1. Record Nr. UNINA9910141367703321 Autore Saleem Muhammad Yusuf Titolo Islamic commercial law / / Muhammad Yusuf Saleem Pubbl/distr/stampa Singapore: ,: John Wiley & Sons Singapore Pte. Ltd., , 2013 **ISBN** 1-119-19895-X 1-283-83526-6 1-118-50404-6 Descrizione fisica 1 online resource (194 pages): illustrations Collana Wiley finance Disciplina 346.16707 Soggetti Commercial law (Islamic law) Lingua di pubblicazione Inglese **Formato** Materiale a stampa Livello bibliografico Monografia Description based upon print version of record. Note generali Nota di bibliografia Includes bibliographical references and index. Nota di contenuto Islamic Commercial Law: Copyright; Contents; Preface; List of Abbreviations; Acknowledgments; Introduction: An Overview of Prohibited Elements; Usury (Riba); Ambiguities in a Contract (Gharar); Gambling (Maysir); Prohibited (Haram) Properties: 1: The Contract of Sale (Bay'); Introduction; The Pillars of a Sale Contract; Expression in a Sale Contract; The Parties to a Sale Contract; The Subject Matter and the Price in a Sale Contract; Prohibited Sales and Practices; Price Determination (al-Tas'eer); Two Sales in One Sale; Stopping a Seller (Talgi al-Rukban); Contentious Sales Earnest Money (Bay' al-'Urbun); Is 'Urbun the Sale of Right or a Penalty?; The Sale of Debt (Bay' al-Dayn); Repurchase Sale (Bay' al-'Einah); Tripartite Sale (Bay' al-Tawarruq); Chapter Questions; True/False; Short Answer; Notes; 2: Types and Classifications of Sales; Introduction; Trust Sales (Buyu' al-amanah); Cost-plus-Profit Sale (Murabahah); Sale With No Profit (Tawliyah); Sale With Loss (Wadi'ah); Deferred Payment Sale (Bay' Bi-thaman Aajil); Islamic Banks and a Sale Contract; Future

Options of Istisna'

Islamic Banks and Istisna' Contracts; Currency Exchange (Bay' al-Sarf); Chapter Questions; True/False; Short Answer; Notes; 3: The Contracts of Employment and Lease (Ijarah), Borrowing (I'arah), and Reward (Ja'alah); Introduction; The Pillars of the Ijarah Contract; The Types of Ijarah Contract; Islamic Banks and Leases; Termination of Ijarah; The

Commodity Sale (Bay' al-Salam); Manufacturing Sale (Bay'al-Istisna');

Contract of Borrowing Things (al-l'arah); The Contract of Reward for Service (al-Ja'alah); Chapter Questions; True/False; Short Answer; Notes; 4: The Contract of Agency (Wakalah); Introduction; The Pillars of an Agency (Wakalah) Contract

The Types of Agency; Particular Agency (al-Wakalah al-Khaassah); General Agency (al-Wakalah al-'Aammah); Restricted Agency (al-Wakalah al-Mu'allaga); Unrestricted Agency (al-Wakalah al-Mutlagah); Agency in Sale; Agency in Purchase; The Effects and the Rights and Liabilities of the Contracting Parties: An Agent Appointing Another Agent; Unauthorised Agency (al-Fadhalah); Termination of an Agency; The Differences Between the Contracts of Wakalah and Employment (Ijarah); The Differences Between the Contracts of Wakalah and Reward (Ja'alah); Chapter Questions; True/False; Short Answer; Notes 5: The Contract of Loan (al-Qard); Introduction; Loan (Qard), Debt (Davn), and Borrowing Things (l'arah): A Loan That Provides Conditional Benefit to the Lender; Waiting or Giving Time to a Borrower Is a Commendable Act; Chapter Questions; True/False; Short Answer; Notes; 6: The Contract of Safekeeping (al-Wadi'ah); Introduction; The Pillars of Wadi'ah Contracts; Relationship Between the Parties; When Is the Depository Held Liable?; Using Deposited Money for Investment; Wadi'ah and Islamic Banks; Termination of Wadi'ah; The Differences Between the Contracts of Wadi'ah and Qard: Chapter Questions

Sommario/riassunto

A concise study of the practices in Islamic commercial law Filling a gap in the current literature, Islamic Commercial Law is the only book available that combines the theory and practice of Islamic commercial law in an English-language text. From the experts at the International Islamic University Malaysia, the book examines the source materials in the Qur'an and Hadith, and highlights the views and positions of leading schools of Islamic law, without burying the reader in juristic minutia. It combines theory with practice to address the needs of students while providing a pra