



RELIGION and LAW

Biblical-Judaic and
Islamic Perspectives

edited by
Edwin B. Firmage • Bernard G. Weiss • John W. Welch

Religion And Law Biblicaljudaic And Islamic Perspectives

John Barton



Religion And Law Biblical Judaic And Islamic Perspectives:

Religion and Law Edwin Brown Firmage, Bernard G. Weiss, John Woodland Welch, 1990 The papers presented in this volume were originally presented at a conference entitled Religion and Law Middle Eastern Influences on the West sponsored by the Middle East Center of the University of Utah and the J Reuben Clark Law School at Brigham Young University The conference's aim was to explore the connection between religion especially biblical religion and law in the Ancient Middle East and to trace its development into the present The special status of Islamic law is treated in several articles

Judging in the Islamic, Jewish and Zoroastrian Legal Traditions Janos Jany, 2016-05-06 This book presents a comparative analysis of the judiciary in the Islamic Jewish and Zoroastrian legal systems It compares postulations of legal theory to legal practice in order to show that social practice can diverge significantly from religious and legal principles It thus provides a greater understanding of the real functions of religion in these legal systems regardless of the dogmatic positions of the religions themselves The judiciary is the focus of the study as it is the judge who is obliged to administer to legal texts while having to consider social realities being sometimes at variance with religious ethics and legal rules deriving from them This book fills a gap in the literature examining Islamic Jewish and Zoroastrian law and as such will open new possibilities for further studies in the field of comparative law It will be a valuable resource for those working in the areas of comparative law law and religion law and society and legal anthropology

Jewish Education and Learning Glenda Abramson, Tudor Parfitt, 2018-12-07 First published in 1994 This volume dedicated to Dr David Patterson founding President of the Oxford Centre for Postgraduate Hebrew Studies takes as its theme Jewish education and learning throughout the ages But it is the Academy interpreted here to mean an institution of Judaic scholarship which dominates this collection of essays For almost three thousand years centres of Jewish learning have flourished in many parts of the world This volume discusses these institutions from biblical times to the present From the time of the Mishnaic Academy at Yavneh established in the first century CE the academies were more than schools of higher religious education They incorporated rational analysis of the scriptures the natural sciences and other secular studies Some of the most celebrated academies such as those in Cairo and Tunisia and later in the Iberian Peninsula were of a very high intellectual order sometimes superior to the great Christian universities It was at these institutions that the great Jewish legal and literary works were written and completed This collection of essays has been written by outstanding scholars who have been associated with David Patterson and the Oxford Centre The essays explore the nature and function of the Jewish Academies in the broadest sense the leading personalities associated with them and their social cultural and moral effect on the Jewish communities of their day

Dictionary of Daily Life in Biblical & Post-Biblical Antiquity: Laws & Crimes Edwin M. Yamauchi, Marvin R. Wilson, 2022-05-17 This unique reference article excerpted from the larger work Dictionary of Daily Life in Biblical and Post Biblical Antiquity provides background cultural and technical information on the world of the Hebrew Bible and New Testament from 2000 BC

to approximately AD 600 Written and edited by a world class historian and a highly respected biblical scholar each article addresses cultural technical and or sociological issues of interest to the study of the Scriptures Contains a high level of scholarship Information and concepts are explained in detail and are accompanied by bibliographic material for further exploration Useful for scholars pastors teachers and students for biblical study exegesis or sermon preparation Possible areas covered include details of domestic life technology culture laws or religious practices Each article ranges from 5 to 20 pages in length For the complete contents of Dictionary of Daily Life in Biblical and Post Biblical Antiquity see ISBN 9781619708617 4 volume set or ISBN 9781619701458 complete in one volume *Handbook on the Pentateuch* Victor P. Hamilton, 2005-09 In this introduction to the first five books of the Old Testament Victor Hamilton moves chapter by chapter rather than verse by verse through the Pentateuch examining the content structure and theology Each chapter deals with a major thematic unit of the Pentateuch and Hamilton provides useful commentary on overarching themes and connections between Old Testament texts This second edition has been substantially revised and updated The first edition sold over sixty thousand copies

