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VAGUE IDEA OF STUDIUM: PETITIONS AND BULLS OF THE PORTUGUESE UNIVERSITY AT THE BEGINNING OF THE GREAT SCHISM (1377–1380)

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The article analyzes argumentation that was used by the Papal curia and the University of Lisbon in the bulls and petitions during the short period when the kingdom of Portugal supported Anti-Pope Clement VII (1380–1381). Rhetoric of observed sources includes legal concepts and images borrowed from earlier theoretical texts and academic privileges. In the Curial practice the main legal conception of medieval university, the *Studium generale*, could be interpreted in the different ways, as it is demonstrated by the case of the Gregory XII’s bulls addressed to the Portuguese university in 1377. In 1380 the Portuguese academic corporation expected some grants and authorization of its status in exchange for support of the Avignon Pope. But controversial formulas and concepts of Clement VII’s bull *In Superne dignitatis* (that *de jure* founded a new *Studium generale* in Lisbon) rather strengthen his authority in Portugal than favoured realization of proclaimed university privileges.

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Academic privileges that formed basis for the medieval university always were related to rhetoric that was used in dialogs between main political actors pertaining both to temporal and ecclesiastical powers. In the late XII – XIII cc. the idea of studium, its foundation and destination of university corporation’s activity was used by the Emperor and the Pope, by the kings (especially on the Iberian peninsula) and bishops in their political proclamations and manifestations. Since the XIII c. this cumulative thesaurus of concepts, images and metaphors (closely connected with theories of the Civil and Church Law) was used by members of academic corporations to obtain a new status and new privileges – personal and collective. So diplomas and bulls that had reminded a battlefield became similar to an alchemic laboratory where rhetoric of one epoch revives and transmutes to real privileges and political situation in other time (and vice versa).

This article is dedicated to the dialog between the university of Lisbon and the Papal curia in the first years of the Great Schism. It analyzes what were the strategies of the academic corporation and the Pontiff when they used traditional rhetoric in the new situation of the weak Papal authority during the short period when the kingdom of Portugal officially supported Anti-Pope of Avignon Clement VII (1378–1394). So the elements of new understanding of the social, cultural and political phenomenon of university could be observed in the Curial documents.

In the bulls that were sent to the Iberian sovereigns we can see how unstable was the Papal authority on the eve of the Great Schism. For example in 1376 Gregory XI (1370–1378) asked monarchs of Portugal and the Crown of Aragon for a considerable credit because of his return to Italy and the start of military confrontation. In such context it is remarkable that King Ferdinand I of Portugal (d. 1383) neither petitioned the Pope for a confirmatory bull for his accession to the throne in 1367 nor asked for pontifical admission before the forth removal of the Portuguese university from Coimbra to Lisbon in 1377 (unlike he did in previous similar cases of 1308, 1338 and probably 1354). Similarly, in the Cortes of Lisbon (1371) the Portuguese clerics discussed with the king a reformation (actually restauration) of the Studium generale without any references to the Papal Curia (in contrast to the similar discussions in Portugal in the late XIIIth c.).

9 See: the petition to Nicholas IV about founding of a university in Portugal that was written by the group of Portuguese prelates after discussion with King Denis (1275–1325) (CUP. Vol. I. Doc. 2. P. 7–8; LV. Doc. 2 a. P. 9–10).
We should allow for this political situation when analyzing three bulls of Gregory XI (granted on 2 October, 1377 in Anagni shortly before Papal return to Rome)\(^{10}\). As far as we can see, the main aim of the petitioning Portuguese university was a confirmation of its authority for graduation. In the earlier solemn bulls (the late XIII – early XIV cc.) in spite of the official use of the term “studium generale” the Popes never confirmed its status and authority de jure.\(^{11}\) The glossators’ and postglossators’ works (along with the Second Partida of Alfonso X the Wise of Castile\(^{12}\)) contained some considerations on the status of universities and (sometimes controversial) definitions of the “studium generale”\(^{13}\). However as we can assume basing on the Portuguese university’s solemn bulls its practical Curial use did not presuppose any prescribed list of obligatory conditions\(^{14}\) (including official graduations and jus ubisque docendi for graduates\(^{15}\)).

