



Max Planck Institute
for Social Anthropology



Gesellschaft für Arabisches und Islamisches Recht
جمعية دراسات الشريعة الإسلامية وقوانين البلاد العربية

جمعية لدراسة الشريعة الإسلامية والقانون في الشرق الأوسط
Vereniging tot bestudering van het recht van de Islam en het Midden Oosten (RIMO)

CONFERENCE 9–10 NOVEMBER 2018

LAW, ISLAM AND ANTHROPOLOGY

ORGANISERS:

Marie-Claire Foblets and Hatem Elliesie in collaboration with the Gesellschaft für Arabisches und Islamisches Recht (Chairperson: Irene Schneider) and the Vereniging tot bestudering van het recht van de Islam en het Midden Oosten (Chairperson: Susan Rutten)

VENUE:

Main Seminar Room
Max Planck Institute
for Social Anthropology
Advokatenweg 36
06114 Halle/Saale

Law, Islam and Anthropology

Friday, 9 November 2018

Venue: Main Seminar Room, Max Planck Institute for Social Anthropology

- 09.30 Registration
- 10.00 **Welcome Address**
Marie-Claire Foblets (Director of the Max Planck Institute for Social Anthropology, Department 'Law & Anthropology', Halle, Germany)
Irene Schneider (Chairperson of the Gesellschaft für Arabisches und Islamisches Recht (GAIR), Professor of Arabic and Islamic Studies at the Georg-August University, Göttingen, Germany)
Susan Rutten (Chairperson of the Vereniging tot bestudering van het recht van de Islam en het Midden-Oosten (RIMO), Professor of Islamic Family Law in a European Context and Private Law at Maastricht University, The Netherlands)
- 10.30 **Anthropologists in the Field of Islam: An Auto-Ethnographic Note on Ethics, Integrity and Academic Freedom**
Annelies Moors (University of Amsterdam, The Netherlands)
Chair: *Yafa Shanneik* (University of Birmingham, United Kingdom)
- 11.15 Coffee break
- 11.45 **Muslim Family Law Across Borders – Law in the Everyday Life of Transnational Families**
Iris Sportel (Radboud University Nijmegen, The Netherlands)
Chair: *Vishal Vora* (MPI for Social Anthropology, Halle, Germany)

- 12.30 **Informal Family Dispute Resolution among Dutch-Moroccan Muslims: Recent Debates and Developments**
Arshad Muradin (Leiden University, The Netherlands)
Chair: *Vishal Vora* (MPI for Social Anthropology, Halle, Germany)
- 13.15 Lunch
- 14.30 **Anthropology of Code Switching: Navigating Religion and Normativity in Rural Morocco**
Bertram Turner (MPI for Social Anthropology, Halle, Germany)
Chair: *Björn Bentlage* (Martin Luther University Halle-Wittenberg, Halle, Germany)
- 15.15 Coffee Break
- 15.45 **Presentation of the *Festschrift* on the Occasion of Prof. Dr. Hans-Georg Ebert's 65th Birthday**
Chair: *Irene Schneider* (Chairperson GAIR, Germany)
- 16.00 **GAIR-Dissertation Award Presentation**
The Theory of Bayān and its Relation to the Methods of Deriving Norms (*istinbāṭ al-aḥkām*) from Qur'an and Sunna in Islamic Legal Thinking
Serdar Kurnaz (Hamburg University, Germany)
Chair: *Irene Schneider* (Chairperson GAIR, Germany)
- 16.30 **The Sachsen-Anhalt Şukūk and Real Estate Acquisitions of 'Islamic' Investors**
Martin Bünning (Ashurst LLP, Frankfurt, Germany)
Chair: *Kai Kreutzberger* (Berlin, Germany)
- 17.15 **GAIR: Meeting of members**
Main Seminar Room

- 17.15 **RIMO: Meeting of members**
Small Seminar Room
- 18.30 **Meeting of the GAIR Working Group ‘Islamic Legal Teaching’**
Small Seminar Room
- 19.00 Informal get-together / Dinner at a local restaurant on own expenses

Saturday, 10 November 2018

Venue: Main Seminar Room, Max Planck Institute for Social Anthropology

- 09.00 **GAIR’s Executive and Consultative Board Meeting**
Small Seminar Room
- 10.00 **Filling Gaps in Legislation: The Use of *Fiqh* by Contemporary Courts (Morocco, Egypt, and Indonesia)**
Baudouin Dupret (Centre National de la Recherche Scientifique/Université catholique de Louvain, Belgium)
Chair: *Federica Sona (MPI for Social Anthropology, Halle, Germany)*
- 10.45 **Adjudicating Christian Family Law in Jordan: Legal Borrowing Across Religious Lines?**
Dörthe Engelcke (MPI for Comparative and International Private Law, Hamburg, Germany)
Chair: *Federica Sona (MPI for Social Anthropology, Halle, Germany)*
- 11.30 Coffee break

- 12.00 **Disintegration within Integration – The Impossibility of Islamic Law: Realigning Field Observations of Islamic Normativity with New Theoretical Concepts of Normative Orders and Law**
Reik Kirchhof (Berlin, Germany)
Chair: *Jörn Thielmann (Friedrich-Alexander University Erlangen-Nürnberg, Germany)*
- 12.45 **The Bureaucratization of Islam and its Socio-Legal Dimensions in Southeast Asia**
Dominik Müller (DFG Emmy Noether Research Group/MPI for Social Anthropology, Halle, Germany)
Chair: *Jörn Thielmann (Friedrich-Alexander University Erlangen-Nürnberg, Germany)*
- 13.15 Informal get-together / Lunch at a local restaurant on own expenses
- 13.30 **Meeting of the MPI-Director and the Executive Boards of RIMO and GAIR**
Small Seminar Room