspectief*, Deventer, Kluwer, 2014, 222-232

D. De ruysscher, 'Een rechtshistorische kijk op schaalgrootte in het Belgische en Franse handels- en economisch recht (vroege negentiende eeuw tot ca. 1960)' in K. Reniers en M. Vanmeenen (eds.), *Regelgeving op maat van KMO's*, Antwerpen, Intersentia, 2013, 213-234.

M. Diesselhorst, 'Zur Theorie der juristischen Person bei Friedrich Carl von Savigny'.

E.H. Kantorowicz, *The King's Two Bodies. A Study in Mediaeval Political Theology*, Princeton, Princeton University Press, 1981.

M. Lipp, ''Persona moralis'', 'Juristische Person' und 'Personenrecht'. Eine Studie zur Dogmengeschichte der 'juristischen Person' im Naturrecht und frühen 19. Jahrhundert', *Quaderni Fiorentini per la storia del pensiero giuridico moderno* 11/12 (1982/83), 217-262.

G. Post, 'Parisian masters as a corporation, 1200-1246' and 'Roman law and early representation in Spain and Italy, 1150-1250' in G. Post (ed.), *Studies in Medieval Legal Thought. Public Law and the State 1100-1322*, Princeton, Princeton University Press, 1964, 27-49 and 61-90

E. Richard, "'Mon nom est personne': la construction de la personnalité morale ou les vertus de la patience', *Entreprises & Histoire* 57 (2009), 14-44.

J. Schröder, 'Zur älteren Genossenschaftstheorie. Die Begründung des modernen Körperschaftsbegriffs durch Georg Beseler', *Quaderni Fiorentini per la storia del pensiero giuridico moderno* 11/12 (1982/83), 319-337 and 399-459.

Y. Thomas, 'Le sujet de droit, la personne et la nature. Sur la critique contemporaine du sujet de droit', *Le Débat* 100 (1998), 85-107

B. Tierney, *Foundations of the Conciliar Theory. The Contribution of the Medieval Canonists from Gratian to the Great Schism*, Leiden, Brill, 1998.

### Pledge

D. De ruysscher and I. Kotlyar, 'Local traditions v. academic law: collateral rights on movables in Holland (c. 1300-c. 1700)', *Tijdschrift voor Rechtsgeschiedenis* 86 (2018), 365-403.

J.H. Wigmore, "The Pledge Idea: A Study in Comparative Legal Ideas", *Harvard Law Review* 10/6 (1897), 321-350, 10/7 (1897), 389-417, and 11/1 (1897) 18-39.

### Stock exchanges

E. Aerts, 'The stock exchange in medieval and early modern Europe: the origins of a concept in the Southern Netherlands' in *Miscellanea in memoriam Pierre Cockshaw (1938-2008). Aspects de la vie culturelle dans les Pays-Bas méridionaux (XIVe-XVIIIe siècle)*, Brussels, Archives of the Realm, 2009, 23-46.

A.M. Fleckner, 'Stock Exchanges at the Crossroads', *Fordham Law Review* 74 (2006), 2541-2620.

J.W. Flume, 'Constructing the Stock Exchange. On the Rise and Fall of an Iconic Place of Capitalism', *Rechtsgeschichte* 29 (2021) 412-430.

E. Richard, 'Un exemple de l'application conjuguée des articles 76 C. Com. et 419 C. Pén. à l'épreuve de la révolution industrielle: une véritable question de susceptibilité', *Revue historique de droit français et étranger* 2012, 421-450.

G. Vanthemsche, 'Naar een bescherming van het spaarwezen. De evolutie van de beursreglementering in België in het interbellum' in G. De Clercq (ed.), *Ter beurze. Geschiedenis van de aandelenhandel in België 1300-1990*, Brugge, Van de Wiele, 1992, 294-308.

G. Vanthemsche, 'Van keurslijf naar losbandigheid. De evolutie van de beursreglementering in België in de 19de eeuw' in G. De Clercq, *Ter beurze. Geschiedenis van de aandelenhandel in België 1300-1990*, Brugge, Van de Wiele, 1992, 216-234.

H. Willems and F. Buelens, *Beurzen van België. Een geschiedenis van het beurswezen, 1801-1867*, [Studies in Social and Economic History, 36], Leuven, Universitaire pers, 2011.

#### **Transport law (road)**

J.H. Beale, 'The Carrier's Liability : Its History', *Harvard Law Review* 11/3 (1897), 158-168.

