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Guest Editor's Introduction

Azizah Yahia al-Hibri

Articles

Fatwa Concerning the United States Supreme
Courtroom Frieze

Taha Jaber al-Alwani

The Legal Status of Women:
The Journey Toward Equality

Sandra Day O'Connor

Muslim Women's Rights in the Global Village:
Challenges and Opportunities

Azizah Yahia al-Hibri

A Student Note:
Religious Marriage Contracts: Judicial Enforcement
of *Mahr* Agreements in American Courts

Ghada G. Qaisi

Law, Religion and the Prophetic Method
of Social Change

Jawdat Said

Principles of Islamic Interpersonal Conflict Intervention:
A Search within Islam and Western Literature

Amr Abdalla

The Dilemma of Islamic Rights Schemes

Ebrahim Moosa

A Framework for Nonviolence and Peacebuilding
in Islam

Mohammed Abu-Nimer

Secrecy, Guilt by Association, and the Terrorist Profile

David Cole

Review Essays

Modern Law and Arab Societies in Recent
French-Speaking Literature

Baudouin Dupret

The Study of Islamic Law in Germany:
A Review of Recent Books on Islamic Law

Hilmar Krüger

Spanish Research on Islamic Law, 1990-1999

Delfina Serrano Ruano

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JOURNAL OF LAW AND RELIGION

STATEMENT OF PERSPECTIVE

The Journal of Law and Religion was initiated in 1982 as a collaborative effort of the Council on Religion and Law and the Hamline University School of Law. It was born of a sense of historical malaise. The modern age with its strong propensity toward the secularization of all areas of life, while not without merit in its liberating effects, nonetheless has its dark side.

We live, some say, in a time of profound historical crisis. Domestically and globally, we confront massive issues which force us to reconsider, in fundamental ways, the shape and quality of our common life. Yet many of the disciplines of thought and practice that should be a rich resource in such a time are found wanting—among them, law and religion. Law, a discipline presumably devoted to the ways of justice, has all too often become a set of complex, technical tools without concern for higher purpose. Religion, presumably given to the all-embracing promises and prescriptions implied in the sense of the sacred, has all too often become privatized and neglectful of our public life.

The Journal of Law and Religion is dedicated to a fundamental reappraisal of the disciplines of law and religion as they impinge on each other, might instruct each other, and taken in their conjunction, might offer a constructive response to the major issues of our times. As such its concerns are sixfold.

Historical The *Journal* intends to encourage the examination of historical developments, movements, thinkers, and issues to enrich our understanding of how law and religion have, in various ways, been mutually influential.

Theoretical The *Journal* intends to promote constructive work in religious and legal thought about fundamental theological and jurisprudential questions pertaining to professional practice and the structures of our public life.

Ethical The *Journal* intends to support explorations into the foundations of ethical judgment and normative critiques of our social life, particularly as they draw upon resources from the life of law and religion.

Global The *Journal* intends to be encompassing in its reach, seeking out voices from all the religious and legal traditions throughout the world and bringing them into conversations with each other.

Professional The *Journal* intends to stimulate collaboration between jurists and religious leaders given their respective commitments, as professionals, to the common good of all peoples.

Spiritual The *Journal* recognizes that human existence is grounded in the spiritual, which is represented in many forms and expressions.

The *Journal* is thus a forum within which the disciplines of law and religion might together consider with utmost seriousness their joint responsibility for the creation of a civilization of genuine peace and justice. Within the compass of that purpose, the *Journal* intends to be open-minded and non-prejudicial; it is receptive to submissions from all persuasions and perspectives.

ACKNOWLEDGEMENT

The Editorial Board of the *Journal of Law and Religion* gratefully acknowledges the contribution of the Lilly Endowment in supporting the work of Islamic scholars on emerging legal issues of concern to the Muslim community and furthering the understanding in the non-Muslim world about this rich tradition of jurisprudence through its grant to assist in the publication and worldwide distribution of this issue on ISLAMIC JURISPRUDENCE.

Dear Reader,

With the financial help of the Lilly Endowment, I am very pleased to be able to send you this volume of the *Journal of Law and Religion* devoted to ISLAMIC JURISPRUDENCE with our compliments. We hope that you will be able to use this volume in your research or work, or will pass it on to someone you know will use it.

Our goal for this volume is to open the fast-growing world of English language Islamic scholarship, especially the work of U.S. scholars, to the entire world, Islamic scholars and public policymakers as well as those who are unfamiliar with the heart of Islamic jurisprudence.

