

STORIA E SISTEMI DEI RAPPORTI TRA STATO E CHIESA – PROF. F. FRENI

Obiettivi formativi

The course promotes awareness of the historical evolution of the systems of interconnection between the religious factor and the ethical factor-legal-social from classical antiquity to the present day. Particular attention is paid to the history of relations between the Church and the political community. The student will be able to recognize the different systems of relations between political and religious authority that are very important in identifying the face of a state constitutional.

Prerequisiti

You must have taken the exam of Constitutional Law.

Contenuti del corso

a) General:

Religious tolerance: tolerance ancient; from the intolerance of the Roman law-Christian and medieval to mere tolerance of the modern age.

The systems of relations between church and state: the subordination and the union (caesaropapism, jurisdictionalism, theocracy) the separatism and the coordination.

The qualification of the state from religious viewpoint: the State and the Church in Liberal Period. The Lateran Pacts.

b) Special section:

The relationship between the political community and the Church: the notion of state and the concept of the Church; monism and dualism: the traditional and emerging issues in the dynamics of the "relationships" between church and state.

The evolution of political systems and fundamental human rights: *libertas Ecclesiae*, freedom of conscience and of religion; *pacta unionis* and *pacta libertatis et cooperationis*.

The interactions between ethics, politics and law: from the *potestas directa Ecclesiae* in *temporalibus* at the power of teaching, the 'ideal' form of State the Church's involvement in the international community.

Metodi didattici

Lectures of 36 hours.

Modalità di verifica dell'apprendimento

Oral exam.

Testi di riferimento

a) per la parte generale:

F. RUFFINI, *Relazioni tra Stato e Chiesa. Lineamenti storici e sistematici*, a cura di F. Margiotta Broglio, Il Mulino, Bologna, 1974: parti I, II e III; parte IV solo il capitolo IX (§§ da 27 a 36).

b) per la parte speciale:

G. DALLA TORRE, *La città sul monte. Contributo ad una teoria canonistica sulle relazioni fra Chiesa e Comunità politica*, 3a edizione, AVE, Roma, 2007: esclusi i capitoli III, V, VIII, IX e XI.