C. Durand, 'Les lettres de voiture dans les ouvrages de l'ancien droit français (XVIIe - XVIIIe siècle)', *Clio@Themis* 2019, 1-24.

V. Simon, 'La commission de transport (XVIe-XXe siècle) : aux origines d'une qualification', *Clio@Themis*, 2019/17.

#### **Usury**

L. Armstrong, *Law, ethics and economy. Gerardo of Siena and Giovanni d'Andrea on usury*, in L. Armstrong et al. (ed.), *Money, markets and trade in late medieval Europe. Essays in honour of John H.A. Munro*, Leiden, Brill, 2007, 41-58.

A. Benedeto, 'Usura. Diritto intermedio' in *Novissimo Digesto Italiano*, vol. 20, Turin, 1957, 371-378.

I. Birocchi, 'Tra elaborazioni nuove e dottrina tradizionale. Il contratto trino e la natura contractus', *Quaderni fiorentini* 19 (1990), 243-322.

M. Boari, 'Usura. Diritto intermedio' in *Enciclopedia del diritto*, vol. 45, Milano, Giuffrè, 1992, 1135-1141.

M. Butera, "Usura" in *Digesto Italiano* 24 (1927), 120-140.

P. Caron, v. "Usura- Diritto canonico", in *Novissimo Digesto Italiano*, Torino 1957, XX,, pp. 378- 381

B. Clavero, 'The jurisprudence on usury as social paradigm in the history of Europe' in *Historische Soziologie der Rechtswissenschaft*, Frankfurt am Main, Klostermann, 1986, 23-36.

P. Dagna, *Profili civilistici dell'usura*, Padua, CEDAM, 2008.

W. Decock, 'In Defense of Commercial Capitalism: Lessius, Partnerships, and the *Contractus Trinus*' in B. Van Hofstraeten and W. Decock (eds.), *Companies and company law in late-medieval and early modern Europe*, Leuven, Peeters, 2016, 55-90.

W. Decock, *Le marché du mérite. Penser de droit et l'économie avec Léonard Lessius*, Brussels, Éditions Zones Sensibles, 2019.

W. Decock, 'L'usure face au marché. Lessius (1554-1623) et l'escompte des lettres obligataires' in A. Girollet (ed.), *Le droit, les affaires et l'argent. Célébration du bicentenaire du code de commerce*, Dijon, Université de Bourgogne, 2008, 221-238.

W. Decock, 'Spanish Scholastics on Money and Credit: Economic, Legal and Political Aspects' in W. Ernst and D. Fox (eds.), *Money in the Western Legal Tradition: Middle Ages to Bretton Woods*, Cambridge, CUP, 2016, 267-283.

W. Decock, *Theologians and Contract Law: The Moral Transformation of the Ius Commune (ca. 1500-1650)*, Leiden, Brill, 2012.

B. Diestelkamp, 'Wucherverbot und abstraktes Schuldanerkenntnis in der Praxis Brabanter Schöffen zu Anfang des 14. Jahrhunderts. Zur Anwendung der Clementine 'De usuris' in G. Kleinheyer and P. Mikat (eds.), *Beiträge zur Rechtsgeschichte. Gedächtnisschrift für Hermann Conrad*, Paderborn, 1979, 47-63.

H. Du Passage, 'La doctrine de l'usure à partir du XVI siècle in *Dictionnaire de Théologie Catholique*, Paris, 1950, vol. 15, 2, 2372-2390.

R. De Roover, *La pensée économique des scholastiques, doctrines et méthodes*, Paris-Montreal, Université de Montréal, 1971.

Th. F. Divine, *Interest: An Historical and Analytical Study of Economics and Modern Ethics*, Milwaukee, Marquette University Press, 1959.

C. Gamba, *Licita usura. Giuristi e moralisti tra medioevo ed età moderna*, Rome, Viella, 2003.

C. Gamba, 'Natura ed usura. La disputa ottocentesca sulla liceità del prestito ad interesse', *Rivista di storia del diritto italiano* 87(2004), 139-186.

