

Rules and Rights in the Middle East

Democracy, Law, and Society



Edited by Julia Christensen,
Hassan Kassarjian, and Joel S. Migdal

Rules And Rights In The Middle East

**Ellis Goldberg, Reşat Kasaba, Joel S.
Migdal**



Rules And Rights In The Middle East:

Rules and Rights in the Middle East Ellis Goldberg, Reşat Kasaba, Joel S. Migdal, 1993 As a whole the book demonstrates that neither the region's overgrown state structures nor the corresponding weakness of autonomous societal organizations can be explained by referring to cultural characteristics of the people in the Middle East or to the precepts of their religions. True explanations the authors argue should be framed historically. They pay special attention to the relations among the various groups and regions of the Middle East and to those between the Middle East and western Europe. The authors emphasize the important role played by economic issues and constraints in broadening or narrowing the scope of democracy at various points in time and finally they are in agreement in seeing religion and culture of the Middle East not in static and essentialist terms but as dynamic phenomena that grow independently and even in opposition to existing political authorities.

BOOK JACKET *Introduction to Middle Eastern Law* Chibli Mallat, 2007-07-12 This book provides an introduction to the laws of the Middle East defining the contours of a field of study that deserves to be called Middle Eastern law. It introduces Middle Eastern law as a reflection of legal styles many of which are shared by Islamic law and the laws of Christian and Jewish Near Eastern communities. It offers a detailed survey of the foundations of Middle Eastern Law using court archives and an array of legal sources from the earliest records of Hammurabi to the massive compendia of law in the Islamic classical age through to the latest decisions of Middle Eastern high courts. It focuses on the way legislators and courts conceive of law and apply it in the Middle East. It builds on the author's extensive legal practice with the aim of introducing the Middle Eastern law's main sources and concepts in a manner accessible to non-specialist legal scholars and practitioners alike. The book begins with an exploration of the depth and variety of Middle Eastern law introducing the concepts of shari'a, fiqh and qanun which all mean law and dwelling on Islamic law as the common law of the Middle East. It provides a historical introduction to the contemporary Middle East exploring political systems, constitutional law, judicial review, the laws of tort and obligations, commercial law including Islamic banking, company law, capital markets and commercial arbitration and examines legislative reform in family law and the position of women in the legal system. The author considers the interaction between Islamic and Western laws and includes a bibliography designed for further research into the jurisdictions and themes explored throughout the book.

Property, Social Structure, and Law in the Modern Middle East Ann Elizabeth Mayer, 1985-01-01 For too long the study of law and society in the modern Middle East has been left to specialists in narrow subcategories of law or the social sciences. *Property Social Structure and Law in the Modern Middle East* lays the groundwork for a new field of scholarship in which analysis of the social dimensions of law and the legal dimensions of social structure are integrated. It offers the stimulus of a variety of new models of scholarship by a distinguished international group of contributors whose work shares a common focus on regimes of property in the societies of the modern Middle East. The case studies examine the regulations of many kinds of property in relation to the social structures of selected Middle Eastern

communities from the eighteenth century to the present. Most of the societies studied are subjected to pressures for rapid modernization and adjustment to major economic transformations. The book features comparisons of property rights and relations under regimes of Islamic and customary law as well as modern statutory law. Highlighted are new patterns of intervention by modern Middle Eastern states to alter traditional regimes of property and to transform the accompanying social structures. Their implications for development are also considered. The book's notes and bibliographies constitute a valuable resource for anyone interested in further research.

Human Rights in the Near East and North Africa James T. Lawrence, 2004. The existence of human rights helps secure the peace, deter aggression, promote the rule of law, combat crime and corruption and prevent humanitarian crises. These human rights include freedom from torture, freedom of expression, press freedom, women's rights, children's rights and the protection of minorities. This book surveys the countries of the Near East and North Africa and is augmented by a current bibliography and useful indexes by subject title and author.

