

1. Record Nr.	UNINA9910159458203321
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Titolo	The reinvention of Magna Carta 1216-1616 // Sir John Baker [[electronic resource]]
Pubbl/distr/stampa	Cambridge : , : Cambridge University Press, , 2017
ISBN	1-316-94706-8 1-316-95240-1 1-316-95329-7 1-316-63757-3 1-316-94099-3 1-316-95418-8 1-316-95507-9 1-316-95774-8
Descrizione fisica	1 online resource (xlix, 570 pages) : digital, PDF file(s)
Collana	Cambridge studies in English legal history
Disciplina	342.4202/9
Soggetti	Constitutional history - England - To 1500 Constitutional history - England - 16th century Constitutional history - England - 17th century
Lingua di pubblicazione	Inglese
Formato	Materiale a stampa
Livello bibliografico	Monografia
Note generali	Title from publisher's bibliographic system (viewed on 28 Feb 2017).
Nota di contenuto	The legal character of Magna Carta -- Chapter 29 in the fourteenth century -- Magna Carta in the inns of court 1340-1540 -- Personal liberty and the church -- Royal prerogative and common law under Elizabeth I -- William Fleetwood and Magna Carta -- The resurgence of chapter 29 after 1580 -- Magna Carta and the rule of law 1592-1606 -- Sir Edward Coke and Magna Carta 1606-1615 -- "A year consecrate to justice" 1616 -- Myth and reality -- Appendices. Two Fifteenth-Century Readings on Chapter 29 -- Actions Founded on Chapter 29 (1501-32) -- William Fleetwood on Chapter 29 (c. 1558) -- Fleetwood's Tracts on Magna Carta and Statutes -- Six Elizabethan Cases (1582-1600) -- The Judges' Report on Habeas Corpus (1592) -- Coke's Memorandum on Chapter 29 (1604) -- Whetherly v. Whetherly (1605) -- Maunsell's Case (1607) -- Bulthorpe v. Ladbroke (1607).

## Sommario/riassunto

Magna Carta was largely ineffective for practical purposes between the fourteenth century and the sixteenth, late-medieval law lectures giving no hint of its later importance. A treatise by William Fleetwood (c.1558) was still in the traditional mould, but the lectures of the 'Puritan' barrister and MP Robert Snagge in 1581, and the speeches and tracts of his colleagues, advocated new uses for it. After centuries of oblivion, in 1587 there were eight reported cases in which chapter 29 was cited. Sir Edward Coke made extensive claims for chapter 29, linking it with habeas corpus, and then as a judge (1606-16) he deployed it with effect in challenging encroachments on the common law and the liberty of the subject. This book ends in 1616 with the lectures of Francis Ashley, summarising the effects of the new learning, and then Coke's dismissal for pushing his case too hard. A challenging new account.

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