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Family And The Courts In Modern Egypt

Marianne Bøe



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Family and Court Iris Agmon, 2006-01-03 The popular image of the family and the court of law in Muslim societies is one of traditional unchanging social frameworks Iris Agmon suggests an entirely different view grounded in a detailed study of nineteenth century Ottoman court records from the flourishing Palestinian port cities of Haifa and Jaffa She depicts the shari a Muslim court of law as a dynamic institution capable of adapting to rapid and profound social changes indeed of playing an active role in generating these changes Court and family interact and transform themselves each other and the society of which they form part Agmon s book is a significant contribution to scholarship on both family history and legal culture in the social history of the Middle East

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

Competing Fundamentalisms and Egyptian Women's Family Rights Jasmine Moussa, 2011-06-22 The debate surrounding women s family rights under Shar a derived law has long been held captive to the competing fundamentalisms of universalism and cultural relativism These two conflicting perspectives fail to promote practical tools through which such laws can be reformed without prejudice to their religious nature This book examines the development of Egypt s Shar a derived family law and its compatibility with international obligations to eliminate discrimination against women It highlights the interplay between domestic reform processes grounded in the tools of takhayyur talfiq and ijihad and international institutions and mechanisms In attempting to reconcile these two seemingly dissonant value systems this book underscores the shortcomings of Egypt s legislation proposes particular reforms while simultaneously presenting alternatives to insular interpretations of international women s rights law

Women and Muslim Family Laws in Arab States Lynn Welchman, 2007 A number of Arab states have recently either codified Muslim family law for the first time or have issued amendments or new

laws which significantly impact the statutory rights of women as wives mothers and daughters In *Women and Muslim Family Laws in Arab States* Lynn Welchman examines women s rights in Muslim family laws in Arab states across the Middle East while also surveying the public debates surrounding the issues The author considers these new laws alongside older statutes to comment on the patterns and dynamics of change both in the texts of the laws and in the processes through by which they are drafted and issued She draws on original legal texts and explanatory statements as well as on extensive secondary literature particular to certain states for an insight into practice and on interventions by women s rights organizations and other parties to the debate in the press and in advocacy materials The discussions are set in the contemporary global context that internationalises the domestic and regional debates The book considers laws in states from the Gulf to North Africa in regard to their approaches to issues of codification processes and issues of and of registration capacity and guardianship in marriage polygyny the marital relationship divorce and child custody Publisher description *Gender Justice and Legal Reform in Egypt* Mulki Al-Sharmani, 2017 Women legal status laws etc Egypt **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 *Family law in contemporary Iran* Marianne Bøe, 2015-01-20 Passed into law over a decade before the Revolution the Family Protection Law quickly drew the ire of the conservative clergy and the Ayatollah Khomeini in 1979 In fact it was one of the first laws to be rescinded following the revolution The law was hardly a surprising target however since women s status in Iran was then and continues now to be a central concern of Iranian political leaders media commentators and international observers alike Taking up the issue of women s status in a modern context Marianne Boe offers a nuanced view of how women s rights activists assert their rights within an Islamic context by weaving together religious and historical texts and narratives Through Her substantial fieldwork and novel analysis Boe undermines both the traditional view of Islamic Feminism as monolithic and clears a path to a new understanding of the role of women s rights activists in shaping and synthesizing debates on the shari a women s rights and family law As such this book is essential for anyone studying family law and the role of women in contemporary Iran *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

Family and the Courts in Modern Egypt Rôn Šaham,1997 This important new study describes and analyzes the response of Egyptian society as reflected in court decisions to legal reform pertaining to matters of personal status and succession during the first half of the twentieth century The main issues in this regard are the extent to which traditional law and legal reform are implemented or circumvented in daily practice and the role of the judges in this process Family and the Courts in Modern Egypt contains three parts marriage divorce and intergenerational relations Scholars and the general reader will find its main contribution to be its systematic analysis of court records relating to the application of modern reforms in family matters and its attempt to situate the legal aspects of family life within the larger context of socio economic development in Egyptian society

The Oxford Handbook of Modern Egyptian History Beth Baron,Jeffrey Culang,2024 Until relatively recently scholars of Egyptian history understood the modern period to begin with the movement of European people and ideas to Egypt s northern shores precipitated by Napoleon s invasion in 1798 From this perspective modern Egyptian history was animated by the diverse and sometimes contradictory ways in which Egyptians responded over time to colonial power and modern forms of knowledge This handbook featuring 26 originally commissioned essays by top scholars in the field adds to a growing literature that complicates the facile colonizer colonized and modern tradition binaries undergirding this view Modern Egyptian history is a continuous process of translation and adaptation invention and reinvention Bringing together a dynamic and accomplished group of historians of Egypt the book maps the present state of modern Egyptian history highlighting the most promising avenues of research and laying new ground upon which future generations of scholars may build The contributors address both long persisting themes in the field though in new ways as well as new themes reshaping how we understand modern Egyptian history and thus Middle Eastern and global history These include environment family infrastructure intellectuals labor law literature medicine politics popular culture and slavery Within these categories they explore issues of gender race and class The questions these scholars consider reflect pressing contemporary concerns and debates including medical sovereignty and bodily autonomy the management of the environment the rights and movements of workers courts and legal struggles cultural expression production and reception and the relationship between the army state and society