Religious Diversity in Contemporary Shi'i Thought: The Views of Ayatollah 'Abdollah Javadi-Amoli and Professor Mahmoud Ayoub Saeid Sobhani, 2022-01-01 The question of religious diversity and the related issues of validity truth and salvation can immensely impact our lives in the modern closely knit global society they may help improve or ruin the relationships between faith communities In the context of Christianity these issues have led to the emergence of three types of theology exclusivism inclusivism and pluralism This book analyses the views of two contemporary Shi'i thinkers Ayatollah Abdullah Javadi Amoli and Professor Mahmoud Mustafa Ayoub who have tried to deal with the challenges posed by the above three types of theology from an Islamic perspective The book discusses among other things the impact of the social and educational backgrounds of these two thinkers on their research methodologies particularly their ways of interpreting the Qur'an Since both thinkers are interested in the question of dialogue between people of different faiths this inquiry also highlights the views of Ayoub and Javadi Amoli on the question of dialogue its common ground goals conditions and presuppositions

Themes and Texts, Exodus and Beyond Robert J. V. Hiebert, Jonathan Numada, Dongshin Don Chang, Kyung S. Baek, 2024-01-25 This volume of essays is focused on the significance of the book of Exodus for studies in the Septuagint Second Temple Jewish literature the New Testament and Christian theology A diverse group of scholars from various parts of the world many of whom are well known in their fields employs a range of methodologies in the treatment of text critical linguistic literary historical cultural exegetical intertextual and theological topics Parts of the relevant literary corpus that are dealt with in relation to the book of Exodus include Genesis Leviticus Deuteronomy Psalms Zechariah 3 Maccabees the Gospels of Matthew and Mark the Epistles of 1 Thessalonians Hebrews and 1 Peter as well as the Dead Sea Scrolls This book will be a valuable resource for scholars and students in the areas of biblical and theological studies as well as clergy The distinguished contributors include Emanuel Tov

Albert Pietersma Daniela Scialabba Craig A Evans James M Scott Martin G Abegg Jr and Wolfgang Kraus *The Jewish Law Annual Volume 19* Berachyahu Lifshitz, Hanina Ben-Menahem, 2013-07-04 Volume 19 of *The Jewish Law Annual* is a festschrift in honor of Professor Neil S Hecht It contains thirteen articles ten in English and three in Hebrew Several articles are jurisprudential in nature focusing on analysis of halakhic institutions and concepts Elisha Ancselovits discusses the concept of the prosbul asking whether it is correct to construe it as a legal fiction as several scholars have asserted He takes issue with this characterization of the prosbul and with other scholarly readings of Tannaitic law in general The concepts of dignity and shame are addressed in two very different articles one by Nahum Rakover and the other by Hanina Ben Menahem The former discusses halakhic sources pertaining to the dignity inherent in human existence and the importance of nurturing it The latter presents a fascinating survey of actual legal practices that contravened this halakhic norm Attestations of these practices are adduced not only from halakhic and semi halakhic documents but also from literary historical and ethnographic sources Three articles tackle topical issues of considerable contemporary interest Bernard S Jackson comments on legal issues relating to the concept of conversion arising from the story of the biblical heroine Ruth and compares that concept to the notion of conversion invoked by a recent English court decision on eligibility for admission to denominational schools An article by Dov I Frimer explores the much agonized over question of halakhic remedies for the wife whose husband refuses to grant her a get bill of divorce precluding her remarriage Frimer's focus is the feasibility of inducing the husband to grant the get through monetary pressure specifically by awarding the chained wife compensatory tort damages Tort remedies are also discussed in the third topical article by Ronnie Warburg on negligent misrepresentation by investment advisors Two papers focus on theory of law Shai Wozner explores the decision rules conduct rules dichotomy in the Jewish law context clarifying how analysis of which category a given law falls under enhances our understanding of the law's intent Daniel Sinclair explores the doctrine of normative transparency in the writings of Maimonides the Hatam Sofer and R Abraham Isaac Kook demonstrating that although transparency was universally endorsed as an ideal some rabbinical authorities were willing to forego transparency where maintenance of the halakhic system itself was imperiled An article by Alfredo M Rabello reviews the primary and secondary literature on end of life issues and contextualizes the much discussed talmudic passage bAvoda Zara 18a And an article by Chaim Saiman offers a critical survey of the main approaches to conceptualizing and teaching Jewish law in American universities it also makes suggestions for new and perhaps more illuminating pedagogic direction In the Hebrew section an intriguing article by Berachyahu Lifshitz presents a comparison of Persian and talmudic law on the status of promises and the role of the divine in their enforcement Yuval Sinai discusses the halakhic law of evidence particularly the well known two witnesses requirement and departures from it The volume closes with a historical article by Elimelech Westreich on the official rabbinical court in nineteenth century Jerusalem It focuses on the rabbinical figures who served on the court the communities for whom it adjudicated and its role in the broader

