UNIVERSIDADE LUSÍADA
LISBOA

Course Unit Program
History of Portuguese Law

Academic Year 2025/2026

1. Organic Unit

Faculty of Law

2. Course

LAW

3. Cycle

1st

4. Course Unit

History of Portuguese Law (02307)

5. Scientific Area

6. Curricular Year

1st

7. Type of Curricular Unit / Semester

2nd Semester

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8. Class type and workload (work time)

Theoretical classes:	30,00
Practical classes:	
Theoretical-Practical Classes	
Tutorial Guidance:	20,00

9. ECTS Credits

6,00

10. Scientific Area Coordinator

Prof. Doutor JOSE ARTUR ANES DUARTE NOGUEIRA

11. Regent

Prof. Doutor PEDRO MIGUEL MARTINS GONÇALVES CARIDADE DE FREITAS, Prof. Doutora ISABEL MARIA DOS SANTOS GRAES

12. Assistants

13. Teaching Language

Portuguese

14. General Objectives

Expose the historical-legal evolution of Portuguese law, as well as peninsular law in what is closely related to it.

15. Specific Objectives

Provide fundamental juridico-political frameworks for the western peninsular and Portuguese space since antiquity, focusing on the sources, content, knowledge and application of law.

16. Skills to be acquired

Acquire the understanding that contemporary Portuguese law is, to a large extent, the result of a long historical evolution and thus maintains important common features with other European laws, as a result of common historical-legal factors. Acquire the realisation that, while most legal rules are transitory, there are legal values and principles that have strong stability over time.

17. Teaching Methodology

Presentation of the topics in class. Discussion in class. Formation of working groups to deepen certain aspects of the theme.

18. Course Unit Program

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INTRODUCTION
§1 - Object and method.
§2 - Periodisation.
PART I - THE ANCIENT ORDER (1143 1820)
TITLE I - MEDIEVAL PLURALISM (1143-1446)
§3 - Full legal pluralism.
CHAPTER I - POLITICAL AUTONOMISATION OF THE STATE (1143 -1211)
§4 - Historical-political framework. Justice and Law
§5 - Sources of law.
§6 - Knowledge of law.
CHAPTER II - LEGAL AUTONOMISATION OF THE STATE (1211 -1446)
§7 - Historical-political framework.
§8 - Sources of law.
§9 - Knowledge of law.
TITLE II - MODERN PLURALISM (1446-1820)
§10 - Mitigated legal pluralism.
CHAPTER I - LEGAL CONSOLIDATION OF THE STATE (1446 -1820)
§11 - Historical-political framework.
§12 - Sources of law.
§13 - Knowledge of the law.
PART II - THE CONTEMPORARY ORDER (1820 - present)
TITLE I - CONTEMPORARY MONISM (1820-1982)
§14 - Legal monism
CHAPTER I - LEGAL SYSTEMATISATION OF THE STATE (1820-1888)
§15 - Historical-political framework.
§16 - Sources of law.
§17 - Knowledge of law.
CHAPTER II - LEGAL SOCIALISATION OF THE STATE (1888-1982)
§18 - Historical-political framework.
§19 - Sources of law.
§20 - Knowledge of the law.
TITLE II - THE RETURN TO PLURALISM (1982-present)
§21 - The return to legal pluralism.
CHAPTER I - LEGAL INTEGRATION OF THE STATE
§22 - Historical-political framework.

19. Assessment Methods

Written work done in groups and individually. Oral presentations made in groups and individually. Attendance in class. Written tests. Participation in discussions. Initiative in research and class participation.

20. Didactic Resources

Books. Library. Internet. Power point.

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21. Sustainability Objectives

General
1 - Ensure equal access to education.
2 - Substantially increase the number of young people and adults with relevant qualifications.
3 - Ensure equal opportunities in university education.
4 - Promoting the gradual dematerialization of the teaching/learning process.
Specific
1 - Promote the rule of law.
2 - Contribute to the knowledge of the specificities of the Portuguese legal system

22. Keywords

History of Portuguese Law. History of Legal Institutions.

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23. Main Bibliography

Author(s):	Ruy de Albuquerque e Martim de Albuquerque		
Title:	História do Direito Português,		
Edition:	20 ª	Year:	2022
Local:	Associação Académica da Faculdade de Direito de Liosboa		
Publisher:	AAFDL		

Author(s):	Nuno Espinosa Gomes da Silva		
Title:	- História do direito português		
Edition:	7ª	Year:	2015
Local:	Lisboa		
Publisher:	Gulbenkian		

Author(s):	Mário Júlio de Almeida Costa		
Title:	História do Direito Português,		
Edition:	7ª	Year:	2022
Local:	Coimbra		
Publisher:	Almedina		

24. Complementary Bibliography

Author(s):	Marcelo Caetano		
Title:	História do Direito Português,		
Edition:	4ª	Year:	2000
Local:	Lisboa		
Publisher:	Verbo		

Author(s):			
Title:			
Edition:		Year:	
Local:			
Publisher:			

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Ficha técnica MIP / MIP Datasheet	
Título / Title	Course Unit Program 'HISTÓRIA DO DIREITO PORTUGUÊS': Academic Year 2025/2026
Autor / Author	Prof. Doutor JOSE ARTUR ANES DUARTE NOGUEIRA
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Descritores / Descriptors	-
Colaborador(es) / Colaborator(s)	-
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