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CAPInv. GR-31: **eis emporian (oichomenoi)**

I. LOCATION

i.	**Geographical area**	Attica with Salamis
ii.	**Region**	Attica
iii.	**Site**	Athens

II. GENERAL REFERENCE

i.a.	**Full reference (original language)**	εἰς ἐμπορίαν (οἰχόμενοι) (Dig. 47.22.4 = *Gaius, libro quarto ad legem duodecimo tabularum*)
i.b.	**Full reference (transliterated)**	*eis emporian (oichomenoi)*
ii.	**Reference context**	The term occurs in a passage of the *Digesta*, a 6th century AD compilation of opinions expressed by leading classical Roman jurists. The rule in Greek was apparently quoted by Gaius, a mid 2nd century AD jurist. It states that whatever *hoi eis emporian (oichomenoi)* agree between themselves is valid provided that it does not conflict with *polis* laws.

III. DATE

i.	**Date(s)**	Hell. - Imp.

V. SOURCES

i.	**Source(s)**	Dig. 47.22.4 = *Gaius, libro quarto ad legem duodecimo tabularum* (Hell. - Imp.)
	Note	Other publications: Ruschenbusch 1966: F77; Ruschenbusch and Burgmann 2010: F76a.
	Online Resources	The text is found at this address: http://droitromain.upmf-grenoble.fr/Corpus/d-47.htm#22 (copy and paste link in address bar)
i.a.	**Source type(s)**	Literary source(s)
i.b.	**Document(s) typology & language/script**	A passage from the commentary of Gaius on the legislation of the Twelve Tables: the passage is quoted in Greek.

ISSN 2446-2500
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VIII. NOTES

i. Comments	The date of the provision is highly disputed, since in the passage it is ascribed to Solon. Most scholars would follow the above date, e.g. Foucart (1873: 47), Beauchet (1897: 4.343), Radin (1910: 50), Pantazopoulos (1946: 257-9), Hatzopoulos (1980: 949-51), Leiwo (1997: 104), Jones (1999: 33-45, 318), Ustinova (2005: 183-5), Ismard (2007: 20-22). Busolt and Swoboda (1926: 252) and Davies (1996: 635) argued for a Cleisthenic date, while some others (Ferguson 1944: 64-6; Bravo 1980: 857; Whitehead 1986: 15) claimed that the regulation is a conflation of archaic elements with later ones; however, it has been argued that this is, at the earliest, a Hellenistic regulation, Arnaoutoglou (2003: 55-7) or a fifth-century BC re-edited law (Ismard 2010: 44-57).

iii. Bibliography

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IX. EVALUATION

i. Private associations	Probable
Note	Partnerships formed by traders are rarely anything else but private associations.
ii. Historical authenticity	The genuiness of the text is not disputed, despite a textual corruption.