Ulric Huber (1636-1694) : 'De ratione juris docendi & discendi diatribe per modum dialogi : nonnullis aucta paralipomenois' : with a translation and commentary
Hewett, M.L.

Citation for published version (APA):

General rights
It is not permitted to download or to forward/distribute the text or part of it without the consent of the author(s) and/or copyright holder(s), other than for strictly personal, individual use, unless the work is under an open content license (like Creative Commons).

Disclaimer/Complaints regulations
If you believe that digital publication of certain material infringes any of your rights or (privacy) interests, please let the Library know, stating your reasons. In case of a legitimate complaint, the Library will make the material inaccessible and/or remove it from the website. Please Ask the Library: http://uba.uva.nl/en/contact, or a letter to: Library of the University of Amsterdam, Secretariat, Singel 425, 1012 WP Amsterdam, The Netherlands. You will be contacted as soon as possible.

UvA-DARE is a service provided by the library of the University of Amsterdam (http://dare.uva.nl)
# TABLE OF CONTENTS

PREFACE ix  
ABBREVIATIONS xiii  
INTRODUCTION xv  

## PART I  

### CHAPTER I  INTRODUCTIONS ALL AROUND xix  

### CHAPTER II  THE 1684, 1688, 1696 AND 1724 VERSIONS OF THE DIALOGUS xxiii  

1. 1684 — A DESCRIPTIVE BIBLIOGRAPHER’S DELIGHT xxiv  
1.1 Possible reasons for the changes xxv  
2. THE 1684 AND THE 1688 VERSIONS COMPARED xxvii  
2.1 The title changes — Dialogue or Diatribe xxvii  
2.2 Alterations to the text xxviii  
2.3 Content of the excised passages xxix  
2.4 Comment on the passages added xxx  
3. 1696 — A POSTHUMOUS EDITION xxxi  
4. 1724 — THE BUDER EDITION xxxi  
5. CONCLUSION xxxii  

## PART II  

De ratione discendi atque docendi juris diatribe per modum dialogi  
A diatribe in the form of a dialogue on the method of learning and teaching law.  

## PART III  

### CHAPTER III  LEGAL EDUCATION — A BRIEF GLANCE AT SOME RECURRING ISSUES 67  

1. LEGAL EDUCATION IN THE NORTHERN NETHERLANDS IN THE 17th CENTURY 67  
1.1 The University of Leiden and the Faculty of Law 68  
1.2 Didactic policies 69  
1.3 Disputations 70  
1.4 A Scottish student’s-eye view of Leiden 1694-1697 71  
2. HUMANISM AND LEGAL EDUCATION 73  
3. SOME CRITICISMS OF LAW TEACHING 74  
3.1 Where does the blame lie? 74  
4. THE METHODUS COMPENDIARIA 75  
4.1 Antonius Matthaeus (1564-1637) 75  
4.2 Johannes Christenius (1600-1672) 76  
4.3 Cornelis van Eck (1662-1732) 77  
5. CONCLUSION 78
CHAPTER IV  THE AUTHOR, ULRIC HUBER (1636-1694) 79
1.  HIS LIFE AND CAREER 79
1.1  Vitringa’s Oratio Funeris 83
2.  HUBER’S STATEMENTS CONCERNING TEACHING AND LEARNING LAW AS PROPOUNDED IN HIS PUBLISHED WORKS 84
2.1  Sources considered 84
2.2  Huber’s general publishing strategy regarding student aids 85
3.  HUBER’S ORATIONS ON TEACHING LAW 85
3.1  A summary of Huber’s inaugural oration of 19 September 1665 (Oratio I) 86
3.2  The Oratio of 27 April, 1682. (Oratio II) 88
3.3  The second Oratio of 1682 (Oratio IV) 90
4.  TWO OF HUBER’S BOOKS CONCERNING TEACHING 91
4.1  The Positiones of 1682 91
4.2  The Digressiones of 1670 92
4.3  Conclusion 93
5.  HUBER AS A HUMANIST 94
6.  WHY THE DIALOGUE FORM? 95
6.1  The Classical Dialogues 95
6.2  The Renaissance revival 96
6.3  Huber and the Platonic and Ciceronian Dialogue 97
6.4  Conclusion 99