In conditions of such vague legal tradition by the middle of the XIV c. the Roman curia attached bigger importance to the glory of the higher school in the Christian world and moral quantities of its students. Therefore in the bull of 1377 Gregory XI addressed to the Portuguese studium the following passage: “we receive reliable testimonies that the University of Lisbon flourishes with science, is filled with virtues and brings up great number of students”\(^{16}\). The mention of testimonies could be borrowed from the petition but such rhetoric runs through the entire text of the bull. We can observe it in the fragment dedicated to the university’s authority for graduation: “…in order that after their due labors, after numerous efforts, after diligent lectures and multiple sleepless nights that almost always are grades of the ascent to the sweetest fruits of the science ([that is] the hearty aliment of virtue), looking for insignias that inspire worthy scholars and encourage in study, the students may embellish themselves with them [insignias], – we command with the Apostolic authority that in the mentioned university on every licit faculty licenses for doctors and masters and insignia of bachelors should be


\(^{11}\) The texts of petitions (or their fixation in form of supplica) are not known.


\(^{14}\) The term “studium generale” was used in the following solemn curial document related to the Portuguese university: one bull of Nicholas IV (1290; CUP. I. Doc. 6. P. 12-14, LV. Doc. 1 a. P. 3-5), and twobulls of Clement V (1308, CUP. I. Doc. 22-23. P. 39-42; LV. Doc. 1 b, 2 b. P. 5-6, 11-12). The university of Lisbon was called “studium generale” in two bulls of Clement VI in 1345 (CUP. I. Doc. 133. P. 149-151, LV. Doc. 19 a. P. 99-101; CUP. I. Doc. 135. P. 152-153.), but in 1350 the same Pope called it just “studium” (2 bulls: CUP. I. Doc. 176-177. P. 188-191; LV. Doc. 32 a – 32 b. P. 156-159.)


\(^{16}\) “Ad Studium Ulixbonense quod, sicut fidedignis testimonios accepmus, propitia Divinitate, Scientia floret, virtutibus habundat et multitudine scolarium est fecundum” (CUP. II. Doc. 301. P. 10; LV. Doc. 20 a. P. 113.)
conferred, granted and issued to the deserving and meriting scholars according to the ceremonies and customs that are observed on similar occasions”17.

The Pope emphasized the role of ceremonies that became an integral part of the university idea: they were transmitted from attributes of permitted communities (e.g. universitates)18 to the “studium generale”. And in the privilege of the university status that should be based on his authority he appealed to the traditions – as we can suppose – owned by the well-known “model” university corporations: Paris and Bologna.

Those terminological and legal conditions of the curial correspondence related to the university of Lisbon on the eve of the Great Schism influenced on the later rhetoric of Portuguese professors and students in their dialogue with the Apostolic See, especially in the roll of petitions of 1378–138019. The both pretenders were looking for support among powerful sovereigns – and other authoritative actors including academic communities20.

The Portuguese university corporation took advantage of this situation that derives from three rolls of petitions sent to Avignon to Antipope Clement VII: by King Fernando21, by Bishop of Lisbon Martinho of Zamora (1379/80–1383)22 and by the rector of the university corporation23. These documents were dated 1378, but Martinho, who was an ardent adherent of the Avignon pontiff, obtained the diocese of Lisbon only on February 1379 (or even later) and the king supported the Anti-Pope only in the beginning of 138024. As we can suppose, the older date should confirm earlier initiation for petitioned benefices and commend, and therolls were sent in 1380 (though some supplications could be prepared in 1378 or earlier)25. The roll of Infant John, master of Avis (king of Portugal in 1385–1433) was dated February, 29 138026 and probably was summited soon after the Portuguese ambassador’s list of petitions (June, 2 1380)27. We should take in consideration that submission of these rolls (including the rector’s roll that is analyzed in this

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17 “...inibi studentes post legitimos labores, post sudores innumerous, post lectiones assiduas et lucubrationes multiplices, quibus quasi quibusdam gradibus ad dulcissimos fructus scientie pervenitur honoribus, qui virtutis sunt uberrimum alimentum, et desideratis insignibus qui generosorum scolaribus conferri, concedi decorari, ut in dicto Studio in omni licita facultate doctoratus et magisterii licentie et bachalariatus insignia sufficienti” (Ibid.)


