

## *A Brief Review of Scholarly Events in Legal History in Ukraine in 2021*

**Keywords:** Ukraine, occupation courts, legal history, legal regulation, International Association of Legal Historians

In 2021, three historical legal conferences were held, and several monographs on Legal History were published in Ukraine.

### 1. Monographs

*German Occupation Courts and the Judiciary in Galicia (1941–1944): Historical and Legal Aspects* [in Ukrainian: Німецькі окупаційні суди та судочинство в Галичині (1941–1944) історико-правові аспекти] by Lesia Trepak. Establishing judicial bodies in the occupied Polish and Ukrainian lands of the Polish General Governorate during World War II is covered. The functions and powers of non-German courts dealing with civil and minor criminal cases against the local Polish and Ukrainian populations are considered and evaluated. The author, in particular, notes there was a possibility to overturn the decision of non-German courts as part of the control of the German judiciary over the Polish and Ukrainian judiciary. The German occupation administration in the western Ukrainian lands recruited the law enforcement system not according to the criterion of professional competence but solely out of loyalty to the occupation regime.

*Establishment and Functioning of State Institutions and the Law of the Vatican* (in Ukrainian: Становлення та функціонування державних інститутів та права Ватикану) by Bohdan Hutiv. The monograph is a comprehensive study of the formation, development and acquisition of the international legal personality of the Vatican City State, carried out by identifying their background, features and sources based on an

analytical understanding of specific historical facts, events, phenomena and processes of socio-political, legal and religious-ecclesiastical nature associated with the birth and spread of Christianity and the formation of the Christian (Catholic) Church (1<sup>th</sup>–3<sup>th</sup> centuries); the emergence of papal possessions and their unification into the papal patrimony (Patrimony of St. Peter), which took shape in the Papal States (4<sup>th</sup> – mid 8<sup>th</sup> centuries); the establishment based on the “gift of Pippin” and the establishment of the Papal States (mid 8<sup>th</sup> – late 19<sup>th</sup> centuries); the emergence and functioning of its successor – Vatican City (early 20<sup>th</sup> – 21<sup>th</sup> centuries). The preconditions for the formation and peculiarities of state-legal and canonical-ecclesiastical institutions, which arose, established, improved in various civilizational epochs of the Papal State and were inherited in the ecclesiastical-legal practice of the Vatican, are revealed.

*Representation of Ukrainians in the Austrian Parliament (1897–1918)* [in Ukrainian: Репрезентація українців в австрійському парламенті (1897–1918 pp.)] by Anzhelika Baran. In the monograph, the activity of the Ukrainian deputies in the Austrian Parliament (1897–1918) is investigated based on legal acts, archival sources and scientific documents. The statute-political framework of the Austrian Parliament in the middle 19<sup>th</sup> – 20<sup>th</sup> centuries is defined. The evolution of the Austrian election law, the election campaign to the Austrian Parliament in Eastern Galicia in 1897–1918 and their results are considered. The key trends of the Ukrainian deputies in the Austrian Parliament for the legal position in the studied period are analyzed. The investigation results enabled us to stress the importance of the activity of Ukrainian deputies in the Austrian Parliament for the political and economic development of the region.

*Features of the Emergence and Development of Major Institutions of Labor Law in Ukraine (18<sup>th</sup> – early 19<sup>th</sup> centuries)* [in Ukrainian: Особливості виникнення та розвитку основних інститутів трудового права України (XVIII – початок XXI століття)] by Liudmyla Kuznetsova. Special aspects of the Ukrainian fundamental labor law institutions’ establishment and development from the 18<sup>th</sup> until the beginning of the 21<sup>st</sup> century are analyzed in the monograph. Theoretical and methodological basics for the interpretation of the issues concerning the Ukrainian labor law institutions’ establishment and development during the period in question are considered. A comprehensive review of the theoretical and legal-historical framework of both theoretical and applied aspects of the Ukrainian labor law institutions’ differentiation has been carried out. The grounds for the rise of labor customs of the Ukrainian people and the nature of their customary and legal regulations are clarified.

*Polish Constitutionalism: Historical and Legal Analysis* (in Ukrainian: Польський конституціоналізм: історико-правовий аналіз) by Vasyl Patlachuk. The monograph is devoted to the study of Polish constitutionalism based on such basic laws as the King Henry’s Articles, the Constitution of May 3, 1791, The Constitution of the Duchy of Warsaw, The Constitution of the Kingdom of Poland, The Small Constitution of 1919, The March Constitution of 1921, The April Constitution of 1935, The Constitution of the Polish People’s Republic of 1952, the Constitution of the Republic of Poland of 1997. Based on the analysis of the content of Polish constitutions, the genesis of the formation of Polish constitutionalism is discovered; trends in its development in the first half of the 19<sup>th</sup> century, first half of the 20<sup>th</sup> century and at the beginning of the 21<sup>st</sup> century are revealed. It is shown that the first constitutional acts in Europe were Pylyp Orlyk’s

Constitution, which was compiled in the Cossack-Hetman state and the Constitution of May 3, 1791, which appeared in Rzeczpospolita.

*Chiefs of Kharkiv Militia / Police (1918–2021): Historical and Legal Research* [in Ukrainian: Керівники Харківської міліції / поліції (1918–2021 рр.): історико-правове дослідження] by Valerii Sokurenko. The monograph is devoted to studying the role and activities of police chiefs in the Kharkiv region for more than 100 years (1918–2021). The authors emphasize that in all periods of the history of law enforcement agencies, a significant role in their activities, successes and failures was played by a personal factor – the personality of their leader. In this study, an attempt was made to show this role without embellishing and belittling it.

The book provides brief biographical information about the heads of law enforcement agencies in the Kharkiv region and a brief description of their activities. This activity is presented against the background of the general historical socio-political situation in the country, which was throughout the analyzed period and, of course, influenced the content, forms and methods of police work. First of all, we are talking about the general political line of the state (a new economic policy or a policy of de-Stalinization) and criminal law policy in a particular historical period. In addition, the monograph provides a brief analysis of the criminogenic situation in the province, district or region during the leadership of a head of law enforcement and activities to combat crime, achievements and shortcomings in this work.

## 2. Conferences

In 2021 three specialized historical-legal conferences were held in Ukraine.

The first of them – the 13<sup>th</sup> All-Ukrainian Scholarly Conference “Language Policy of the State: Historical and Legal Retrospective and Present,” was held on April 23, 2021, at the Institute of Law, Psychology and Innovative Education of Lviv Polytechnic.

The second conference – International Scholarly Conference “The Problem of Law and Literature in Historical and Legal Discourse” – was held on April 23, 2021. This conference was organized by the International Association of Legal Historians and Koretsky Institute of State and Law of the National Academy of Sciences of Ukraine.

Also, on May 21, 2021, the International Historical-Legal Conference “Current issues of the history of state and law of Ukraine and state-building activities of Yevhen Konovalts: to the 130<sup>th</sup> anniversary of the birth and 360<sup>th</sup> anniversary of Ivan Franko National University of Lviv.” This conference was organized by the Law Faculty of the Ivan Franko Lviv National University.