



NEWSLETTER

**FOR THE ENGLISH SPEAKING MEMBERS AND FRIENDS
OF THE CHURCH LAW SOCIETY
*PRAGUE – BRNO – OLOMOUC***

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25th November 2018

29th Annual Meeting of European Consortium for Church and State Research, Siena, Italy, 2018

The University of Siena, Tuscany, founded in 1240, hosted the international conference of the Consortium from 15th to 18th November 2018. The conference was held in a picturesque setting of university facilities, the lonely building of the former monastery of *Carthusia Pontiniani* (Certosa di Pontignano), located more than 5 km from the city.



The cloister in the Carthusia Pontiniani monastery.

Photo Záboj Horák

The topic of the conference was **The Legal Status of Old and New Religious Minorities in the European Union**.

During the opening ceremony, the leading Italian canon law and religion law experts, the leadership of the University of Siena and representatives of the following Churches held their speeches: Unione Cristiana Evangelica Battista d'Italia, Chiesa di Gesù Cristo dei Santi degli Ultimi Giorni, Unione Induista Italiana Sanātana Dharma Samgha, Tavola Valdese and Unione Italiana delle Chiese Avventiste del 7° Giorno.

Individual sessions titled *Definition and Status, Social and Legal Change, Social and Legal Developments*. They were chaired by Vincent De Gaetano (Malta), Matthias Pulte (Germany) and Piotr Stanisiz (Poland). General reports were presented by Ronan McCrea (UK), Jeroen Temperman (Netherlands), Silvio Ferrari (Italy). Members of the Consortium sent their national Reports in advance.

Representatives of the Czech Republic Záboj Horák and Jiří Rajmund Tretera highlighted difficulties that the selected topic might encounter in some European countries in the Report Czech Republic. Grille thematic is overly focused on the situation in western European countries. In some other countries, such as the Czech Republic, it is difficult to determine which entity is a majority, and which minority, or it is not possible to determine it at all. The distinction between old and new minorities is also arguable. Individual minorities were, in fact, founded in different periods of the nineteenth, twentieth and twenty-first centuries. Since when are they new?



View to the outer garden of the Carthusia Pontiniani monastery.

Photo Záboj Horák

The meeting was attended by Consortium members and representatives of almost all EU countries. In two breaks in the Consortium negotiations, participants were transported by bus to Siena and had the opportunity to see many of the sites of this ancient city.

Explanation of legal meaning of allegorical frescoes in the City Hall (Palazzo Pubblico) was particularly interesting. Readers of our journal Church Law Review had the opportunity to recall the article by prof. Karolina Adamová from the Faculty of Law, Charles University in Prague, published in issue 45–1/2010 under the title *The Depiction of Good and Just Government in the Frescoes of the City Hall in Siena, Italy*.



Siena City Hall guided tour: frescoes depicting just government.

Photo Záboj Horák

The host of the conference Marco Ventura from the University of Siena, who was elected the president of the Consortium for the following period by the general meeting of the Consortium held at the end of the conference, was instrumental in perfect organization of all parts of negotiations. The next meeting takes place in Luxembourg from 14th to 17th November 2019 and its topic will be *Tax Law and Religion in Europe*.

Jiří Rajmund Tretera, Záboj Horák

News from Poland

Father Professor Mieczysław Róžański, member of the Church Law Society, became dean of the Faculty of Law and Administration of the University of Warmia and Mazury in Olsztyn on 19th October 2018. Father Róžański is the first priest in Poland who became dean of a faculty of law at a university that is not a Catholic university.

dr hab. Piotr Szymaniec, Wałbrzych

24th Church and State Conference in Brno

The Church Law Society organized an annual conference *Church and State*, this time on the topic **Religion and Prison System**, in cooperation with the Department of Constitutional Law and Political Science of the Faculty of Law of the Masaryk University in Brno on 13th September 2018. The conference was attended by university teachers and representatives of students from the Czech Republic and Slovakia. The conference was opened by JUDr. Kateřina Šimáčková, Ph.D., judge of the Constitutional Court in Brno.

Chief Chaplain of the Prison Service of the Czech Republic, Ing. Bc. Pavel Kočnar and representatives of faculties of law in Brno, Prague and Bratislava, gave their speeches. A collection of conference lectures is in preparation these days.

80th Church Law Society Evening Event in Prague

The Church Law Society organizes annually several evening events under the cycle *Influence of Law in Society and in Church* since its foundation in 1994.

The 80th Evening Event of the Church Law Society in Prague took place at the ceremonial hall of the School of Law of Charles University on 22nd November 2018.

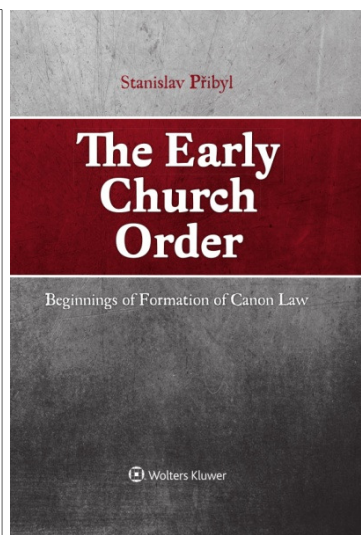
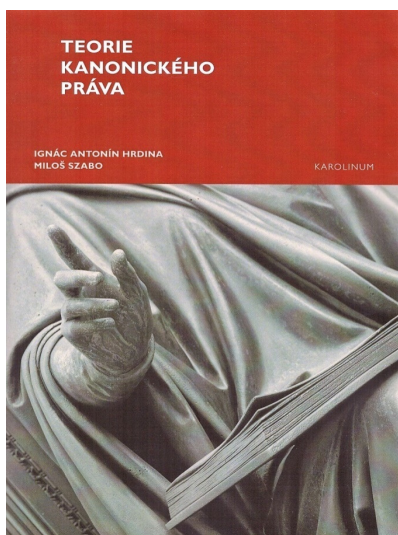
The first part of the evening was a report by the Chairman of the Society, who informed about the financial situation of the Church Law Society and thanked all members and supporters who contributed to publishing the Church Law Review four times a year. He gave a joyous message about the promise of the United States Conference of Catholic Bishops Subcommittee to Aid the Catholic Church in Central and Eastern Europe to contribute 10,000 US Dollars for next year.

