

Book I.
Title X.

That no heretic, pagan or Jew shall have, possess or circumcise a Christian slave.
(Ne Chrisianum mancipium haereticus vel paganus vel Judaeus habeat vel possideat vel circumcidat.)

Bas. 60.54.31-32.

1.10.1. Emperor Constantius to Evagrius.

A Jew must not purchase or acquire by gift or any other title any Christian slave. But if any Jew shall either possess a Christian slave or should think of possessing a slave of any other sect or people for any reason,¹ and shall circumcise him, he shall not only be punished by the loss of the slave, but also by death, and the slave, shall, as a recompense, be given his freedom.

Given at Constantinople August 15 (339).

C. Th. 16.9.1.

Note.

Like provisions were made in Novel 37, enacted in 535 A.D.

1.10.2. Emperor Justinian.

A pagan, Jew or Samaritan or whoever is not orthodox, cannot have a Christian slave; the slave shall be liberated, and whoever has him shall pay 30 pounds of gold to our crown domain.

Given at Constantinople, June 28.

¹ This reflects Blume's penciled correction, after which he has written "German translation and Scott wrong." His typed original read: "But if any Jew shall either possess a Christian slave or shall for any reason put him to the possession of any other sect or people..." Scott's version is: "If any Jew should have a Christian slave, or a member of any other sect or nation should think he had a right to the possession of one whatsoever, and should circumcise him..." 6 [12] Scott 79.