We also hope to encourage more scholarship by emerging as well as well-known Islamic scholars and teachers from diverse perspectives within a common faith.

The *Journal of Law and Religion* was founded in order to bring scholars and professionals in law and religion back into conversation with each other about the profound crises of our modern world. This conversation is interfaith and interdisciplinary, welcoming persons from all faith traditions including secularists, and all intellectual and scholarly traditions. What we share is the recognition that human existence “is founded in the spiritual” and is essentially ethical, and that serious scholars and professionals can think, write and work on the common good of all peoples out of their faithfulness to their own distinctive traditions. We also share a passion for excellence and critical engagement in important human concerns. If you would like to know more about what the *Journal* is about or what we have published in past issues, see our website at <http://www.hamline.edu/jlr>.

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THE JOURNAL OF LAW AND RELIGION

VOLUME XV

2000-2001

NUMBERS 1 & 2

TABLE OF CONTENTS

Guest Editor's Introductionxxi
--	----------

ARTICLES

Fatwa

Taha Jaber al-Alwani	<i>Fatwa</i> Concerning the United States Supreme Courtroom Frieze 1
----------------------	---

Selections from Symposium on Women's Rights

Sandra Day O'Connor	The Legal Status of Women: The Journey Toward Equality 29
------------------------	--

Azizah Yahia al-Hibri	Muslim Women's Rights in the Global Village: Challenges and Opportunities 37
-----------------------	---

Ghada G. Qaisi	A Student Note: Religious Marriage Contracts: Judicial Enforcement of <i>Mahr</i> Agreements in American Courts 67
----------------	--

Non-Violence, Peacebuilding, Conflict Resolution and Human Rights in Islam

Jawdat Said	Law, Religion and the Prophetic Method of Social Change 83
-------------	---

JOURNAL OF LAW & RELIGION

Amr Abdalla	Principles of Islamic Interpersonal Conflict Intervention: A Search within Islam and Western Literature.....	151
Ebrahim Moosa	The Dilemma of Islamic Rights Schemes	185
Mohammed Abu-Nimer	A Framework for Nonviolence and Peacebuilding in Islam	217
David Cole	Secrecy, Guilt by Association, and the Terrorist Profile	267

REVIEW ESSAYS

Baudouin Dupret	Modern Law and Arab Societies in Recent French-Speaking Literature.....	289
Hilmar Krüger	The Study of Islamic Law in Germany: A Review of Recent Books on Islamic Law	303
Delfina Serrano Ruano	Spanish Research on Islamic Law, 1990-1999	331

BOOK REVIEWS

Origins, History and Methodology of Islamic Law

Mohammad Fadel	<i>Analogical Reasoning in Islamic Jurisprudence: A Study of the Juridical Principle of Qiyas</i> , by Ahmad Hasan	359
Christopher Melchert	<i>On Schacht's "Origins of Muhammadan Jurisprudence,"</i> by M. Mustafa al-Azami; <i>Studies in Early Muslim Jurisprudence</i> , by Norman Calder	363
Harald Motzki	<i>The Origins of Islamic Law: The Qur'an, the Muwatta' and Madinan 'Amal</i> , by Yasin Dutton	369

JOURNAL OF LAW & RELIGION

Yasin Dutton	<i>Origins of Islamic Jurisprudence,</i> by Muhammad Yusef Guraya375
Delfina Serrano Ruano	<i>A History of Islamic Legal Theories: An Introduction to the Sunni Usul Al-Fiqh,</i> by Wael B. Hallaq379
Asifa Quraishi	<i>Principles of Islamic Jurisprudence,</i> by Mohammad Hashim Kamali385
Dale F. Eickelman	<i>Shatibi's Philosophy of Islamic Law,</i> by Muhammad Khalid Masud389
Birgit Krawietz	<i>The Spirit of Islamic Law,</i> by Bernard G. Weiss393

General Applications of Islamic Law

D.A. Spellberg	<i>The Authoritative and Authoritarian in Islamic Discourses: A Contemporary Case Study,</i> by Khaled Abou El Fadl397
Ingrid Mattson	<i>Al-Ahkam Al-Sultaniyyah: The Laws of Islamic Governance,</i> translated by Asadullah Yate (also translated as) <i>The Ordinances of Government: A Translation of Al-Ahkam Al-Sultaniyya A'Al-Wilayat Al-Diniyya,</i> translated by Wafaa H. Wahba399
Nathalie Bernard- Maugiron	<i>Islam and Public Law: Classical and Contemporary Studies,</i> edited by Chibli Mallat405
Baudouin Dupret	<i>Islamic Law and Culture, 1600-1840,</i> by Haim Gerber407
Adam Sabra	<i>Islamic Law and the State: The Constitutional Jurisprudence of Shihab al-Din al-Qarafi,</i> by Sherman A. Jackson413
Jonathan Brockopp	<i>Islamic Law: Theory and Practice,</i> edited by Robert Gleave & Eugenia Kermeli....417