Routledge Handbook on Human Rights and the Middle East and North Africa Anthony Chase, 2016-11-10. Recent events such as Iran's Green Revolution and the Arab Uprisings have exploded notions that human rights are irrelevant to Middle Eastern and North African politics. Increasingly seen as a global concern, human rights are at the fulcrum of the region's on-the-ground politics, transnational intellectual debates and global political intersections. The Routledge Handbook on Human Rights and the Middle East and North Africa emphasises the need to consider human rights in all their dimensions rather than solely focusing on the political dimension in order to understand the structural reasons behind the persistence of human rights violations. It explores the various frameworks in which to consider human rights: conceptual, political and transnational. It discusses issue areas subject to particularly intense debate: gender, religion, sexuality, transitions and accountability. It contains contributions from perspectives that span from global theory to grassroots reflections, emphasising the need for academic work on human rights to seriously engage with the thoughts and practices of those working on the ground. A multidisciplinary approach from scholars with a wide range of expertise allows the book to capture the complex dynamics by which human rights have had or could have an impact on Middle Eastern and North African politics. This book will therefore be a key resource for students and scholars of Middle Eastern and North African politics and society as well as anyone with a concern for Human Rights across the globe.

Constitutional Politics in the Middle East Said Amir

Arjomand, 2008-01-17. This book is the first comparative and interdisciplinary study of constitutional politics and constitution making in the Middle East. The historical background and setting are fully explored in two substantial essays by Linda Darling and Said Amir Arjomand, placing the contemporary experience in the contexts respectively of the ancient Middle Eastern legal and political tradition and of the nineteenth and twentieth century legal codification and political modernization. These are followed by Ann Mayer's general analysis of the treatment of human rights in relation to Islam in Middle Eastern constitutions and Nathan Brown's comparative scrutiny of the process of constitution making in Iran, Afghanistan and Iraq.

with reference to the available constitutional theories which are shown to throw little or no light on it The remaining essays are country by country case studies of Turkey Afghanistan and Iraq the case of Iran having been covered by Arjomand as the special point of reference Mehmet Fevzi Bilgin examines the making and subsequent transformation of the Turkish Constitution of 1982 against current theories of constitutional and deliberative democracy while Hootan Shambayati examines the institutional mechanism for protecting the ideological foundations of the Turkish Republic most notably the Turkish Constitutional Court which offers a surprising parallel to the Iranian Council of Guardians Arjomand's introduction brings together the bumpy experience of the Middle East along the long road to political reconstruction through constitution making and constitutional reform drawing some general analytical lessons from it and showing the consequences of the origins of the constitutions of Turkey and Iran in revolutions and of Afghanistan and Iraq in war and foreign invasion

Land Law in Middle Eastern Countries Oleg Igorevich Krassov, 2022 The monograph focuses on the basic features of the legal systems of the Middle Eastern countries land law in force in these countries Islamic land and water law Bedouin tribal land ownership customary water rights The monograph contains a description of the regime of property and land in Jewish law The author analyzes the current state of land law in the Middle Eastern countries including title to land title to other natural resources types of rights to land correlation of formal law and conventional land tenure systems For students graduate students and teachers of law schools employees of legislative executive and judicial authorities as well as for all those interested in issues of land civil law and comparative jurisprudence Yearbook of Islamic and Middle Eastern Law Eugene Cotran, Martin Lau, 2002-01-01 The Yearbook of Islamic and Middle Eastern Law is the flagship publication of the Centre of Islamic and Middle Eastern Law CIMEL of the school of Oriental and African Studies SOAS in London It is increasingly regarded as the leading international forum for commentary on and analysis of emerging issues in a field of study of everincreasing global significance There is no more useful and thorough pricis of what has happened in Islamic and Middle Eastern law over the last year With Volume 8 and the advent of Martin Lau as co editor with Eugene Cotran the Yearbook begins an expansion of its purview into non Arab Islamic countries beginning in this volume with essays covering issues in Afghanistan and Kenya The Yearbook will continue to be an authoritative source of insightful commentary and scholarship on relevant developments wherever the influence of Islamic law is felt *Law and Islam in the Middle East* Daisy Hilse Dwyer, 1990-09-18 Islamic law is the epitome of Islamic thought the most typical manifestation of the Islamic way of life the core and kernel of Islam itself asserts Joseph Schacht the internationally renowned Islamic law scholar Indeed the primary place of law in Islam as well as the preponderance of the legal over the theological in Muslim thinking has long been recognized by both Muslim jurisprudents and by Western legal scholars At a time when Islamic fundamentalism is flourishing the relation of religion in and to law related behavior needs to be scrutinized In its eight chapters contributed by various experts in the field and with a cogent introduction by editor Daisy Hilse Dwyer that focuses on the sources of law the reasons