25 About the similar incorrect dates of the Parisian rotuli of 1378–1381 see: Courtenay W.J., Goddard E.D. Introduction // Rotuli Parisienses... Vol. III. P. 8.

27 CUP. Vol. II. Doc. 348. P. 86.
article) was realized by the Portuguese temporal and Church sovereigns as a regular procedure. Thus, the Portuguese king sent the next list of petitions already on June 13, 1380\textsuperscript{28}.

The university corporation directly says in its rector’s roll that petitions were not sent earlier because of the king’s neutrality in the Schism\textsuperscript{29}. Ferdinand lingered his answer explaining that this question was outside his temporal authority. At the same time it was obvious that the pretenders needed financial and political support of Portugal and the Crown of Aragon\textsuperscript{30}. Ferdinand’s first official decision was made in 1380 on the assumption of political conjuncture. So from January, 1380 to August, 1381 during the period of long negotiations about a project of political alliance of Portugal and France there was the Clementist time of the Portuguese Church (and university). But after the failure of this project the king decided to renew the alliance with England (August, 1381) – and the kingdom of Portugal supported Roman Pope Urban IV (1378–1389)\textsuperscript{31}. It enabled Ferdinand to start a new war with Castile that subordinated the claimant of Avignon (1381–1382; one of so-called Guerras fernandinas). Later the Schism remained an important part of Iberian political rhetoric, for example during the Portuguese interregnum of 1383–1385\textsuperscript{32}.

We cannot be sure if the university of Lisbon was an independent actor in the international discussions about the Schism. R.N. Swanson suggests that in spite of the sent petitions most members of the Portuguese academic corporation did not give its active support to Clement VI – and this consistent position was openly demonstrated when the Master of Avis obtained the crown\textsuperscript{33}. But it seems more important to observe how Portuguese professors and students found pragmatic ways for consolidation of their legal and social status using political and religious struggles. Other Iberian studia generalia used this possibility as well: in 1378 the universities of Perpignan (that was re-established at the same time) and Lleida sent their own rolls of petitions to Clement VII\textsuperscript{34}. We do not know if there were any staunch “Urbanists” or “Clementists” in the University of Lisbon. Anyway the rector of the university corporation found practical argumentation for the Anti-Pope. His roll of petitions includes a solemn preamble along with the list of candidates for the benefices. Though texts of rolls were often adopted to the stilus

\textsuperscript{28} CUP. Vol. II. Doc. 353. P. 93–94.
\textsuperscript{29} “Pater S. cum usque nunc propter domini nostri regis indifferentiam non potuerimus S. V. aliqualiter supplicare” (CUP. Vol.II. Doc. 314. P. 51.) See also: Farelo M. La représentation de la Couronne portugaise à Avignon et ses agents (1305–1377) // Anuario de Estudios Medievales. 2010. 40/2. P. 723–763.
\textsuperscript{30} Martins A. Lisboa, a cidade e o Estudo… P. 82–83
\textsuperscript{33} Swanson R. N. Universities, Academics and the Great Schism… P. 33
\textsuperscript{34} See: Ibid. P.30–32;
curiae before copying to the Register of supplicae (the originals of the Portuguese rotuli did not survive), we can be sure that the unusual for the current type of documents preamble was composed in Portugal.

