

Negotiated Order in Mut'ah Marriage

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ABSTRACT. Marriage, as defined by Law No.1/1974, is an inner and outer relationship between a man and a woman with the goal of building a joyful and eternal family (home) based on the One Godhead. However, there are various social phenomena that occur in the society with specific goals that are structured in a marriage process known as mut'ah marriage or contract marriage. In this study, the author attempts to evaluate mut'ah marriage from a sociological standpoint using a social definition paradigm and the perspective of symbolic interactionism, specifically negotiated orders. This research is a library research. As a result, actors face a variety of incentives ranging from the economic to the social which can then cause damage at the stage of the basis of action to the stage of consumption or action. Two forms of negotiation were also found to justify mut'ah marriage, namely the negotiation of the rational dimension and the negotiation of the economic dimension

KEYWORDS: mut'ah marriage, negotiated order, symbolic interactionism, marriage.

INTRODUCTION

Marriage is a way to open the door of sustenance, because in marriage there is the glory of getting offspring and opening the cord of friendship between the two families so that it can open many doors of help. In addition to opening the door of sustenance, marriage is an institution that can create social order and can become the foundation of social life. With the institution of marriage, basic human needs both physically and mentally can be fulfilled.

Marriage in Islam is the only relationship between a man and a woman that is justified, resulting in a harmony known as family. Such sharia can eliminate the anxiety of men and women to avoid adultery, and turn it into a peace in fostering domestic dynamics. The definition of marriage in positive law has been regulated in Law No.1/1974 concerning Marriage, namely that marriage is an inner and outer bond between a man and a woman as husband and wife with the aim of forming a happy and eternal family (household) based on God, The Almighty¹.

In addition to the definition provided by Law no. 1 of 1974, the Compilation of Islamic Law in Indonesia also provides another definition that does not reduce some of the meaning of the definition of the law but is to add to the explanation with the formulation of article 2 chapter II of the KHI, namely "Marriage according to Islamic law is marriage, namely a very strong contract or *mitsaqan ghalizhan* to obey Allah's commands, and doing it is worship."²

But on the other hand, marriage institutions are defined in various ways by some people. One of the social phenomena that occurs in society is the existence of temporary or temporary marriages. Such marriages are popularly referred to as contract marriages or mut'ah marriages. Mut'ah comes from the word *mata'a yamta'u mat'an*, which means enjoyment or pleasure, which is something that is enjoyed or given to be enjoyed. Mutah marriage is also called temporary marriage (*mu'aaqat*) or interrupted marriage (*munqati'*) which is a marriage contract that is limited to a certain time, because the man who marries the woman is only one day, or one week or one month and so on. ³The practice of mutah

¹ Direktorat Jenderal Bimbingan Masyarakat Islam dan Penyelen - garaan Haji, Undang-Undang Nomor 1 Tahun 1974 tentang Perkawinan dan Peraturan Pemerintah Nomor 9 Tahun 1975 serta Kompilasi Hukum Islam di Indonesia, (Jakarta: Departemen Agama RI, 2004), h. 14.

² *Ibid.* hal. 128.

³ Harris Hidayatullah, Pro-kontra Nikah Mutah dalam Perspektif Maqasid Al-shari'ah, *Jurnal Studi Islam Religi*, Vol.5, No.1 (2014).

The Negotiated Order Of The School

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The Negotiated Order of the School Wilfred B. W. Martin, 1976 **Parent-School Conflict Management: Research, Theory and Practice** Professor John Kanjogu Kiumi, 2019-12-23 Education empowers individuals with knowledge skills and values which in turn enables them to build a better world Since the school is the primary context within which education takes place it follows that parents and teachers must work in harmony so as to maximize children's learning gains The process of parent school interaction however has the potential to generate conflict due to differing perspectives between teachers and parents on how best to educate children This brings to the fore a number of questions How can headteachers manage these conflicts productively since their role expectation is to provide quality leadership so as to enhance the school's capacity to deliver on its mandate Are there personal factors that are likely to influence the choice of parent school conflict management styles by headteachers These are the two questions that Prof J Kanjogu sought to answer in this book The book is a product of field based research in public primary schools in Nyahururu sub county Kenya The book will be useful to school managers teachers parents education researchers and teacher education institutions given that they teach courses in school management **Resources in Education**, 1992-11 **The Routledge International Handbook of Interactionism** Dirk vom Lehn, Natalia Ruiz-Junco, Will Gibson, 2021-05-26 The Routledge International Handbook of Interactionism demonstrates the promise and diversity of the interactionist perspective in social science today providing students and practitioners with an overview of the impressive developments in interactionist theory methods and research Thematically organized it explores the history of interactionism and the contemporary state of the field considering the ways in which scholars approach topics that are central to interactionism As such it presents discussions of self identity gender and sexuality race emotions social organization media and the internet and social problems With attention to new developments in methods and methodologies including digital ethnography visual methods and research ethics the authors also engage with new areas of investigation that have emerged in light of current societal developments such as policing and police violence interactionism beyond binaries and social media Providing a comprehensive overview of the current state and possible future of interactionist research it will appeal to interactionist scholars as well as to established sociologists and students of sociology who have an interest in latest developments in interactionism Decisions and Reports on Rulings of the Assistant Secretary of Labor for Labor-Management Relations United States. Labor-Management Services Administration, United States. Office of Federal Labor-Management Relations, 1970 Student Voice and School Governance Marc Brasof, 2015-06-05 While student voice has been well defined in research how to sustain youth adult leadership work is less understood Students are rarely invited to lead school reform efforts and when they are their voice is silenced by the structural arrangements and socio cultural conditions found in schools This volume investigates problems with the neoliberal school reform movement and how youth adult partnerships have resulted in more effective reforms within schools and

