



International Symposium

ISLAMIC FAMILY LAW IN EUROPE AND THE ISLAMIC WORLD

25–27 September 2019

ISLAMIC FAMILY LAW IN EUROPE AND THE ISLAMIC WORLD

This symposium will address the interactions between Europe and the Islamic world, regarding the interpretation and implementation of Islamic family law, the challenges of this phenomenon faced by both sides, as well as the solutions that are at our disposal. This symposium represents an opportunity for researchers from different specialties and different European and non-European states to approach these issues through interdisciplinary perspectives, to compare and to discuss workable solutions. The results of this symposium will be relevant for stakeholders, researchers, Muslim communities as well as legal institutions in Europe and the Islamic world.

The symposium offers a forum for discussing the dynamics of Muslim matrimonial laws (marriage, divorce and cognate issues), as they are debated and developing in thought and practice among Muslims both in Muslim-majority states and Muslim minorities in modern and contemporary Europe. Participants, who are drawn from a range of disciplines including law, Islamic studies, social anthropology and other social sciences, are invited to present their respective research and understanding of these issues.

The following issues will be addressed

- The current state of the debate regarding the implementation of the Islamic family law in the Islamic world and in the European context.
- The interaction between the family laws of Europe and the Islamic world taking place on account of migration and other factors.
- The current positions of Islamic scholars and religious institutions regarding the Islamic family law.
- Islamic family law and secular states in Europe: challenges and potential developments.

Organization

Organisation Prof. Dr. Mouez Khalfaoui (University of Tübingen) and Prof. Dr. Justin Jones (Oxford University)

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DAY 1 (25 SEPTEMBER 2019)

Registration	8.00–9.00 / SR4
09.00–09.30	Opening session/SR4
09.30–11.00 Session I	The reform of Islamic family law in the Islamic world/SR4

Speaker 1	Prof. Dr. Karima Nour-Aissaoui, Abdel AL Malik Saidi, University Tétouan, Morocco “The Current Debate on the Mudawana in Morocco”.
Speaker 2	Dr. Mohamad Esayed, Al Azhar University, Cairo “Al-Azhar and the Reform of the Islamic Family Law”.
Moderation	Prof. Dr. Justin Jones, Oxford University, UK
Response	Prof. Dr. Marie-Claire Foblets, Max-Planck-Institute for Social Anthropology, Halle

11.00–11.30 Break	
11.30–13.00 Session II	Islamic family law in minority and majority contexts/SR4

Speaker 1	Dr. Mulki Al-Sharmani, University of Helsinki “Islamic Family Law as a Contested site for Multiple Reforms: Reflections From Egypt and Finland”
Speaker 2	Dr. Rajnaara Akhtar, De Montfort University Leicester and Georgetown University Qatar “Islamic Unregistered Marriage Contract Law in Qatar and England”
Speaker 3	Prof. Dr. Yüksel Sezgin, Maxwell University, USA “Islamic Family Laws in non-Muslim Countries”
Moderation	Prof. Dr. Jamal Malik, University of Erfurt, Germany
Response	Dr. Yafa Shanneik, University of Birmingham

13.00–14.00 Lunch	
14.00–15.30 Session III	Islamic family law in the European context: legal and cultural challenges/SR4

Speaker 1	Dr. Mahmoud Jaraba, Max-Planck-Institute for Social Anthropology, Halle “Sharia in Action: How Muslim Religious Actors Practice Khul’ and Child Custody in Germany”
Speaker 2	Dr. Yafa Shanneik, University of Birmingham & Maram Al-Thenibat, Islamic University, Lebanon “Lost in Legal Systems – Marriage and Divorce Among Syrian and Iraqi Refugees in Germany and Jordan”
Speaker 3	Prof. Dr. Christian Majer, University of Ludwigsburg “Marriage Between Minors and German Law”
Moderation	Debora Müller, University of Tuebingen

Response Dr. Imen Gallala, Max-Planck-Institute for Social Anthropology, Halle

15.30–16.00 Coffee Break

16:00–18.00 Panel discussion Islamic family law in Eurpe and the Muslim world: challenges and possibilities/ SR4

Moderation Dr. Hatem Elliesie, Max-Planck-Institut for Social Anthropology, Halle

Participants Prof. Dr. Mathias Rohe, University of Erlangen-Nürnberg
Prof. Dr. Jamal Malik, Erfurt University
Prof. Dr. Ahmet Temel, Istanbul University
Prof. Dr. Andrea Büchler, Zürich University
Dr. Nahed Samour, Humboldt University, Berlin

19.00 Dinner

DAY 2 (26 SEPTEMBER 2019)