Naturally, the leading idea of this text was the reduction of the Schism. The corporation and its rector wrote that according to the natural reason “everything strives for its similar”, so they firmly believed that God constituted His Vicar who was “not dissimilar but appropriate” for Him. And this true pontiff’s reign would be a redemption of their people and would not permit the lost sheep to decline in the Schism. Authors of the roll underlined that the studium was subordinate directly to the Pope writing “in dicto vestro Studio” After that they passed to request for new grants and privileges. In their rhetoric the clemency (clementia, transparent allusion to the pretender’s name and one of cardinal virtues) should be conjunct with the liberality (liberalitas). We can suppose that this conjunction was based on the beginning of the Fifth book of Valerius Maximus’ Facta et dicta memorabilia. At the same time the conception of clemency should be considered as a part of divine virtue (according to Augustine and later tradition from the first passage of the preamble it corresponds to the likeness to the Lord) and the liberality – as an attribute of nobleman and temporal sovereign. So authors of these petitions tried to mark their place in the European political space. In fact, with the liberality (of grants) the Antipope should confirm his similarity to God and thereby his own divine authority. After this significant passage the petitioners noted that all the grants were needed for the “pearl of science” that was

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36 Courtenay W.J., Goddard E.D. Introduction // Rotuli Parisienses... Vol. III. P. 1–28  
37 “urgente ratione naturali, que habet quod unumquodque apetit suum simile, compelluntur non inmerito firmiter credere et tenere quod liberalissimus et propitius Dominus non dissimilem sed convenientem potius sibi in vobis constituerit vicarium Iesu Christus, dum ad ecclesiam suam universalem regendam Beatitudinem Vestram dispositum assumendum, Redemptorem in nobis populo suo mittens, ne permetteret ut tanquam ives errantes in devium scismatis decline” (CUP. Vol. II. Doc. 314. P. 38.)  
38 Ibid.  
39 “ipse est de quo scribitur ut melius novit V.S. benedicta, quod dat omnius afluenter et non revocat sed cumulos gratiarum declaratio alias derivatio non modicum inducer videtur quod recte de clementia derivatur, que a liberalitate non multum creditur esse remota, ymo coniuncta potius et anexa, cum in omn liberalitatem clementia non sit dubium contineri”. (Ibid.)  
40 “Liberalitati quas aptiores comites quam humanitatem et clementiam dederim, quoniam idem genus laudis expetunt? quarum similis praestuebat, nichi se prestisse puterut, ad quem credendum firmiter et tenendum, Pater Sancte, ad quod credendum firmiter et tenendum, Pater Sancte, eos viri sancti nominis”  
42 For example, in opposition of liberalitas and caritas that was popular since the Early Middle Ages (See: Klopf H. Liberalitas principis. Herkunft und Bedeutung. Studien zur Prinzipsiologie. Köln: Böhlau, 1970. S. 173–178). In spite of various uses in Theology (including Bonaventura’s Liberalitas Dei) we can observe relation between this virtue and idea of temporal sovereign: e.g. Thomas Aquinas considered it as a pars potentialis iusitae (See: Bejczy I. Cardinal Virtues... P. 301–302.)  
43 “quattinum sibi pro scientie margarita in dicto vestro Studio continou laborantibus spiritualem gratiam facientes, de beneficiis in Dei ecclesiætias alias ut petuntur, dignemini misericorditer providere ut sic in sodoris vultus sui manuum suarum manducantes loberos, in ipsa Dei ecclesia fructus afferent qui non perit et ceteri hec occulto interiori cum diligent recenssentes, ad supportandos labores predictos, in quibus rei publice sine dubio versatur, utilitas facilius inducantur et ipsa Dei ecclesia que, ut melius nosce, ad sui regimen viris eget permixmne tanquam vittis habundans filius suis, sic novelle olivarum in circitu domus et mense sue specialibus constitut. talium muro inexpugnabilis bellatorum fortiter resistire videat insurgentibus ex adverso”. (CUP. Vol. II. Doc. 314. P. 39.)  
44 “Scientiae margarita” became common image for an academia in the... of the Papal Curia in the XIVc. Cf. “sapientiae et scientiae margaritae” in the Papal bull to the University of Salamanca of 1333 (Bulario de la Universidad de Salamanca (1219-1549) / Ed. V. Beltrán de Heredia. Salamanca: Universidad de Salamanca, 1966. P. 335 (Doc. 28)).
demonstrated not only as a center of temporal wisdom but also as an integral part of the Church (using a paraphrase of the Psalm 125)\textsuperscript{45}. Such integration was emphasized with the traditional comparison between the sages (and respectively, their corporation) and the wall of warriors that defends the Faith world from heresies – it goes without saying that this passage seemed urgent in the time of the Schism. This rhetoric topos was used in the Curial documents related to the universities at least since the Honorius III’s famous bull \textit{Super specula} addressed to the Parisian university in 1219\textsuperscript{46}. But we should notice that in the observed case it was rather unfounded: the University of Lisbon did not have permission for the faculty of Theology. So juridical \textit{studium} appropriated different types of rhetoric mostly in its dialog with the pretender from Avignon.

