

Personal Status Law for non- Muslims

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The Personal Status Law

Brendan G. Carr



The Personal Status Law:

The Islamic Law of Personal Status Jamal J. Nasir, 2021-10-05 This new edition of the authoritative English language treatment of Islamic personal status law gives practitioners and courts throughout the world direct access to this important body of law in its most up to date development All Middle Eastern and North African Arab states are covered new to this edition is coverage of recent provisions enacted in Kuwait Yemen and Sudan The chapter on dissolution of marriage has been completely revised to reflect current legal interpretation and judicial practice in this rapidly changing area of Islamic law Also new and especially valuable are English versions for the first time anywhere of fundamental Shiite and Jaafari legal works with the most thorough analysis and commentary available in any non Arabic source Dr Nasir's much appreciated methodology has been continued since the very successful first edition of 1986 For each topic e.g. marriage dower dissolution of marriage parentage inheritance and waqf he begins with a consideration of the subject in Sharia law and then goes on to present legislation and contemporary views in particular Arab countries This approach while it clearly manifests the continuity of Islamic law respecting personal status is of great practical value to judges and practitioners especially those who must resolve disputes under Islamic law in non Muslim countries

Family Law and Gender in the Middle East and North Africa Adrien K. Wing, Hisham A. Kassim, 2023-06-01 The volume serves as reference point for anyone interested in the Middle East and North Africa as well as for those interested in women's rights and family law generally or in the MENA region It is the only book covering personal status codes of nearly a dozen countries It covers Muslim family law in the following Middle East north African countries Tunisia Egypt Morocco Algeria Iraq Lebanon Jordan Israel Palestine and Qatar Some of these countries were heavily affected by the Arab Spring and some were not With authors from around the world each chapter of the book provides a history of personal status law both before and after the revolutionary period Tunisia emerges as the country that made the most significant progress politically and with respect to women's rights A decade on from the Arab Spring across the region there is more evidence of stasis than change

[The Status of Women Under Islamic Law and Modern Islamic Legislation](#) Jamal J. Nasir, 2009 There has long been a need for an objective study such as this dealing with the legal rights and obligations of women under the Sharia and under modern Arab Islamic legislation Seen within the broad principles of Islamic law the book examines the status of women with regard to marriage the iddat parentage and fosterage and custody and fills an important gap left by recent and more general publications on Islamic law

Family Law in Syria Esther van Eijk, 2016-05-18 The current Syrian crisis has its roots in the sectarian nature of the country's multi religious society Since Ottoman times the different religious communities have enjoyed the right to regulate and administer their own family relations Matters of personal status including marriage divorce child custody and inheritance continue to be managed by a variety of religious laws and courts operating simultaneously within the legal system of the state However this complex system of competing jurisdictions has also affected inter communal relations and

has been used to deepen communal divides Esther van Eijk discusses socio legal practices in Syria by focusing on three courts a shar'iyya a Catholic court and a Greek Orthodox court While the plurality of Syrian family law is clear she shows how irrespective of religious affiliation it is nevertheless characterised by the prevalence of shared cultural or patriarchal views and norms on marital relations family and gender Based on extensive fieldwork Family Law in Syria offers a detailed analysis of a country that has in recent years been inaccessible to researchers The book is a vital contribution to the growing literature on personal status laws in the Middle East and sheds light on the historical socio political and religious complexities and fault lines that mark contemporary Syria *Women's Rights and Islamic Family Law* Lynn

Welchman,2004-06 Explores the present day realities of Islamic family law with particular emphasis on the rights of women and focusing on law in its living social context as reflected in public opinion and personal experience The Future of Child and Family Law Elaine E. Sutherland,2012-08-02 Child and family law tells us much about how a society operates since it touches the lives of everyone living in that society In this volume a variety of experts examine child and family law in thirteen countries Australia Canada China India Israel Malaysia The Netherlands New Zealand Norway Russia Scotland South Africa and the United States Each chapter identifies the imperatives and influences that have prevailed to date and offers informed predictions of how it will develop in the years to come A common chapter structure facilitates comparison of the jurisdictions and in the introduction the editor highlights common trends and salient differences The Future of Child and Family Law therefore provides practitioners academics and policy makers with access not just to an overview of child and family law in a range of countries around the world but also to insights into what has shaped it and options for reform Adjudicating

Family Law in Muslim Courts Elisa Giunchi,2013-12-04 While there are many books on Islamic family law the literature on its enforcement is scarce This book focuses on how Islamic family law is interpreted and applied by judges in a range of Muslim countries Sunni and Shi'a as well as Arab and non Arab It thereby aids the understanding of shari'a law in practice in a number of different cultural and political settings It shows how the existence of differing views of what shari'a is as well as the presence of a vast body of legal material which judges can refer to make it possible for courts to interpret Islamic law in creative and innovative ways **Encyclopedia of Women and Islamic Cultures** Suad Joseph,Afsāna Nağmābādī,2003

Family Law and Politics Volume II of the Encyclopedia of Women Islamic Cultures brings together over 360 entries on women family law politics and Islamic cultures around the world **Perspectives for the Unification and Harmonisation of**

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Barbara Stark,Jacqueline Heaton,2019-01-30 Globalisation and the vast migrations of capital and labour that have accompanied it in recent decades has transformed family law in once unimaginable ways Families have been torn apart and

new families have been created Borders have become more porous allowing adoptees and mail order brides to join new families and women fleeing domestic violence to escape from old ones People of different nationalities marry have children and divorce not necessarily in that order They file suits in their respective home states or third states demanding support custody and property Otherwise law abiding parents risk jail in desperate efforts to abduct their own children from foreign ex spouses The aim of this Handbook is to provide scholars postgraduate students judges and practioners with a broad but authoritative review of current research in the area of International Family Law The contributors reflect on a range of jurisdictions and legal traditions and their approaches vary Each chapter has a distinct subject matter and was written by an author who was invited because of his or her expertise on that subject This volume provides a valuable contribution to emerging understandings of the subject

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