

Book XII.  
Title XII.

Concerning military counts.  
(De comitibus rei militaris.)

12.12.1. Emperors Valentinian, Valens and Gratian to Ampelius, Prefect of the City.

Those who in view of their deserts, and after conducting the brave soldiers within transmarine provinces, have attained the countship of the first order, are associated with the men of the highest ranks with such a respect (due them) that those who have been decorated by the insignia of the proconsulship must give them precedence.<sup>1</sup>

Given July 5 (372).

C. Th. 6.14.1.

12.12.2. Emperors Honorius and Theodosius to Priscianus, City Prefect.

Those who have obtained the countship of the first order and by authority of our majesty have been specially sent to defend any province or provinces with an army, and those who shall have acted as vice-governor of the illustrious masters of the soldiers, shall be equal in rank with the dukes who have administered provinces other than Egypt and Pontus.

Given at Constantinople March 21 (413).

C. Th. 6.14.3.

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<sup>1</sup> [Blume] Cujacius takes the view that proconsuls had the precedence and so interprets this law. See also Gothofredus. At the end of this manuscript volume, Blume wrote: "Differently by Cujas and German Trans. Gothofredus equivocal. I translated *subjungo* = join to—German has *nachstehen*—be subordinate to. In that sense and referring "his" to proconsular Cujas and German translation probably right, taking everything said by Goth. into account. They give effect to the sub in *subjugantur*."