In the preamble of the rector’s roll grants and benefits for the university corporation (and for its members personally) were considered as a necessary attribute of the Papal power, i.e. an approval of the roll of petition could be interpreted as a part of Clement VII’s legitimation (at least for the territory of the Portuguese kingdom). So the \textit{studium generale} of Lisbon bracketed itself with the most famous European schools, its significance of “regional” university founded and supported by the king was supplemented with the image of “glorius” center of science. Because of the urgent problem of legitimation (including legal procedures) the temporal and ecclesiastical powers paid great attention to the expert opinion of the most famous universities\textsuperscript{47}. Some monarchs (including Ferdinand I of Portugal) proposed to convene a council of \textit{juris periti} who could choose the true Apostle Peter’s successor in terms of the Common Law.

Such rhetorical tactics of the Portuguese university were successful: by the Papal order all the petitions of the roll were approved (clerics without academic degree should be benefited if there were no other sufficient candidates)\textsuperscript{48}. At the same time we cannot be sure if all these personal nominations and grants were realized, especially in view of the soon return of the kingdom to Urban IV. During all the observed period there were two nominal bishops of Lisbon\textsuperscript{49}, struggles and litigations between Clementist and Urbanist candidates on the level of parishes are also known\textsuperscript{50}. Though the profit for personal petitioners stayed dubious (the roll

\textsuperscript{45} “…uxor tua sicut vitis fructifera in penetrabilibus domus tuae filii tui sicut germina olivarum in circuitu mensae tuae”. (Ps. 125.3); Cf. the use of this phrase for description of the Church in the Catholic liturgy: «Sicut novellae olivarum ecclesiae filii sunt in circuitu mensae domini».

\textsuperscript{46} Chartularium Universitatis Parisiensis / Ed. E. Chatelain, H. Denifle. T. I. Paris: Delalain, 1889. P. 90 (Doc. 32). Also included into the Decretals of Gregory IX: Dec. 3. 50. 10.)


\textsuperscript{48} “Fiat pro omnibus, non servata regula de non graduatis, dum tamen sint alias sufficientes” (CUP. Vol. II. Doc. 314. P. 51.)

\textsuperscript{49} See: Sánchez Sesa R. El Cisma de Occidente… P. 309-310.

\textsuperscript{50} Such controversies could have long history: for example, in 1392 during the legal process the Portuguese academic corporation tried to annul the action of the prior of one university’s incorporated parish appealing to his excommunication in 1378 (CUP. II. Doc. 392. P. 136–144; IV. Doc. 19. P. 95–112).
gave them just an instrument for the future litigations without guaranty) and the whole academic community strengthened its position with this roll.

If suggestion about the rolls submitted at the beginning of June, 1380 is true, it seems logical that the petition dedicated to the main of the university corporation itself, authority for graduation, was given at the same time and was favored with an Apostolic answer, the bull *In Superne dignitatis* (June, 7 1380). The petitioner were the bishop of Lisbon and the king of Portugal. The Anti-pope sent this bull as an order to ensure the rents of the University to the bishop of Lisbon and the dean of Coimbra.

