

## האוניברסיטה העברית בירושלים

סילבוס

### לידת העולם התחתון בשלהי ימי-הביניים - 39600

תאריך עדכון אחרון 17-08-2016

נקודות זכות באוניברסיטה העברית: 2

תואר: בוגר

היחידה האקדמית שאחראית על הקורס: היסטוריה

השנה הראשונה בתואר בה ניתן ללמוד את הקורס: 0

סמסטר: סמסטר א'

שפת ההוראה: עברית

קמפוס: הר הצופים

מורה אחראי על הקורס (רכז): פרופ' אסתר כהן

דוא"ל של המורה האחראי על הקורס: [esther.cohen1@mail.huji.ac.il](mailto:esther.cohen1@mail.huji.ac.il)

שעות קבלה של רכז הקורס: יום ג' 13.00-14.00

מורי הקורס:

תאור כללי של הקורס:

הקורס עוסק בפשע ובשוליות בשלהי ימי הביניים. אנו נעסוק במקורות ראשוניים ובספרות המשנית החוקרת גניבה, הריגה, הצתה במזיד, אונס, זנות ותופעות אחרות של פשיעה בתקופה.

מטרות הקורס:

מטרת הקורס היא להעניק לתלמידים ידע כללי על ההיסטוריה החברתית של שלהי ימי הביניים וכלי מחקר של קרימינולוגיה היסטורית, יחד עם תירגולת בחשיבה אנאליטית היסטורית. כמו כן, הקורס אמור ללמד את התלמידים כיצד לחקור ולכתוב עבודה מחקרית.

תוצרי למידה

בסימום של קורס זה, סטודנטים יהיו מסוגלים:

1. לכתוב עבודה סמינריונית בהיסטוריה של ימי הביניים.
2. לקרוא באופן שוטף מאמרים באנגלית ולהוציא מהם את העיקר.

דרישות נוכחות (%) :

100%

שיטת ההוראה בקורס: אינטראקטיבי. על התלמידים לקרוא את החומר לכל שיעור ולהיות מוכנים לדיון בו.

רשימת נושאים / תכנית הלימודים בקורס:

פשיעה פלילית

איטליה

אנגליה

סקנדינביה

צרפת

פשיעה נורמטיבית

אונס

נקמה

אלימות ביתית

זנות

הומוסקסואליות

ענישה

חומר חובה לקריאה:

לידת העולם התחתון בשלהי ימי הביניים – סמסטר א'

39600

סמינר שנה ג' סמסטר א' רוח (הר הצופים)

יום ג' 12:15-10:30

פרופ' אסתר כהן [il.ac.huji.mail@cohen1.esther](mailto:il.ac.huji.mail@cohen1.esther), חדר 6522 רוח

שעות קבלה - יום ג' 13 - 14

הקדמה

1. מה זה פשע? מה זאת עברה?

"A crime is an action contrary to a statute or fundamental law which is assumed to be just."

One modern legal historian has interpreted such customary law as "a process, an enterprise, in which rules have meaning only in the context of institutions and procedures, values, and ways of thought." Harold J. Berman, *Law and Revolution: The Formation of the Western Legal Tradition* (Cambridge, Mass., 1983), 1.

קריאת מקורות אנגליים

2. כללי

Gauvard, Claude. "Fear of Crime in Late Medieval France." In *Medieval Crime and Social Control*, edited by Barbara A. Hanawalt and David Wallace, 9-49. Minneapolis: University of Minnesota Press, 1999.

Smail, Daniel Lord. "Violence and Predation in Late Medieval Mediterranean Europe". *Comparative studies in society and history* 54, no. 1 (2012): 7-34  
פשעים פליליים

מחקרים מרוכזי עיר - בולוניה

Dean, Trevor. "Criminal Justice in Mid-Fifteenth-Century Bologna." In *Crime, Society and the Law in Renaissance Italy*, edited by Trevor Dean and K Lowe, J. P., 16-39. Cambridge: Cambridge University Press, 1994.

Dean, Trevor. "Theft and Gender in Late Medieval Bologna." *Gender & History* 20, no. 2 (2008): 399-415.

