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(heavy on the legislative  
function, light on the  
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common law tradition  
(Britain, US, Canada,  
Australia, etc.), which is  
heavier on the judicial  
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The common law and civil law traditions differ significantly with respect to how judge-made law is justified. Common law judges

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Traditionally justify their findings of law by reference to precedent and social norms, or by broad requirements of rationality presupposed by public policy. Civil law judges traditionally justify their

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*I. The Civil Law and the  
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The common law tradition  
emerged in England during  
the Middle Ages and was

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applied within British  
colonies across continents.  
The civil law tradition  
developed in continental  
Europe at the same time and  
was applied in the colonies  
of European impe- rial  
powers such as Spain and



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*THE COMMON LAW AND CIVIL LAW  
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This a brief sketch of the  
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Conceived mainly for  
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Civil law is a legal system

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originating in Continental Europe and adopted in much of the world. The civil law system is intellectualized within the framework of Roman law, and with core principles codified into a referable system, which

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serves as the primary source of law. The civil law system is often contrasted with the common law system, which originated in medieval England, whose intellectual framework historically came from uncodified judge-made

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case law, and gives precedential authority to

*Civil law (legal system) - Wikipedia*

Civil law is both a legal system and a branch of law. In the United States, the

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term civil law refers to court cases that arise over a dispute between two non-governmental parties.

Outside of the U.S., civil law is a legal system built upon Corpus Juris Civilis, the Justinian Code which

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originated in Rome in the  
sixth century. Most Western  
European states have a civil  
law system.

*What Is Civil Law?*

*Definitions and Examples*

This paper will discuss the



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The Civil law tradition's  
formation may be traced from  
Continental Europe whereas

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the Common Law tradition has its beginnings from England. Mixed legal traditions that are practiced in some countries are just variations of either tradition. There are several differences between the

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Common law and the civil law tradition that can still be traced back from their respective origins. The main difference of the two traditions is their source for legal reasoning.

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*Civil Law vs Common Law -  
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A civil-law or code-law system is one where all the legal rules are in one or more comprehensive legislative enactments.

During Napoleon's reign, a

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comprehensive book of laws—a code—was developed for all of France. The code covered criminal law, criminal procedure, noncriminal law and procedure, and commercial law.



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the general reader and  
students of law this is a  
concise history and analysis  
of the civil law tradition  
which is dominant in most of  
europe all of latin america  
and many parts of asia  
africa and

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By contrast, in civil law jurisdictions (the legal tradition that prevails, or is combined with common law, in Europe and most non-

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Islamic, non-common law countries), courts lack authority to act if there is no statute.

*Common law - Wikipedia*

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