JOURNAL OF LAW & RELIGION

- Eugenia Kermeli *Islamic Legal Interpretation: Muftis and their Fatwas*, edited by Muhammad Khalid Masud, Brinkley Messick & David Powers 421
- Knut S. Vikør *Law and the Islamic World: Past and Present*, edited by Christopher Toll & Jakob Scovgaard-Petersen 425
- Jörn Thielmann *Law as Metaphor: From Islamic Courts to the Palace of Justice*, by June Starr 429
- Jörn Thielmann *State and Islam*, edited by C. van Dijk & Alexander H. de Groot 433
- Jörn Thielmann *Endowments, Rulers and Community: Wazf al-Haramayn in Ottoman Algiers*, by Miriam Hoexter 437
- Jörn Thielmann *Law and Islam in the Middle East*, edited by Daisy Hilse Dwyer 443
- Jan Goldberg *Legal Pluralism in the Arab World*, edited by Baudouin Dupret, Maurits Berger & Laila al-Zwaini 447
- Richard C. Repp *State, Society and Law in Islam: Ottoman Law in Comparative Perspective*, by Haim Gerber 451

Shi'i Jurisprudence

- Ismail Poonawala *Crisis and Consolidation in the Formative Period of Shi'ite Islam: Abu Ja'far ibn Qiba al-Razi and His Contribution to Imamite Shi'ite Thought*, by Hossein Modarressi 455
- M. Saeed Bahmanpour *Introduction to Shi'i Law: A Bibliographical Study*, by Hossein Modarressi 459

Comparative Religion

- Natana J. De Long-Bas *Religion, Law and Society: A Christian-Muslim Discussion*, edited by Tarek Mitri 463

Specific Applications: Commercial Transactions and Financing

- Endre Stiansen *A Comparative Evolution of Business Partnerships: The Islamic World and Europe, with Specific Reference to the Ottoman Archives*, by Murat Çizakça 469
- Kamal M. Amjad Mian *Islamic Law and Finance; Religion, Risk and Return*, by Frank E. Vogel & Samuel L. Hayes III 475
- Kilian Bälz *Islamic Banking and Interest: A Study of the Prohibition of Riba and its Contemporary Interpretation*, by Abdullah Saeed 481

Specific Applications: Property and Inheritance

- Tsugitaka Sato *The Islamic Law on Land Tax and Rent: The Peasants' Loss of Property Rights as Interpreted in the Hanafite Literature of the Mamluk and Ottoman Period*, by Baber Johansen 483
- Peter Hennigan *Studies in Qur'an and Hadith: The Formation of the Islamic Law of Inheritance*, by David S. Powers 487

Specific Applications: Family Law and the Role of Women

- Knut S. Vikør *Divorce in the Libyan Family: A Study Based on the Sijills of the Shari'ah Courts of Ajdabiyya and Kufra*, by Aharon Layish 491
- Natana J. De Long-Bas *Faith and Freedom: Women's Human Rights in the Muslim World*, edited by Mahnaz Afkhami 495

JOURNAL OF LAW & RELIGION

Natana J. De Long-Bas	<i>The Status of Women Under Islamic Law and Under Modern Islamic Legislation,</i> by Jamal J. Nasir	499
Anna Würth	<i>In the House of the Law: Gender and Islamic Law in Ottoman Syria and Palestine,</i> by Judith E. Tucker	503
Sally Cunneen	<i>In Search of Islamic Feminism: One Woman's Global Journey,</i> by Elizabeth Warnock Fernea	507
Amina Wadud	<i>Marriage on Trial: A Study of Islamic Family Law,</i> by Ziba Mir-Hosseini.....	511
Gisela Webb	<i>Qur'an and Woman: Rereading the Sacred Text from a Woman's Perspective,</i> by Amina Wadud	519
Afaf Marsot	<i>The Rights of Women in Islam: An Authentic Approach,</i> by Haifaa A. Jawad	525
Katherine H. Bullock	<i>The Veil and the Male Elite: A Feminist Interpretation of Women's Rights in Islam,</i> by Fatima Mernissi.....	529
Frederick M. Denny	<i>Windows of Faith: Muslim Women Scholar-Activists in North America,</i> edited by Gisela Webb	535
Amina Wadud	<i>Servants of Allah: African Muslims Enslaved in the Americas,</i> by Sylviane A. Diouf.....	541
Hina Azam	<i>Chapters on Marriage and Divorce: Responses of Ibn Hanbal and Ibn Rahwayh,</i> translated by Susan A. Spector; <i>Arab Women: Old Boundaries, New Frontiers,</i> edited by Judith E. Tucker	547