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Blanshei, Sarah Rubin. "Crime and Law Enforcement in Medieval Bologna." *Journal of Social History* 16 (1982): 121-38.

3. מחקרים מרוכזי מקום - אנגליה

Müller, Miriam. "Arson, Communities, and Social Conflict in Later Medieval England." *Viator* 43, no. 2 (2012): 193-208.

Müller, Miriam. "Social control and the hue and cry in two fourteenth-century villages." *Journal of Medieval History* 31, no. 1 (2005/03/01 2005): 29-53.

Summerson, Henry. "Burning issues: the law and crime of arson in England, 1200-1350." In *Laws, Lawyers and Texts: Studies in Medieval Legal History in Honour of Paul Brand.*, edited by Susanne Jenks, Jonathan Rose and Cristopher

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Thiery, Daniel. "Welcome to the parish. Remove your cap and stop assaulting your neighbor." In *Reputation and Representation in Fifteenth-Century Europe*, edited by Douglas L. BIGGS, Sharon D. MICHALOVE and A. Compton REEVES, 235-65. Leiden: E.J. Brill, 2004.

Taylor, Jamie. "Neighbors, Witnesses, and Outlaws in the Later Middle Ages." *English Language Notes* 48, no. 2 (2010): 85-97.

4. סקנדינביה

JØRGENSEN, Torstein. "'Killings, unfortunately, take place more often here than anywhere else': civil and clerical homicide in late medieval Norway." In *Violence and the Medieval Clergy*, edited by Gerhard JARITZ and Ana MARINKOVIĆ. CEU Medievalia, 16; Medium Aevum Quotidianum: Sonderband 23, 29-46. Budapest: CEU Press, 2011.

ORNING, Hans Jacob. "Conflict and social (dis)order in Norway, c. 1030-1160 ". In *Disputing Strategies in Medieval Scandinavia*, edited by Kim ESMARK, Lars HERMANSON, Hans Jacob ORNING and Helle VOGT. *Medieval Law and Its Practice*, 16, 45-82. Leiden: E. J. Brill, 2013.

Firth, Hugh. "Coercion, vengeance, feud and accommodation: homicide in medieval Iceland ". *Early Medieval Europe* 20, no. 2 (2012): 139-75.

5. צרפת

TURNING, Patricia. " Competition for the prisoner's body: wardens and jailers in fourteenth-century southern France." In *Crime and Punishment in the Middle Ages and Early Modern Age, Mental-Historical Investigations of Basic Human Problems and Social Responses*, edited by Albrecht Classen and Connie Scarborough, 281-97. Berlin: De Gruyter, 2012.

LaGuardia, David. "Ruses, finesses, bons tours Philippe de Vigneulles and the Narrative of Crimes and Misdemeanors." *Cahiers de recherches médiévales et humanistes* 22, no. 22 (2011): 194-208.

Enders, Jody. "Foul Play: Rape, Murder, and the Medieval Theater of Everyday Life." *Cahiers de recherches médiévales et humanistes* 25 (2013): 145-64.

6. - אונס

Caroline Dunn, "The Language of Ravishment in Medieval England," *Speculum* 86 (2011), 79 - 116.

Yahil, Edna. "A rape trial in Saint Eloi: sex, seduction, and justice in the seigneurial courts of medieval Paris,." In *Voices from the Bench: Narratives of Lesser Folk in Medieval Trials*, edited by Michael Goodich. *The New Middle Ages*, 251-71. New York: Palgrave Macmillan, 2006.

Musson, Anthony J. "Crossing boundaries: attitudes to rape in late medieval England," in *Boundaries of the Law: Geography, Gender and Jurisdiction in Medieval and Early Modern Europe*. Ed. Anthony Musson. Aldershot: Ashgate (2005) 84-101.

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פשעים נורמטיבים

7. כללי - נקמה

Rosenthal, Joel T. "Marriage and the Blood Feud in 'Heroic' Europe." *The British Journal of Sociology* 17, no. 2 (1966): 133-44.