for its centrality in the Middle East and personal status law this volume considers Middle Eastern law as practiced by Muslims in a diversity of Middle Eastern nations The dynamics of dispute settlement the interaction of court personnel with litigants the content of legislation and the promulgation of public policies about law are detailed here as well as the power dynamics of law s interpersonal intergroup and international sides Focusing on the specifics of contemporary politics and social life the volume provides a baseline for understanding how and the degree to which the legal principles and the legal ethos elaborated in Islam centuries ago continue to provide a vital dynamic in legal behavior and thinking today The first five chapters deal with the on the ground intricacies of personal status law They detail the complex blend of options and constraints that Middle Easterners experience in confronting personal status issues and examine the different approaches to these issues by contrasting regional environments and differentially empowered social groups The last three chapters assess law in the public domain an area in which the most striking recent applications of Islamic law have occurred Law and Islam in the Middle East will be of particular value to international law experts students of Islam comparative law and the Middle East as well as practicing social scientists and others who seek a practical and philosophical understanding of how the spirit and letter of Islamic law constitute and reconstitute themselves with a fine tuned responsiveness to a continuously changing nation and world The Middle Eastern States and the Law of the Sea Ali A. Hakim,1979 **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 Middle East Politics Mahmood Monshipouri,2019-06-11 Aimed at undergraduate level courses this brand new textbook provides an overview of Middle Eastern politics offering in depth examination of the forces of stability change uncertainty and progress in the region Building on both historical and contemporary analysis the chapters are timely engaging and provocative covering topics such as Turmoil and transition in Middle Eastern politics The Arab Israeli conflict The Persian Gulf and global security The rise of the internet Terrorism and the Islamic State US Iran relations The role of new regional players such as China India and Russia Increasing investment in wind and solar energy in the post carbon era Providing a unique perspective on the major themes and current state of knowledge about the region this new textbook will be invaluable to students of Middle Eastern politics **Middle East and Arabic Countries Patent and Trademark Laws Handbook Volume 1 Strategic**