community organizations nationally and internationally Stemming from an eight year ethnographic study at a civic themed public high school the volume highlights the process of creating a school governance structure which produces active and informed citizens Made up of executive legislative and judicial branches the program gives students the power to make implement and review school policies and practices a model that has found to effectively distribute leadership and trigger organizational learning and is thus at the forefront of civic education

Everyday State and Democracy in Africa Wale Adebani, 2022-07-12 Bottom up case studies drawn from the perspective of ordinary Africans experiences with state bureaucracies structures and services reveal how citizens and states define each other This volume examines contemporary citizens everyday encounters with the state and democratic processes in Africa The contributions reveal the intricate and complex ways in which quotidian activities and experiences from getting an identification card genuine or fake to sourcing black market commodities to dealing with unreliable waste collection both re produce and re constitute the state and democracy This approach from below lends gravity to the mundane and recognizes the value of conceiving state governance not in terms of its stated promises and aspirations but rather in accordance with how people experience it Both new and established scholars based in Africa Europe and North America cover a wide range of examples from across the continent including bureaucratic machinery in South Sudan Nigeria and Kenya infrastructure and shortages in Chad and Nigeria disciplinarity subjectivity and violence in Rwanda South Africa and Nigeria the social life of democracy in the Congo Cameroon and Mozambique education welfare and health in Ethiopia the Democratic Republic of Congo and Burkina Faso

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Changing Urban Education Clarence Nathan Stone, 1998 With critical issues like desegregation and funding facing our schools dissatisfaction with public education has reached a new high Teachers decry inadequate resources while critics claim educators are more concerned with job security than effective teaching Though urban education has reached crisis proportions contending players have difficulty agreeing on a common program of action This book tells why Changing Urban Education confronts the prevailing naivete in school reform by examining the factors that shape reinforce or undermine reform efforts Edited by one of the nation s leading urban scholars it examines forces for change and resistance in urban education and proposes that the barrier to reform can only be overcome by understanding how schools fit into the broader political contexts of their cities Much of the problem with our schools lies with the reluctance of educators to recognize the profoundly political character of public education The contributors show how urban political contexts vary widely with factors like racial composition the role of the teachers union

and relations between cities and surrounding metropolitan areas Presenting case studies of original field research in Baltimore Chicago Houston and six other urban areas they consider how resistance to desegregation and the concentration of the poor in central urban areas affect education and they suggest how cities can build support for reform through the involvement of business and other community players By demonstrating the complex interrelationship between urban education and politics this book shows schools to be not just places for educating children but also major employers and large spenders of tax dollars It also introduces the concept of civic capacity the ability of educators and non educators to work together on common goals and suggests that this key issue must be addressed before education can be improved Changing Urban Education makes it clear to educators that the outcome of reform efforts depends heavily on their political context as it reminds political scientists that education is a major part of the urban mix While its prognosis is not entirely optimistic it sets forth important guidelines that cannot be ignored if our schools are to successfully prepare children for the future

The Social World of the Comprehensive School Glenn Turner, 2019-08-13 A comprehensive school like any community is split into many groups and sub divisions and contains many different social worlds within its structure First published in 1983 this work is based on a one year project carried out by the author which involved observation of pupils in lessons and interviews and informal conversa

Sociology and the School Peter Woods, 2012 This is an introduction to interactionist work in education during the 1970s and 80s The interactionist viewpoint concentrates on how people construct meanings in the ebb and flow of everyday life what they think and do how they react to one another and has in recent years established itself as one of the leading approaches in education It has generated illuminating research studies which by being firmly based in the real world of teaching and dealing with the fine grained details of school life have helped to break down the barriers between teacher and researcher This volume presents the results of this valuable work within a coherent theoretical framework by focusing on the major interactionist concepts of situation perspectives cultures strategies negotiation and careers By bringing them together in this way the author demonstrates their collective potential for the deeper understanding of school life and the possibilities for sociological theory His book therefore offers both a summary of and a reflection on achievement in the area of interactionism as it relates to schools

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