Hyams, Paul R. "Was there really such a thing as feud in the High Middle Ages? ." *In Vengeance in the Middle Ages: Emotion, Religion and Feud*, edited by Susanna A. Throop and Paul R. Hyams, 151-75. Aldershot: Ashgate, 2010.

Miller, William Ian. "In Defense of Revenge." *In Medieval Crime and Social Control*, edited by Barbara A. Hanawalt and David Wallace, 70-89. Minneapolis: University of Minnesota Press, 1999.

Kaminsky, Howard. "The Noble Feud in the Later Middle Ages." *Past and Present* 177 (2002): 56-83.

8. נקמה: צפון אירופה

Hyams, Paul R. "Nastiness and Wrong, Rancor and Reconciliation." *In Conflict in Medieval Europe: Changing Perspectives on Society and Culture*, edited by Warren C. Brown and Piotr Górecki, 195-218. Aldershot: Ashgate, 2003.

HUDSON, John. "Feud, vengeance and violence in England from the tenth to the twelfth centuries." *In Feud, Violence and Practice: Essays in Medieval Studies in Honor of Stephen D. White*, edited by Belle S. TUTEN and Tracey L. BILLADO, 29-53. Farnham: Ashgate, 2010.

Volckart, Oliver. "The Economics of Feuding in Late Medieval Germany." *Explorations in Economic History* 41, no. 3 (2004): 282-99.

ORNING, Hans Jacob. "Feuds in fact and fiction in late medieval Iceland ." Chap. 12 *In Legislation and State Formation: Norway and its Neighbours in the Middle Ages*, edited by Steinar IMSEN. Trondheim Studies in History, 229-62. Trondheim: Akademika Publishing, 2013.

Hoppenbrouwers, P. C. M. "Vengeance Is Ours? The Involvement of Kin in the Settlement of 'Cases of Vengeance' in Later Medieval Holland." *In Love, Marriage, and Family Ties in the Later Middle Ages*, edited by Isabel Davis, Miriam Müller and Sarah Rees Jones, 241-75. Turnout: Brepols, 2003.

9. נקמה: צרפת

Smail, Daniel Lord. "Hatred as a Social Institution in Late-Medieval Society." *Speculum* 76 (2001): 90-126.

Smail, Daniel L., *The Consumption of Justice: Emotions, Publicity, and Legal Culture in Marseille, 1264-1423* (Ithaca: Cornell University Press, 2003), 160-206.

10. פשעים נורמטיבים: אלימות ביתית

Bednarski, Steven. "Keeping It in the Family? Domestic Violence in the Later Middle Ages: Examples from a Provençal Town (1340-1403)." *In Love, Marriage, and Family Ties in the Later Middle Ages*, edited by Isabel Davis, Miriam Müller and Sarah Rees

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Jones, 277-97. Turnhout: Brepols, 2003.

Brozyna, Martha. "Not Just a Family Affair: Domestic Violence and the Ecclesiastical Courts in Late Medieval Poland." In *Love, Marriage, and Family Ties in the Later Middle Ages*, edited by Isabel Davis, Miriam Müller and Sarah Rees Jones, 299-309. Turnout: Brepols, 2003.

Hanawalt, Barbara A. "Violence in the Domestic Milieu of Late Medieval England." In *Violence in Medieval Society*, edited by Richard W. Kaeuper, 197-214. Woodbridge: Boydell Press, 2000.

Skoda, Hannah. "Domestic Violence in Paris and Artois." In *Medieval Violence: Physical Brutality in Northern France, 1270-1330*. University Press Scholarship Online, 1-55. Oxford: Oxford University Press, 2013.

Dean, Trevor. "Domestic violence in late-medieval Bologna." *Renaissance Studies* 18, no. 4 (2004): 527-43.

.11 - הקונטקסט החברתי של הזנות

Jacques Rossiaud, *Medieval Prostitution*, Trans. Lydia G. Cochrane (Oxford: Blackwell, 1988), chap. 3.

Rollo-Koster, Joëlle. "From Prostitutes to Brides of Christ: The Avignonesse Repenties in the Late Middle Ages." *Journal of Medieval and Early Modern Studies* 32 (2001): 109-44.