geopolitical and sociocultural context **Holiness** Hannah K. Harrington, 2002-08-26 An in depth exploration of holiness in the context of rabbinic Judaism providing a much needed comparative view during a key period in the development of the Jewish religion **Inventing God's Law** David P. Wright, 2009-09-03 Most scholars believe that the numerous similarities between the Covenant Code Exodus 20 23 23 19 and Mesopotamian law collections especially the Laws of Hammurabi which date to around 1750 BCE are due to oral tradition that extended from the second to the first millennium This book offers a fundamentally new understanding of the Covenant Code arguing that it depends directly and primarily upon the Laws of Hammurabi and that the use of this source text occurred during the Neo Assyrian period sometime between 740 640 BCE when Mesopotamia exerted strong and continuous political and cultural influence over the kingdoms of Israel and Judah and a time when the Laws of Hammurabi were actively copied in Mesopotamia as a literary canonical text The study offers significant new evidence demonstrating that a model of literary dependence is the only viable explanation for the work It further examines the compositional logic used in transforming the source text to produce the Covenant Code thus providing a commentary to the biblical composition from the new theoretical perspective This analysis shows that the Covenant Code is primarily a creative academic work rather than a repository of laws practiced by Israelites or Judeans over the course of their history The Covenant Code too is an ideological work which transformed a paradigmatic and prestigious legal text of Israel s and Judah s imperial overlords into a statement symbolically countering foreign hegemony The study goes further to study the relationship of the Covenant Code to the narrative of the book of Exodus and explores how this may relate to the development of the Pentateuch as a whole *Exodus* Cornelis Houtman, 1993 This HCOT volume completes Houtman s monumental commentary on the Book of Exodus It covers the legal texts the decalogue and the Book of the Covenant and most of the Sinai narrative Beside a detailed and deliberate interpretation it provides an invaluable guide to the literature and the issues The treatment of the tabernacle chapters is of particular interest The corresponding sections about the instructions for and the making of each part of the tabernacle are discussed together and placed in side by side columns in the translation This excellent study will certainly make history M Vervenne in *Ephemerides Theologicae Lovanienses* 68 1992 409 a splendid work J W Wevers in *Bibliotheca Orientalis* 52 1995 743 The learning assembled in this massive work will be invaluable to students of Exodus G I Davies in *Vetus Testamentum* 48 1998 572 Cornelis Houtman is Professor of Old Testament at the Theological University Kampen *Exodus* Bruce Wells, 2016-01-12 Many today find the Old Testament a closed book The cultural issues seem insurmountable and we are easily baffled by that which seems obscure Furthermore without knowledge of the ancient culture we can easily impose our own culture on the text potentially distorting it This series invites you to enter the Old Testament with a company of guides experts that will give new insights into these cherished writings Features include Over 2000 photographs drawings maps diagrams and charts provide a visual feast that breathes fresh life into the text Passage by passage commentary presents archaeological findings historical explanations geographic