9.30–11.00 Session IV How Muslim communities conceive of Islamic family law/ SR4

Speaker 1 Prof. Dr. Neila Sellini, University of Sousse, Tunisia
“The Ulema of Zeitouna and the Reform of Islamic Family Law in Tunisia” (in French)

Speaker 2 Selma Oztürk-Pinar, Ankara Yıldırım Beyazıt University,
“Intersexuality (Khuntha) in Islamic and German legal conceptions”

Speaker 3 Dr. Karim El Chazli, institut suisse de droit comparé
“Oral divorce in Egyptian Family Law”

Moderation Hadil Lababidi, M.A., University of Erlangen-Nürnberg

Response Prof. Dr. Abdessamad Belhaj,
University Louvain-Laneuve, Begium

11.00–11.30 Break

11.30–13.00 Session V Religious authorities and the Islamic family law/ SR4

Speaker 1 Prof. Dr. Shaheen Serdar Ali, Warwick University
“Gender Issues as a Challenge for Modern Islamic Family Law”

Speaker 2 Dr. Islam Uddin, Middlesex University, UK
„Islamic Family Law: Imams, mosques, and Shariah Councils in the UK“

Speaker 3 Prof. Dr. Ahmet Temel, Istanbul University
“The Current Debate on Islamic Family Law in Turkey”

Moderation Dr. Raja Sakrani, University of Bonn,
(Kate Hamburger Kolleg)

Response Prof. Dr. Justin Jones, Oxford University

13.00–14.00 Lunch

14.00–15.45 Session VI Classical Islamic family law and the challenges of modernity/SR4

Speaker 1 Prof. Dr. Mohammed Nekroumi, University of Erlangen-Nürnberg
“On the Legal Implications of Norm-Abrogation in the Quran. Hermeneutical Analysis of the Religious Sanctions of Fornication in Islamic law”

Speaker 2 Dr. Ranya Jamil, University of Erlangen
“Marriage with the Intention of Divorce”

Speaker 2 Prof. Dr. Mouez Khalfaoui
“Dynamics of Continuity and Change: Islamic Family Law in Europe”

Moderation Dr. Nahed Samour, Humboldt University, Berlin

Respons Dr. Noha Abdelhadi, University of Hamburg

15.45–16.00 Break

16.00–17.30 Panel discussion Rethinking the Islamic family law in new social, religious, and legal contexts/SR4

Moderation Prof. Dr. Mathias Rohe, University of Erlangen-Nürnberg

Participants Selma Oztürk Pinar M.A., University of Ankara
Prof. Dr. Iqbal Gharbi, University Ezzaytouna, Tunisia
Prof. Dr. Imed Mahnane, University of Jendouba, Tunisia
Prof. Dr. Said Gafaiti, Fes University, Morocco
Prof. Dr. Susan Rutten, Maastricht University
Prof. Dr. Muhammad Akram, Islamabad University, Pakistan

19.00 Dinner

DAY 3 (27 SEPTEMBER 2019)

9.00–11.00 Session VII

Workshops challenges and solutions

All participants will take part in the workshops. Participants will have the opportunity to work with one of the four groups. The groups will be announced during the first days and four lists will be presented. The groups work simultaneously. In the afternoon the results of their work will be presented and discussed in the plenum.

Group 1 What is going wrong with Islamic family law? (SR3)
Moderation Nabil Arfaoui, University La Manouba, Tunisia

Group 2 The Islamic family law in Muslim states: current situation and challenges (SR4)

Moderation Prof. Dr. Hans George Ebert, Leipzig University

Group 3 The position of women in Islamic family law: past and present (BRDT)

Moderation Dr. Mehmetcan Akpinar, Univeristy of Tuebingen

Group 4 Islamic family law as a subject of research: what kind of research do we currently need? (RefR)

Moderation Dr. Ricarda Stegmann, University Freiburg, Switzerland

11.00–11.30 Coffee break

11.30–13.30 Session VIII Presentation of the results of the workshops/SR4

General Moderation Judit Kuschnitzki, Pembroke College, Cambridge University

Speaker of G1 Salim Abdelghafar, Max-Planck-Institut for Social Anthropology, Halle

Speaker of G2 Hossam Ouf, University of Tuebingen

Speaker of G3 Dr. Abdelaali El Maghraoui, University of Tuebingen

Speaker of G4 Dr. Assem Hefny, University of Marburg

13.30–15.00 Lunch

15.00–16.30 Session IX Final discussion and evaluation/SR4

Three issues will be addressed:

1. General evaluation of the interaction between Europe and the Islamic world regarding research etc.
2. Follow up
3. Wishes and suggestions

Moderation Justin Jones & Mouez Khalfaoui

16.30 End of the symposium