

Supplemented First-Recension Manuscripts

During the twentieth century, scholarly work on the text of the *Decretum* advanced only slowly beyond the conclusions of Emil Friedberg in the 1870s. Franz Gillmann, Stephan Kuttner, Rudolf Weigand, and Peter Landau produced many notable studies – and, in the case of Kuttner and Weigand, assembled the fundamental manuscript inventories – but each applied their critical acumen mainly to glosses, *paleae*, sources, theology, and decretist literature¹⁸. Among scholars who focused their attention on the text, three stand out above the rest for their contributions. In the 1940s, Adam Vetulani, who was deeply familiar with Polish manuscripts, suggested (correctly) that most texts of Roman law – based on their position at the end of *distinctiones* and *questiones* – were added at a late stage of composition¹⁹. In the 1950s and 1960s, Jacqueline Rambaud-Buhot charted the diverse contents in many French manuscripts, especially in regard to the *De penitentia* (C.33 q.3)²⁰. Since the 1980s, Titus Lenherr has collated small portions of the text using several dozen manuscripts and assessed them for accuracy against Gratian’s known sources²¹. Building upon these

18) The relevant manuscript inventories, with a focus on glosses, are Stephan KUTTNER, *Repertorium der Kanonistik (1140–1234): Prodromus corporis glossarum I* (Studi e testi 71, 1937); Rudolf WEIGAND, *Die Glossen zum Dekret Gratians: Studien zu den frühen Glossen und Glossenkompositionen*, 2 vols. (Studia Gratiana 26, 1991) vol. II, part IV. The studies of the first three scholars are gathered in collected volumes; Franz GILLMANN, *Gesammelte Schriften zur klassischen Kanonistik von Franz Gillmann 1: Schriften zum Dekret Gratians und zu den Dekretisten*, ed. Rudolf WEIGAND (Forschungen zur Kirchenrechtswissenschaft 5.1, 1988); Stephan KUTTNER, *Gratian and the Schools of Law, 1140–1234* (Variorum Collected Studies, 1983 and 2018); Peter LANDAU, *Kanones und Dekretalen: Beiträge zur Geschichte der Quellen des kanonischen Rechts* (Bibliotheca Eruditorum, 1997). Weigand’s other relevant works are cited throughout the article.

19) Adam VETULANI, *Sur Gratien et les Décrétales* (Variorum Collected Studies, 1990).

20) Jacqueline RAMBAUD-BUHOT, *Le legs de l’ancien droit: Gratien*, in: *L’âge classique (1140–1378): Sources et théorie du droit*, ed. Gabriel LE BRAS / Charles LEFEBVRE / Jacqueline RAMBAUD (Histoire du Droit et des Institutions de l’Église en Occident 7, 1965) p. 47–129.

21) Titus LENHERR, *Die vier Fassungen von C.3 q.1 d.p.c.6 im Decretum Gratiani: Zugleich ein Einblick in die neueste Diskussion um das Werden von Gratians Dekret*, in: *Archiv für katholisches Kirchenrecht* 169 (2000) p. 353–81; Titus LENHERR, *Arbeiten mit Gratians Dekret*, in: *Archiv für katholisches Kirchenrecht* 151 (1982) p. 140–66; Titus LENHERR, *Die Summarien zu den Texten des 2. Laterankonzils von 1139 in Gratians Dekret*, in: *Archiv für katholisches Kirchenrecht* 150 (1981) p. 528–51.