insights notes on manners and customs and more Analysis into the literature of the ancient Near East will open your eyes to new depths of understanding both familiar and unfamiliar passages Written by an international team of 30 specialists all top scholars in background studies Jewish Law Annual Volume 20 Berachyahu Lifshitz,2013-10-01 Volume 20 of The Jewish Law Annual features six detailed studies The first three articles consider questions which fall under the rubric of halakhic methodology The final three articles address substantive questions regarding privacy cohabitation and medical triage All three methodological articles discuss creative interpretation of legal sources Two Cohen and Gilat consider the positive and forward thinking aspects of such halakhic creativity The third Radzyner examines tendentious invocation of new halakhic arguments to advance an extraneous interest Cohen explores positive creativity and surveys the innovative midrashic exegeses of R Meir Simha Hakohen of Dvinsk demonstrating his willingness to base rulings intended for implementation on such exegesis Gilat examines exegetical creativity as to the laws of capital offenses Midrashic argumentation enables the rabbinical authorities to set aside the literal sense of the harsh biblical laws and implement more suitable penological policies On the other hand Radzyner s article on tendentious innovation focuses on a situation where novel arguments were advanced in the context of a power struggle namely Israeli rabbinical court efforts to preserve jurisdiction Two articles discuss contemporary dilemmas Spira Wainberg consider the hypothetical scenario of triage of an HIV vaccine analyzing both the talmudic sources for resolving issues related to allocating scarce resources and recent responsa Warburg discusses the status of civil marriage and cohabitation vis vis payment of spousal maintenance can rabbinical courts order such payment Schreiber s article addresses the question of whether privacy is a core value in talmudic law does it indeed uphold a right to privacy as recent scholars have claimed The volume concludes with a review of Yuval Sinai s Application of Jewish Law in the Israeli Courts Hebrew **The Jewish Law Annual Volume 18** Berachyahu Lifshitz,2010-04-05 This volume presents a selection of articles by acclaimed experts in their respective areas of Jewish law Contrasts the Jewish and liberal Western socio economic vision for society *The Jewish Law Annual Volume 17* Berachyahu Lifshitz,2008-04-09 Volume 17 of The Jewish Law Annual adds to the growing list of articles on Jewish law that have been published in volumes 1 16 of this series providing English speaking readers with scholarly articles presenting jurisprudential historical textual and comparative analysis of issues in Jewish law The volume contains seven articles diverse in their scope and focus Two articles are devoted to the halakhic thought of Rabbi A I Kook two treat classic legal questions breach of a promise to marry and the legal capacity of minors two examine aspects of the judicial process one exploring talmudic analyses of the biblical requirement that courts be established in every town and the other post talmudic views on judicial authority in cases suspected of fraudulent claims Another article addresses the fascinating question of the epistemic pedagogic worldviews of the rival Tannaitic legal academics the House of Hillel and the House of Shammai The volume concludes with a section on Israeli legislation that adduces or is informed by Jewish law and two reviews of a much discussed recent book on a topic of

considerable contemporary interest the agunah problem *The Jewish Law Annual* Institute of Jewish Law Staff,1991 First Published in 1991 Routledge is an imprint of Taylor Francis an informa company **The Jewish Law Annual Volume 15** Berachyahu Lifshitz,2004-07-31 Volume 15 of The Jewish Law Annual adds to the growing list of articles on Jewish law that have been published in volumes 1 14 of this series providing English speaking readers with scholarly material meeting the highest academic standards The volume contains six articles diverse in their scope and focus encompassing legal historical textual comparative and conceptual analysis as well as a survey of recent literature and a chronicle of cases of interest Among the topics covered are lying in rabbinical court proceedings unjust enrichment can a witness serve as judge in the same case Caro s Shulham Arukh v Maimonides Mishne Torah in the Yemenite community the New Jersey eruv wards

What is Good, and What God Demands Tzvi (Michael) Novick,2010-09-24 The normative rhetoric of tannaitic literature the earliest extant corpus of rabbinic Judaism is predominantly deontological Prior scholarship on rabbinic supererogation and on points of contact with Greco Roman virtue discourse has identified non deontological aspects of tannaitic normativity However these two frameworks overlook precisely the productive intersection of deontological with non deontological the first because supererogation defines itself against obligation and the second because the Greco Roman compare discourages serious treatment of law like elements This book addresses ways in which alternative normative forms entwine with the core deontological rhetoric of tannaitic literature This perspective exposes inter alia echoes of the post biblical wisdom tradition in tannaitic law the rich polyvalence of the category mitzvah and telling differences between the schools of Akiva and Ishmael **The Hebrew Bible** John Barton,2021-08-31 This is a general interest introduction to the Old Testament from many disciplines There are 23 essays with 23 individual reference lists **Jewish Law Annual Volume 21** Benjamin Porat,2015-12-14 Volume 21 of The Jewish Law Annual adds to the growing list of articles on Jewish law that have been published in volumes 1 20 of this series providing English speaking readers with scholarly articles presenting jurisprudential historical textual and comparative analysis of issues in Jewish law

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