Kettle, Ann J. "Ruined Maids: Prostitutes and Servant Girls in Later Medieval England." In *Matrons and Marginal Women in Medieval Society*, edited by Robert R. Edwards and Vickie L. Ziegler, 20-31. Woodbridge: Boydell Press, 1995.

Karras, Ruth Mazo. *Common Women: Prostitution and Sexuality in Medieval England*. Oxford: Oxford University Press, 1996, chaps 1, 3, 4.

Lansing, Carol. "Concubines, Lovers, Prostitutes: Infamy and Female Identity in Medieval Bologna." In *Beyond Florence: The Contours of Medieval and Early Modern Italy*, edited by Paula Findlen, Michelle M. Fontaine and Duane J. Osheim, 85-100. Stanford: Stanford University Press, 2003.

Lacarra Lanz, Eukene. "Legal and Clandestine Prostitution in Medieval Spain." *Bulletin of Hispanic Studies* 79, no. 3 (2002): 265-85.

.12 - הומוסקסואליות וטרנווסטיטיזם

*Medieval Sourcebook: The Questioning of John Rykener, A Male Cross-Dressing Prostitute, 1395*, <http://www.fordham.edu/halsall/source/1395rykener.asp>

KARRAS, Ruth Mazo, and David Lorenzo BOYD. "Ut cum muliere: a male transvestite prostitute in fourteenth-century London." In *Premodern Sexualities*, edited by Louise FRADENBURG and Carla FRECCERO, 101-16. New York: Routledge, 1996.

Krekić, Bariša. "Abominandum Crimen: Punishment of Homosexuals in Renaissance

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Dubrovnik." *Viator* 18 (1987): 337-45.

Broedel, Hans Peter. "To Preserve the Manly Form from So Vile a Crime: Ecclesiastical Anti-Sodomitic Rhetoric and the Gendering of Witchcraft in the *Malleus Maleficarum*." *Essays in Medieval Studies* 19 (2002): 136-48.

Roelens, Jonas. "Visible Women: Female Sodomy in the Late Medieval and Early Modern Southern Netherlands (1400-1550)." *BMGN - Low Countries Historical Review* 130, no. 3 (2015): 3-24.

McDougall, Sara. "The prosecution of sex in late medieval Troyes." In *Sexuality in the Middle Ages and Early Modern Times: New Approaches to a Fundamental Cultural-Historical and Literary-Anthropological Theme*, edited by Albrecht Classen, 691-713. Berlin: De Gruyter, 2008.

13. - ענישה

Carrel, Helen. "The Ideology of Punishment in Late Medieval English Towns." *Social History* 34, no. 3 (2009): 301-20.

Sarah Kay, "Original Skin: Flaying, Reading, and Thinking in the Legend of Saint Bartholomew and Other Works," *Journal of Medieval and Early Modern Studies* 36:1 (2006), 35-73.

Klaus van Eickels, 'Gendered Violence: Castration and Blinding as Punishment for Treason in Normandy and Anglo-Norman England' *Gender & History*, 16 (2004), 588-602.

LECUPPRE-DESJARDIN, Elodie "The space of punishments: reflections on the expression and perception of judgment and punishment in the cities of the Low Countries in the late Middle Ages." In *The Power of Space in Late Medieval and Early Modern Europe: The Cities of Italy, Northern France and the Low Countries*, edited by Marc BOONE and Martha Howell. *Studies in European Urban History (1100-1800)*, 30, 139-51. Turnhout: Brepols, 2013.

L'Engle, Susan. "Justice in the Margins: Punishment in Medieval Toulouse." *Viator* 33 (2002): 133-65.

Westerhof, Danielle "Deconstructing Identities on the Scaffold: The Execution of Hugh Despenser the Younger, 1326." *Journal of Medieval History* 33 (2007): 87-106.

Carlson, Marla. "Painful Processions," *European Medieval Drama* 6 (2002): 65-82.

Royer, Katherine. "The Body in Parts: Reading the Execution Ritual in Late Medieval England." *Historical Reflections/Réflexions Historiques* 29 (2003): 319-39.

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חומר לקריאה נוספת:

מרכיבי הציון הסופי :

מידע נוסף / הערות: