

Book V.
Title L.

Concerning the support of the minor.
(De alimentis pupillo praestandis.)

Bas. 38.2; D. 27.2.

5.50.1. Emperor Antoninus to Faustinus.

If a minor is not furnished support by his guardian, let him go before the president of the province who will fulfill his duty and take care that no delay in giving such support takes place. The same is true if there is a controversy pending concerning the status of the minor under or over the age of puberty or concerning his property.

5.50.2. Emperor Alexander to Aufidius.

Persons who manage another's property generally ask that the measure of support of minors under or over the age of puberty or of adolescents be fixed by order of the praetor in accordance with the means of the minor in order that they may not have any dispute in court.

1. But if an honorable man and guiltless guardian supports minors according to his own discretion, he will receive credit for what a man of good standing will consider as justly paid out for support for servants and for education. For it is sometimes necessary for a man to do so (i.e. support the minor according to his discretion) on account of the secret condition of the property and of debts suspected to exist, concerning which it may be better to be silent rather than when inquiry concerning the property and of debts suspected to exist, concerning which it may be better to be silent rather than when inquiry concerning the property is made, to make them public and inscribe them on the records of the judge, to the disadvantage of minors.

2. Nor is it to be tolerated that a youth who was present¹ and was educated and nourished should not acknowledge that he received such benefits from another and should refuse to repay the expense thereof, as though he lived on wind and was unworthy of a liberal education becoming to a free man.

Promulgated December 5 (223).

¹ [Blume] I.e. did not receive his education and nourishment from some one else.