CHAPTER V  THE PERSONAE DIALOGLI 100
1.  JOHANN FRIEDRICH BÖCKELMANN (1632-1681) 100
1.1  Böckelmann in real life 100
1.2  The Böckelmann property at Hazerswoude 102
1.3  Böckelmann and the Praefatio to his Compendium of 1679 103
1.3.1  Böckelmann and the Road to the Summit of Success 105
1.3.2  The Compendium-Dispendium antithesis 107
1.4  The Böckelmann of the Dialogus 108
1.5  Conclusion 109
2.  GEORGIIUS CONRADUS CRUISIS (1614-1678) 109
2.1  Crusius in real life 109
2.2  Crusius’ published works 110
2.3  Crusius’ relations with Böckelmann and Huber 111
2.4  The Crusius of the Dialogus 111
3.  ADRIANUS WIJNGAERDEN (1648-?) 112
3.1  Wijngaerden’s academic career and early life 112
3.2  Wijngaerden in the Dialogus 113
4.  HUBER AS REFLECTED IN THE DIALOGUS OF 1684 AND OF 1688 114
CHAPTER VI  ALBERTUS RUSIUS AND GERARD NOODT  116
1. THE CURIOUS INCLUSION OF ALBERTUS RUSIUS (1614-1678)  116
   1.1 Rusius in real life  116
   1.2 Rusius’ relationship with Huber, Crusius and Böckelmann  117
   1.3 Rusius on Compendia  119
2. GERARD NOODT (1647-1725)  120
   2.1 Noodt’s early life  120
   2.2 Noodt and Huber  121
   2.2.1 Noodt’s views on teaching law as reflected in De causis corruptae jurisprudentiae  121
   2.2.2 Huber vs Noodt continued  123
   2.3 Noodt’s relationships with Böckelmann and Crusius, as exemplified in his Probabilia  125
3. CONCLUSION  128

CHAPTER VII  THE HISTORIC BASIS OF THE DIALOGUS — FACTS OR FANTASY?  130

CHAPTER VIII  THE JOURNAL DES SÇAVANS OR THE EPHÉMERIDES ERUDITORUM  133
1. THE REPUBLIC OF LETTERS  133
2. THE ORIGIN AND PURPOSE OF THE JOURNAL  134
   2.1 The early years  134
   2.2 The Northern Netherlands after 1669  135
   2.2.1 The Latin version — The Ephemerides Eruditorum  135
3. THE JOURNAL THROUGH THE EYES OF THE PERSONAE DIALOGI  136
   3.1 Comment on two Dutch legal writings in the Journal and in the Ephemerides Eruditorum  137
4. POSSIBLE REASONS FOR HUBER’S INTRODUCTION OF THE EPHÉMERIDES ERUDITORUM  138

CHAPTER IX  CONCLUDING THOUGHTS  140
I  APPENDICES TO PART II  145
   Who is who? and what is what? in the Dialogus  145
   Index of Proper Nouns in the 1684 and 1688 edition  163
II  APPENDICES TO THE COMMENTARY  167
   Appendix A — Latin passages in the 1684 edition which were removed from the 1688 edition  168
   Appendix B — The Dieterichs sheets  178
   Appendix C — Böckelmann Documents  183
   Appendix D — The Journal des Sçavans or the Ephemerides Eruditorum  194
III  CHRONOLOGIES  206
   Chronology I — The ages of the dialogi personae in 1671 and 1684  206
   Chronology II — Summary of key dates relevant to the roles of the persons in the Dialogus  206
   Chronology III — Chronological order of events  207


Contents

IV BIBLIOGRAPHIES 208
Bibliographical Notes 208
Bibliography I — Primary Sources mentioned in the Dialogus and in the Commentary 210
Bibliography II — Classical authors cited in the 1688 Dialogus and in the Commentary 214
Bibliography III — Secondary literature consulted 215

V SUMMARY AND SAMENVATTING 221

VI PLATES

VII INDEX OF NAMES 229