

Book XI.
Title LXXIII. (LXXII)

Those who are forbidden to become lessees of fiscal estates.
(*Quibus ad conductionem praediorum fiscalium accedere non licent.*)

11.73.1. Emperors Arcadius and Honorius to Nestorius, Count of the Private Estate.

No palace official who serves in the office of the Crown Domain, shall have the right to lease any estate thereof, either personally or in the name of some one else, since we do not permit either a soldier and a curial to do so.¹

Given July 27 (401).

C. Th. 10.3.6.

Note.

The officials here mentioned were forbidden to buy personal property and slaves. C. 4. 44. 18. They were permitted to buy confiscated property. C. 10.3.6. By the instant law, they were forbidden to act as head-tenants-conductores (see C. 11.72) of lands belonging to the crown domain, as were soldiers as such, see C. 4.65.35 and note. So by C. 10.32.34 curials were forbidden to manage the private property of others. The reasons of all these prohibitions were, of course, because these men were engaged in the performance of public duties.

¹ At the back of this manuscript, Blume wrote: "These were fiscal laws: 11.72, 11.73. (Treated same as *res privatae*.) See 11.74, 11.74.3."