The bull *In Superne dignitatis* is a controversial document. Along with the official approval of the grades conferred in Lisbon it formally proclaimed the foundation of the new *Studium generale* in this city at the place of an old *studium particulare*. The second term was known since the middle of the XIII c. as a non-privileged opposite to the *Studium generale* and by the middle of the XIV c. was still discussed in the works of Batolus from Sassoferatto (1313–1357) and other Italian postglossators. But it was hardly ever applied to any real institution.

In the case of the Portuguese university we can suppose intentional misunderstanding. The idea of good location and attraction of Lisbon noted by curial authors of the bull corresponds with traditional idea of the *studium* as a privilege of the whole city, but it leads to the juridical contradiction: in this context *studium generale* could be interpreted as a “school” of *civitas* (e.g. center of diocese), and *studium particulare* as a school of any other town or settlement. However the Papal Curia did not give renewed status to the existing schools of Lisbon (as it was supposed in the petition) and preferred to initiate a new *studium*. Describing activity of the “future” university the bull mentioned “fidei

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51 CUP. Vol. II. Doc. 351. P. 89–90.
52 “Nuper siquidem per venerabilem fratem nostrum Martinum, episcopum Ulixboñ, carissimi in Christo filii nostri Frenandi, regis Portugalie illustris, ambaixiaterem, pro parte ipsius regis fuit expositum coram nobis” (Ibid. P. 89.)
54 Ermini G. Concetto…
56 Ermini G. Concetto… P. 23–24.
57 See in the text of the bull: “…in regno Portugalie Generale Studium, quod in illispartibus summe foret expediens, non habetur quodque civitas Ulixboñ, in ipsius regni loco saluberrimo sita et a diversarum partium gentibus frequentata ac in victualibus alisque vite necessariis copiose ad huiusmodi Generale, cum particulare dutum in ea fuerit Studium, acommoda multum existeret”. (CUP. Vol. II. Doc. 351. P. 89)
58 “…paternis affectibus hannelacti dicti regis supplementationibus inclinati, de fratre sit Studium Generale illudque perpetius temporibus inibis vigat tam in iure canonico et civilie quam alia qualibet licita, preterquam in theologica facultate ac quod legentes et studentes ibidem omnibus privilegiis libertatibus et immunitatis concessis doctoribus et magistris legentibus eorum quae in Studiis Generalibus, etiam in corpore iuris inclusis, guandeant et utantur quodque illi qui processu temporis scientiae margaritam illius facultate in qua studuerint, assceuti ac sibi docendi licentiam ut alios erudire valenat, et doctoratus seu magistri homonem seu titulum petiunt, imperti per doctores seu doctorem ac magistros seu magistrum illius facultatis in qua examinatio fuerit facienda, episco primo Ulixboñ….”(Ibid. P. 90.)
cultus” along with “iustitia” and later it directly named the Faculty of Theology (that was not established in the university of Lisbon until 1400). Hereby we can suppose the use of other “studium generale” concept: the Pope founded the new (and main) faculty that pretended to change the status of the whole *studium*. But by such “foundation” Clement VII cast doubt to the corporation legal continuity, and consequently earlier privileges of the university (when it was *studium particulare* according to the bull) could be contested. For example this controversy could be used in litigations connected to the university corporative possession of benefices. The proclaimed “foundation” seems to be a kind of political manifestation. As P. Nardi states during the Avignon period the founding and approval (or rejection) of universities was used by Emperors as an instrument of political struggle with the power of the Church. After 1377 such foundations became instruments of the new struggle – between the Pope and the Antipope expecting to reinforce their control over certain territories.

We can observe other kind of argumentation related to this process in the preamble of the bull. In spite of real circumstances it presupposes that scholars from all the Christian world would direct their steps towards Lisbon and underlines that it was the Pope only who assured access for every person wanting to come to the *studium litterarum*. As we can see by 1380 such “global” status already was an integral part of the “studium generale” changing concept. It was oriented to model of the Authentic *Habita* (1155). This privilege of Frederic I Barbarossa assured safe passage to the men who were going to the *studium*. It was included in the *Corpus Juris Civilis* and became a pattern for all the sovereigns that pretended to proclaim their power over certain land (as the Emperor proclaimed it over all the Universe). So the emphasis on the “universal” character of the “new” *studium* aimed at proclaiming and strengthening Clement VII’s power.