B. Gordon, *Economic Analysis before Adam Smith: Hesiod to Lessius*, London, Macmillan, 1975.

N. Jones, *God and the Moneylenders: Usury and the Law in Early Modern England*, Oxford, Blackwell, 1989.

E. Kerridge, *Usury, Interest and the Reformation*, Aldershot, Ashgate, 2002.

A. Knoll, *Der Zins in der Scholastik*, Innsbruck, Tyrolia, 1933.

O. Langholm, *Economics in the Medieval schools. Wealth, exchange, value, money and usury, according to the Paris theological tradition, 1200-1350*, Leiden, Brill, 1992.

C. Le Bras, 'La doctrine ecclésiastique de l'usure à l'époque classique (XII-XV siècles)' in *Dictionnaire de théologie catholique*, Paris, 1950, vol. 15/2, 2336-2372.

M. Löhnig, 'Die Justiz im Kampf gegen das "besonders verwerfliche neuzeitliche Verbrechertum: Wuchergerichte und Wirtschaftskriminalität 1919-1924"' in A. Koch et al. (eds.), *Strafrecht zwischen Novemberrevolution und Weimarer Republik*, Tübingen, Mohr Sbeck, 2020, 139-153.

V. Martino, 'Usura: dal misticismo alle pratiche mercantili' in F. Macario and A. Manna (eds.), *Mercato del credito e usura*, Milan, Giuffrè, 2002, 46-50.

M. Natale, 'Il dibattutto sull'usura tra divieti formali e prassi. Documenti inedite sulle magistrature napoletane (1745)', *Frontiere d'Europa* 11 (2005), 91-210.

B. Nelson, *The Idea of Usury: From Tribal Brotherhood to Universal Otherhood*, Chicago, University of Chicago Press, 1969.

J.T. Noonan, *The Scholastic Analysis of Usury*, Boston, Harvard University Press, 1957.

O. Nuccio, *Il pensiero economico italiano*, vol. 1, *Le fonti (1050-1450). L'età laica e la formazione dello spirito economico*, Sassari, 1984-1985.

D. Quaglioni, 'Standum canonistis? Le usure nella dottrina civilistica medievale' in D. Quaglioni, G. Todeschini and G.M. Varanini (eds.), *Credito e usura fra teologia, diritto e amministrazione. Linguaggi a confronto (sec. XII-XIV)*, Rome, École française, 2005, 247-264.

G. Salvioli, 'La dottrina dell'usura secondo i canonisti e i civilisti italiani dei secoli XIII e XIV' in *Studi in onore di Carlo Fadda*, vol. 2, Napoli, 1905, 1-6.

U. Santarelli, 'Il divieto delle usure da canone morale a regola giuridica. Modalità ed esiti di un "trapianto"', *Rivista di storia del diritto italiano* 56 (1993), 51-73.

U. Santarelli, *Sei lezioni sull'usura*, Pisa, Università di Pisa, 1995.

R. Savelli, "Diritto Romano e teologia riformata. Du Moulin di fronte al problema del denaro", *Materiali per una cultura giuridica* 23/1 (1993), 291-324.

R. Savelli, 'Giuristi, denari e monti. Percorsi di lettura tra '500 e '700' in G. Adani and P. Prodi (eds.), *Il santo Monte di Pietà e la Cassa di Risparmio in Reggio Emilia*, Reggio Emilia, 1994, 73-90.

M. Schnapper, 'La répression de l'usure et l'évolution économique', *Tijdschrift voor Rechtsgeschiedenis*, 37 (1969), 7-53.

F. Schaub, *Der Kampf gegen den Zinswuker, ungerechten Preis und unlautern Handeln im Mittelalter von Karl dem Grossen bis Papst Alexander III. Ein moralhistorische Untersuchung*, Freiburg, Herder, 1905.

A. Spiccianni, *Capitale e interesse tra mercatura e povertà nei teologi e canonisti dei secoli XIII-XIV*, Rome, Jouvence, 1990.

G. Todeschini, *I mercanti e il tempio. La società cristiana e il circolo virtuoso della ricchezza fra Medioevo ed età moderna*, Bologna, Il Mulino, 2002.

C. Wyffels, 'L'usure en Flandre au XIII<sup>e</sup> siècle', *Revue belge de philologie et d'histoire* (1991), 853-871.

C. Zendri, 'L'usura nella dottrina dei giuristi umanisti : Martin de Azpilcueta (1492-1586)' in D. Quaglioni, G. Todeschini and G.M. Varanini (eds.), *Credito e usura fra teologia, diritto e amministrazione. Linguaggi a confronto (sec. XII-XIV)*, Rome, École française, 2005, 265-290.