Information and Laws in Selected Countries IBP, Inc.,2013-08 2011 Updated Reprint Updated Annually Middle East and Arabic Countries Trademark Law Handbook Routledge Handbook on Women in the Middle East Suad Joseph,Zeina Zaatari,2022-12-30 The Routledge Handbook on Women in the Middle East provides an overview of the key historical social economic political religious and cultural issues which have shaped the conditions and status of women in the region The book is divided into eleven thematic sections providing a comprehensive guide to understanding the current and historical contexts of women in the Middle East each giving ground breaking insights into various aspects of women s movements The importance of historical context including pre Islamic through post colonial histories The importance of politics and the state in understanding women in the ME Women s roles in political and social movements The impacts of the formal and informal economies and education on women of the region Women s spaces and the creation of publics and counterpublics The effects of war displacement and other forms of gendered violence Women family and the state Discourses and practices of religion Women and health practices Bodies and sexualities Women and sites of cultural production A unique overview of cutting edge research in the key arenas of pre Islamic to post colonial histories this Handbook will affect the way future generations of scholars engage with and add to the vast repository of socio political studies of the Middle East It will thus be of interest to researchers in gender studies women s studies pre Islamic and post colonial studies feminist studies and socio political and socio economic studies **Psychosocial Impact of Polygamy in the Middle East** Alean Al-Krenawi,2013-11-19 Psychosocial Impact of Polygamy in the Middle East is the first to deal with polygamy in the Middle East in a comprehensive way This book fills a gap in the literature by addressing the question of the psychosocial impact of polygamy on all members of polygamous families by offering a new way of examining family structure such as father mother father children mother children relationships and the relationships between offspring from different mothers It introduces a model for intervention with polygamous families for scholars and practitioners This book also explores Islam s role in polygamy as well as the social and economic consequences of the phenomena *Women's Roles in the Middle East and North Africa* Ruth Margolies Beitler,Angelica R. Martinez,2010-04-09 This concise content rich volume provides an overview of women s roles in the Middle East and North Africa from the advent of Islam to the present Recent research shows that women in the Middle East and North Africa have played much larger roles in society than previously acknowledged *Women s Roles in the Middle East and North Africa* explores these roles from both historical and contemporary perspectives describing and analyzing the lives of women in the regions from the advent of Islam through contemporary times The book begins with an introduction that examines the pre Islamic Middle East and North Africa The balance of the chapters are organized thematically and provide detailed country studies for 19 nations Chapters discuss work law religion family politics and culture exploring the changes women have undergone over a period of roughly 1 500 years A Comparative Historical and Typological Approach to the Middle Eastern State System Lars Mjøset,Nils Butenschøn,Kristian Berg Harpviken,2024-04-19 Showcasing the legacy of

Norwegian political scientist and sociologist Stein Rokkan this volume ushers in a new vision in the field of state formation and nation building *Family, Gender, and Law in a Globalizing Middle East and South Asia* Kenneth M. Cuno, Manisha Desai, 2009-12-28 The essays in this collection examine issues of gender family and law in the Middle East and South Asia In particular the authors address the impact of colonialism on law family and gender relations the role of religious politics in writing family law and the implications for gender relations and the tension between international standards emerging from UN conferences and conventions and various nationalist projects Employing the frame of globalization the authors highlight how local and global forces interact and influence the experience and actions of people who engage with the law By virtue of a south south comparison of two quite similar and culturally linked regions contributors avoid positing the West as a modern telos Drawing upon the fields of anthropology history sociology and law this volume offers a wide ranging exploration of the complicated history of jurisprudence with regard to family and gender Middle East and Arabic Countries Free Trade, Economic Zones Law and Regulations Handbook Volume 1 Strategic Information and Regulations IBP, Inc., 2017-12-06 2011 Updated Reprint Updated Annually Middle East and Arabic Countries Free Trade Economic Zones Law and Regulations Handbook **Cultural Transitions in the Middle East** Mardin, 2021-10-11 Cultural Transitions in the Middle East deals with the interlacing of themes constitutive of traditional cultures and world views in the Middle East with concepts and outlooks that have originated in the modern Western World A number of Muslim thinkers who are indigenous products of the Middle East cultural setting have now begun to use some of the forms of modern Western literature and social thought Conversely some intellectuals trained in modern secular schools have attempted to reevaluate their Islamic heritage The papers cover aspects of this subtle interpenetration which has not been explored to date

Rules And Rights In The Middle East Book Review: Unveiling the Power of Words

In a world driven by information and connectivity, the ability of words has become more evident than ever. They have the ability to inspire, provoke, and ignite change. Such is the essence of the book **Rules And Rights In The Middle East**, a literary masterpiece that delves deep to the significance of words and their impact on our lives. Published by a renowned author, this captivating work takes readers on a transformative journey, unraveling the secrets and potential behind every word. In this review, we shall explore the book's key themes, examine its writing style, and analyze its overall affect on readers.

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