The Oxford Handbook of Islam and Women Asma Afsaruddin,2023 The Oxford Handbook of Islam and Women offers authoritative contributions from well known scholars whose sophisticated and cutting edge research explores the diversity of Muslim women s lives and their accomplishments challenging common stereotypes that are particularly prevalent in the West

Arab Family Studies Suad Joseph,2018-07-10 Family remains the most powerful social idiom and one of the most powerful social structures throughout the Arab world To engender love of nation among its citizens national movements portray the nation as a family To motivate loyalty political leaders frame themselves as fathers mothers brothers or sisters to their clients parties or the citizenry To stimulate production economic actors evoke the sense of duty and mutual

commitment of family obligation To sanctify their edicts clerics wrap religion in the moralities of family and family in the moralities of religion Social and political movements from the most secular to the most religious pull on the tender strings of family love to recruit and bind their members to each other To call someone family is to offer them almost the highest possible intimacy loyalty rights reciprocities and dignity In recognizing the significance of the concept of family this state of the art literature review captures the major theories methods and case studies carried out on Arab families over the past century The book offers a country by country critical assessment of the available scholarship on Arab families Sixteen chapters focus on specific countries or groups of countries seven chapters offer examinations of the literature on key topical issues Joseph s volume provides an indispensable resource to researchers and students and advances Arab family studies as a critical independent field of scholarship

Women and Social Change in North Africa Doris H. Gray,Nadia Sonneveld,2018-01-11 A wide ranging analysis of grass roots activism migration legal political and religious changes as basis for social transformation

Historicising Gender and Sexuality Kevin P. Murphy,Jennifer M. Spear,2011-09-07 Historicising Gender and Sexuality features a diverse collection of essays that shed new light on the historical intersections between gender and sexuality across time and space Demonstrates both the particularities of specific formulations of gender and sexuality and the nature of the relationship between the categories themselves Presents evidence that careful and contextualised analysis of the shifting relationship of gender and sexuality illuminates broader historical processes

Islamic Legal Revival Leonard Wood,2016-09-08 In this meticulously researched volume Leonard Wood presents his ground breaking history of Islamic revivalist thought in Islamic law Islamic Legal Revival Reception of European Law and Transformations in Islamic Legal Thought in Egypt 1879 1952 brings to life the tumultuous history of colonial interventions in Islamic legal consciousness during the nineteenth and early twentieth centuries It tells the story of the rapid displacement of local Egyptian and Islamic law by transplanted European codes and details the evolution of resultant movements to revive Islamic law Islamic legal revivalist movements strove to develop a modern version of Islamic law that could be codified and would replace newly imposed European laws Wood explains in unparalleled depth and with nuance how cutting edge trends in European legal scholarship inspired influential revivalists and informed their methods in legal thought Timely and provocative Islamic Legal Revival tells of the rich achievements of legal experts in Egypt who disrupted tradition in Islamic jurisprudence and created new approaches to Islamic law that were distinctively responsive to demands of the contemporary world The story told bears important implications for understandings of Egyptian history Islamic legal history comparative law and deeply contested and highly transformative interactions between European and Islamic thought

Family in the Middle East Kathryn M. Yount,Hoda Rashad,2008-07-16 Explores from a historical comparative perspective the globalization of dominant myths of modern family and society and their effects on families in Egypt Iran and Tunisia uniquely contributing to sociological debates about globalization

Untold Histories of the Middle East Amy Singer,Christoph

Neumann,Selcuk Aksin Somel,2010-07-28 This book examines the historiography of the Middle East and the consequent silences or omissions It provides a collection of important histories from the modern era particularly relating to the break up of the Ottoman Empire to give a fuller account of the society culture and politics of the period **Law and Legality in the Ottoman Empire and Republic of Turkey** Kent F. Schull,M. Safa Saracoglu,Robert Zens,2016-01-07 The editors of this volume have gathered leading scholars on the Ottoman Empire and the Republic of Turkey to chronologically examine the sweep and variety of sociolegal projects being carried in the region These efforts intersect issues of property gender legal literacy the demarcation of village boundaries the codification of Islamic law economic liberalism crime and punishment and refugee rights across the empire and the Aegean region of the Turkish Republic **Domestic Tensions, National Anxieties** Kristin Celello,Hanan Kholoussy,2016-02-12 Since the late nineteenth century fears that marriage is in crisis have reverberated around the world This volume explores this phenomenon asking why people of various races classes and nations frequently seem to be fretting about marriage Each of the chapters analyzes a specific time and place during which proclamations of marriage crisis have dominated public discourse whether in late imperial Russia 1920s India mid century France or present day Iran Collectively the chapters reveal how diverse individuals have deployed the institution of marriage to talk not only about intimate relationships but also to understand the nation its problems and various socioeconomic and political transformations

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