The chairman informed about the preparation of the *Fourth Prague Dialogues on Church and State Relations: Spiritual Care in Public Institutions* conference organized in Prague by the Church Law Society in cooperation with the Faculty of Law, Charles University, from 12th to 16th June 2019. He also presented a new [Church Law Society website](#) in Czech, English and Italian versions.

Presentation of three new books by Czech authors in the field of canon and religion law that have been published in recent months followed.

First, Prof. Antonín Ignác Hrdina and Dr. Miloš Szabo, both canon law teachers at the Catholic Theological Faculty, Charles University in Prague, presented their book *Teorie kanonického práva* [Theory of Canon Law].

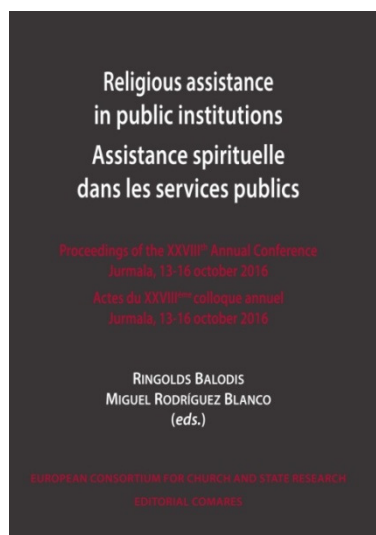
Then, Associate Professor Stanislav Přibyl from the University of South Bohemia in České Budějovice (Budweis) presented his English-written book *The Early Church Order. Beginnings of Formation of Canon Law* and his German-written book *Die Rechtsstellung der Kirchen und Religionsgesellschaften in Tschechien*. After the presentation, all books were blessed by present priests.



The evening was enriched with musical performances of Renaissance, Baroque and Contemporary Music performed by *Duo Semplice* from Prague (Lukáš Dobrodinský: harp, Vít Homér: flute). At the end of the evening, the usual friendly conversation over a glass of wine with a small treat, this time prepared by members of the Church Law Society, students and teachers of Prague universities and members of religious orders, followed.

Jiří Rajmund Tretera, Záboj Horák

From New Publications



BALODIS, Ringolds, RODRÍGUEZ BLANCO, Miguel, *Religious Assistance in Public Institutions – Assistance spirituelle dans les services publics*, Proceedings of the XXVIIIth Annual Conference, Jūrmala, 13–16 October 2016 – Actes du XXVIII^{ème} colloque annuel Jūrmala, 13–16 octobre 2016, Albolote, Editorial Comares, 372 pp., ISBN 978-84-9045-723-8,

including:

HORÁK, Záboj, *Religious Assistance in Public Institutions: Common Background and Common Challenges*, pp. 3–7,

HILL, Mark QC, *Prison Chaplaincy in the European Union: Facilitating Freedom of Religion for the Incarcerated*, pp. 9–18,

STANISZ, Piotr, *Religious Assistance in Public Hospitals in the States of the European Union*, pp. 19–30,

TĚVALĚ, Emanuel, *The Chaplaincy in the Armed Forces – Introductory Report*, pp. 31–38,

TRETERA, Jiří Rajmund, HORÁK, Záboj, *Czech Republic*, pp. 83–94,

MORAVČÍKOVÁ, Michaela, *Slovakia*, pp. 319–327.

PŘIBYL, Stanislav, *Die Rechtsstellung der Kirchen und Religionsgesellschaften in Tschechien*, Knižnice církevního a konfesního práva, sv. 2 [Church and Religion Law Series, Vol. 2], Společnost pro církevní právo [Church Law Society], Praha, 2018, 208 pp., ISBN 978-80-906501-1-4.

PŘIBYL, Stanislav, *The Early Church Order – Beginnings of Formation of Canon Law*, Wolters Kluwer, Bratislava, 2018, 143 pp., ISBN 978-80-8168-938-3.

Journals

Ecclesiastical Law Journal, Cambridge University Press, Cambridge, ISSN 0956-618X, Vol 20 No 3, September 2018,

including:

ADAM, Will, *The Lambeth Conference: Theology, History, Polity and Purpose*, edited by Paul Avis and Benjamin M. Guyer, pp. 377–378,

CRANMER, Frank, *The Statement of Principles of Christian Law: A Quaker Perspective*, pp. 290–304,

EDGE, Peter W., *Oppositional Religious Speech: Understanding Hate Preaching*, pp. 278–289,

MORGAN, Edward, *De minimis non curat lex: A Profound Juridical Unity?*, pp. 261–277,

RIEM, Roland, *The Legal Architecture of English Cathedrals*, by Norman Doe, pp. 367–369.

Nuova Antologia, Rivista di lettere, scienze ed arti, Edizioni Polistampa, Firenze, Anno 153°, Vol. 619° – Fasc. 2286,

including:

FELICIANI, Giorgio, *Papa Francesco e le migrazioni nei primi cinque anni di pontificato*, pp. 47–68.

***We wish all readers of the Newsletter a nice Advent
experience starting next Sunday.***

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