Certain elements that should strengthen the authority of the Avignon Pope were included even in the main grant of the bull. After the detailed description of the examination procedure the bull stated that all the grades should be certified by Bishop Martinho, the main Clementist of the kingdom. Though the chancellor (who usually was a bishop) authorizing the graduation was a traditional actor in

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59 “ad querenda litterarum studia, per que divini nominis sueque catholice fidei cultus protenditur, iustitia colitur, tam publica quam privata res utiliter geritur omnisque prosperitas humane conditionis augetur, gratiosos libenter favores impendimus et opportune commoditatis auxilia impertimur”. (Ibid. P. 89.)
61 “ut regnum ipsum, quod divina bonitas multitudine populi rerumque copiosa producit, scientiarum munus ampliatur, fiatque litterarum fertilitate fecundum ut viros producat consiliis maturitate conspicuos, virtutum redimitos ornatibus ac diversarum facultatum dogmatibus eruditos sitque ibi scientiarum fons irriguus, de cuius omnibus et presertim ydoneitate et amenitatis civitatis preface diligentem mediatione pensatis, ad huiusmodi universale Studium non solum premissorum eiusdem regni et regnorum circundantium incolarum, sed etiam aliorum qui de diversis mundi partibus ad eadem confluenta civitates conferatur et profectum…” (Ibid. P. 89–90.)
legal documents of “model” *studia generalia* (especially Paris), this office was not mentioned in privileges and statutes of the Portuguese university since the late XIII c. As we can suppose, because of numerous removals there was no firm institutional relation between the academic corporation and the bishop of Lisbon or Coimbra⁶³. Therefore the possibility of realization of all the procedure described in the bull stays dubious.

On the one hand, the Schism was a great danger for universities because it destroyed the unity of the Christian world and thereafter eliminated the *jus ubisque docendi*. On the other hand, it gave new political possibilities to the universities, especially to the schools that did not have glory, as it is demonstrated in our case. The observed dialog of bulls and petitions of the university of Lisbon should be characterized as a process of so-called “reversed legitimation”. Only the true Pope could charter and assure a university status, and every true king should protect the *juris periti*. Thus, the rhetoric of the documents dedicated to the granted privileges of the Portuguese university assumed a character of an open polemic. The argumentation related to the image of the true authority as a founder and a patron of the *studium* was used by the clerics in dialog with the king during the Cortes and by the king himself while negotiating with the pretenders to the Holy See. Clement VII and his curia tried to extend papal influence for Portugal using special rhetoric and combination of juridical conceptions in the bull *In Superne dignitatis*.

The most of observed documents were not included in the corpus of the university corporation law, we cannot find their copies in its cartulary (known as the Green book) or any references to them in judicial documents of the Portuguese *Studium generale* either. The rhetoric of observed documents influenced conceptions of the university status used in Portugal. Thesaurus of such argumentation was rich: it contained images of the university as a key institution for the both, church (as a “defender of the faith”) and temporal (as “fundamentals of the justice”) authorities. Unfortunately we do not know if it continued to use observed argumentation in petitions sent to Urban IV (this type of documentation from his pontificate did not survive⁶⁴), but in the later diplomas we can observe how the Portuguese university corporation tried to manœuvre between two powers during all the XIV c.

In the curial documents of 1377–1380 we can see how the conceptual gap between university as a corporation (*universitas*) and university as a privileged center of knowledge (*Studium*) was disappearing in the legal practice. By the end of the century the same process became evident both in the Common Law and in the corpuses of the corporation privileges. A very important direction for the future investigation can be the question on how those conceptual changes influenced the

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political rhetoric of the universities at the end of the Great Schism, especially during the Council of Constance (1414–1418).

**Abbreviations**


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