

# **CLAIM FORM BETWEEN THE PAST AND THE PRESENT. THE ELABORATION OF THE CLAIM IN TRANSYLVANIA (18<sup>TH</sup> CENTURY - FIRST HALF OF THE 19<sup>TH</sup> CENTURY)<sup>1</sup>**

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**ABSTRACT:** *Ladislau Vajda (1780 - 1834), is the descendent of a family that came from the Old Kingdom in Transylvania. He graduated Philosophy and Law at Cluj, and worked there as a public servant. Beginning with 1817 he was a Professor of Criminal Law at Cluj. His writings are considered a sequel of the Transylvanian School of Thought, as it is reflected in his adnotations on a Cossimelli poem, „Reflexiones ad Poemation de secunda legione valachica”. In his book, Az erdély polgári magános törvényekkel való esmeretségek három könyve, The three books about the knowledge on the Transylvanian Private Law, he presents aspects regarding the civil procedure in Transylvania, among which he approaches the issue of the. In that time, this procedural act was highly formal, having certain predetermined mandatory parts, and generally it had to provide the answer for „Quis, quid, coram quo, quo jure petatur, et a quo. - Recte compositus, quisque Libellus habet”.(who, what, before whom, for which right, and from whom is claiming – elements that ought to be presented by any well drafted Diploma (summons).*

**KEYWORDS:** claim form, history, law, probation, reasoning of the claim

**JEL CLASSIFICATION:** K41, K10