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RELIGIOUS MARRIAGE, LAW AND SECULARIZATION BETWEEN NEW AND OLD PARADIGMS

PANEL: RELIGIOUS MARRIAGE, LAW AND SECULARIZATION BETWEEN NEW AND OLD PARADIGMS

22/05/2024 08:30 - 12:00

HALL: FATESI - MAUROLICO B

Proponent: Ferrante M.

Chair: D'Arienzo M.

Speaker: Balsamo F., Daniele O., D'Arienzo M., Di Prima F., Ferrante M., Fronzoni V., Gagliardi C., Ingoglia A., Sammassimo A., Testa Bappenheim S., Vecchi F.

One prominent sign of the processes of secularization that have occurred since the 18th century has been the gradual detachment of positive law and legal institutions from the religious models to which they originally referred. Perhaps the most striking example, for Western societies, is that of the discipline of marriage, where an enduring process has progressively distanced the institution from its original (canonical) paradigm, increasingly mitigating its specificities, in the name of an "integral" application of the principle of equality and deference to the autonomy of the individual and his choices. But there is no shortage of examples elsewhere to be found that tell of an intervening distance between the civil model and the marriage archetypes proposed by other confessional orders, which provide models of great interest to jurists interested in how a 'law that precedes man' comes to bind personal relationships in the matter. In particular, those who study the interweaving between law and religions look not only at the unfolding of these disciplines, and the enduring of the relevant paradigms; but also at the "bridges" that

maintainable institutions and institutions, not least because of a changed framing of the paradigm of state neutrality (as a synthesis not of ideals to which reality can be adapted but of principles to be reshaped, for the sake of practical needs for pacification and respect for rights)

001394.1



Matrimonial nullities, dispensations super rato and (potential) exequatur between religious freedom and role of the State: what space for new paradigms?

Di Prima F.

University of Palermo

001394.2



Civil Marriage and Canon Law: Status quaestionis/Matrimonio civile e diritto canonico: Status quaestionis

Ingoglia A.

University of Palermo

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Voluntariness of the civil effects of religious marriage and protection of public order

Balsamo F.

University of Naples Federico II

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Dynamics on the integration of secular law on the natural structure of marriage"/"Dinamiche sull'integrazione del diritto secolare sulla struttura naturale del matrimonio

Vecchi F.

University of Calabria

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Musulmani e matrimoni misti nell'Italia dei social/Muslims and mixed marriages in social media Italy

Fronzoni V.

Pegaso University

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Testa Bappenheim S.

University of Camerino

001394.7



Marital consent between religious rights and state rights

Gagliardi C.

University of Naples Federico II

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Marriage and Religious Pluralism in Europe: Towards Personal Statutes Codes?

Sammassimo A.

University of Padova

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The value of the indissolubility of canonical marriage in today's secularised society (also in the light of the Italian legislature's latest regulatory interventions on divorce)

Daniele O.

University of Palermo