

ІСТОРІЯ ФІЛОСОФІЇ ПРАВА

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«THE FIELD OF LAW» OF GALICIA (THE LATE XIX – EARLY XX CENTURIES)

The article deals with understanding of the theoretical contribution of the little-known Ukrainian lawyers who prepared the ground for the emergence and development of Ukrainian philosophical jurisprudence of the late XIX – early XX centuries in Galicia. It is about creating community groups, law books that united citizens, increased their educational level and formed legal consciousness.

The history of national and cultural revival in Galicia is closely linked with the history of law, which was represented by works and life of scientists- intellectuals, practicing lawyers, notaries and judges during the 1848–1939 centuries.

The outstanding lawyers of the analyzed period were Kost' Levytskyi, Ivan Dobr'anskyi, Alex Iskrytskyi, Volodymyr Barvinskyi, Teophil Dembytskyi, Volodymyr Luchakivskyi and others. Despite the national oppression of the population of Galicia, the political and cultural changes in the environment of becoming German and Polish matured due to those intellectuals, who the most reasonably and consistently produced the new theories and concepts of that time in their professional spheres. Under the influence of the revival since the eighteenth century was intensified a stage of collecting of historical documents, forming editorial and program contents of the first Ukrainian legal journals, and especially cultural and educational organizations. The active period of national revival, although with the presence of single national-conscious government officials, teachers and police, was launched from approximately 1848–1849 – a period called «professors». This name appeared with opening of two

departments (civil law, criminal law) at Lviv University (1862). Legal community then consolidated.

History of the Ukrainian press in Galicia was started by Lviv lawyer Antin Pavetskyi, who became the editor of the first Ukrainian magazine «Galician Dawn» (1848–1850), and the advisor of the Ministry of Justice Vasyl Kovalskyi founded the publication of «Visnyk of laws of the state and the government» (1852). The initiators of edition of the first Ukrainian legal magazine «Journal Legal» (1889), such as O. Ohonovskyi, K. Levytskyi (editor), A. Horbachevskyi, Ye. Olesnytskyi, S. Fedak, M. Shukhevych, also left a noticeable mark in the development of legal ideas. It was the first attempt of our scientific forces on the «field of law», as noticed in the program addressed to the reader of the magazine on April 1, 1889 in its first issue.

The list of issues that were raised in the journal ranges from topics of civil procedure in Austria, history of Russian law («Russian Truth»), studied by K. Levytskyi, to consideration of the problem of engagement in Austrian law, problems of «Austrian pair process of heritage in the Ukrainian common law" (Dnistrianskyi S., Stebelskyi P., Chaikovskiy A.), and problems of formation of Ukrainian legal terminology (Levytskyi K.). Due to K. Levytskyi and despite of material and printing difficulties the journal united the most active lawyers until 1900. K. Levytskyi left it because of the political activity, and since then the magazine was published under the title «Legal and Economic Journal.» Already in nine years S. Dnistrianskyi (editor) creates a «Society of Ukrainian-Russian Bar», which within 1910–1913 published «Legal Visnyk».

Circles Bar had their beginning since the nineteenth century among students: «Circle Bar» (1881) – «Academic Brotherhood» (1882), «Circle Bar». They were enlisted with Vienna «Sich», «Academic circle» (Lviv), «Friendly Usurer» (Lviv), «Union» (Chernivtsi) «Usurer» (Lviv). Consolidation of young lawyers took place on the grounds of «community organization». The aim was cooperation in civil life and upholding the rights of the Ukrainians. Although the Ukrainian Bar Association has not happened, but in 1914 they held a rally, which was the evidence of the contribution of lawyers in the national revival in Galicia, the development of patriotic feelings. Therefore, the first Ukrainian political organization called «People's Council» appeared on the initiative of lawyers as the first political parties, associations, banks and lending institutions. More than 20 lawyers were members of the society «Prosvita».

Considerable is the legacy of Kost' Levytskyi, who did a great explanatory job among people about the essence of laws.

Keywords: philosophizing paradigm, philosophical and legal idea, concept of historiography, philosophy of historical discourse, meaning-making potential of historical schools of law.