Specific Applications: Human Rights

- Abdullahi A. An-Na'im *Democratization, Liberalization and Human Rights in the Third World; Islamism, Secularism and Human Rights in the Middle East*, by Mahmood Monshipouri.....555
- Ali Paya *Freedom, Modernity and Islam: Towards a Creative Synthesis*, by Richard K. Khuri.....561
- Nathalie Bernard-Maugiron *Human Rights and Democracy: The Role of the Supreme Constitutional Court of Egypt*, edited by Kevin Boyle & Adel Omar Sherif567
- Baudouin Dupret *Islam and Human Rights: Tradition and Politics*, by Ann Elizabeth Mayer571

Anthropological and Sociological Perspectives in Muslim Communities

- Harold S. Vogelaar *Islam in America*, by Jane I. Smith575
- Maribel Fierro *Islam in Europe: The Politics of Religion and Community*, edited by Steven Vertovec & Ceri Peach;
Islamic Britain: Religion, Politics and Identity Among British Muslims: Bradford in the 1990s, by Philip Lewis;
Making Muslim Space in North America and Europe, edited by Barbara Daly Metcalf;
Muslim Communities in the New Europe, edited by Gerd Nonneman, Tim Niblock & Bogdan Szajkowski579
- Natana J. De Long-Bas *The Islamization of the Law in Pakistan*, by Rubya Mehdi589
- M.B. Hooker *The Muhimmat al-Nafa'is: A Bilingual Meccan Fatwa Collection for Indonesian Muslims from the End of the Nineteenth Century*, by Nico Kaptein593

JOURNAL OF LAW & RELIGION

M.N. Farahat *The Rule of Law in the Arab World: Courts in
Egypt and the Gulf*, by Nathan J. Brown.....597

Daniel Price *The Rule of Law in the Arab World: Courts in
Egypt and the Gulf*, by Nathan J. Brown.....601

**The Myth of the “Islamic Threat to the West; Religion and Politics
in the Middle East”**

Ali Ahmad *The Future of Islam and the West: Clash of
Civilizations or Peaceful Coexistence?*,
by Shireen T. Hunter605

Muriel Paradelle *Islam and the Myth of Confrontation: Religion
and Politics in the Middle East*,
by Fred Halliday611

Jörn Thielmann *Islam and Politics*, by John L. Esposito615

Farish A. Noor *Islam in an Era of Nation States: Politics and
Religious Renewal in Muslim South-East Asia*,
edited by Robert W. Hefner &
Patricia Horvatich.....621

Harold S. Vogelaar *The Islamic Threat: Myth or Reality?*,
by John L. Esposito625

Source-Criticism and the Biography of Muhammad

Wim Raven *The Biography of Muhammad: The Issue of the
Sources*
edited by Harald Motzki.....627

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Cumulative Index by Subject and Author



Survey of Trends and Developments on
Religious Liberty in the Courts



Table of U.S. Supreme Court Decisions
Relating to Religious Liberty



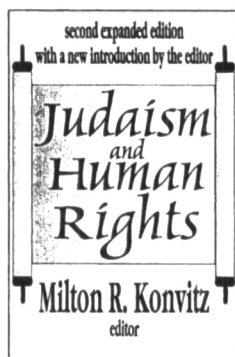
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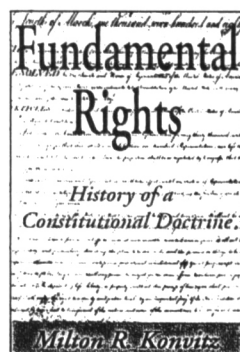
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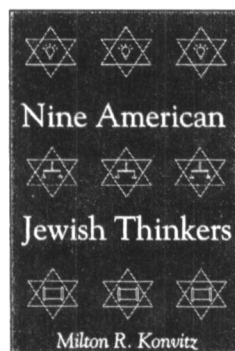
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