**Islamic Law**

Updated September 2020

|  |
| --- |
| Abu-Ramadan, Moussa. "Islamic Legal Hybridity and Patriarchal Liberalism in the Shari‘a Courts in Israel." *Journal of Levantine Studies* 4(2) (2015): 39-67.––––. "Legal Status of Ottoman Family Law." in Liat Kozma ed. *Confronting the Sharia Court: Processes of Change in the Status of Muslim Women in Israel and the Middle East*. Tel Aviv: Resling (2011): 49-73 (Hebrew).Abu Sitta, Salman. "The Denied Inheritance: Palestinian Land Ownership in Beer Sheba." *The Palestine Land Society* (2009): 1-34. |
| Agmon, Iris. "There Are Judges in Jerusalem, There Were Legislators in Istanbul: On the History of the Law (Mistakenly) Called 'Ottoman Law of Family Rights.'" *The Family in Law* 8 (2018): 125-161 (Hebrew).  |
| –––––. "State, Family, and Anticorruption Practices in the Late Ottoman Empire." In Ronald Kroeze, André Vitória and Guy Geltner eds. *Anticorruption in History: From Antiquity to the Modern Era*. Oxford: Oxford University Press (2017): 251-263.  |
| –––––. "Chronicle of an Ending Foretold? The Great War and the Historian’s Toolbox." *Theory and Criticism* 49 (2017): 235-246 (Hebrew). |
| –––––. "The Shari'a Courts in Late Ottoman Palestine." In Liat Kozma ed. *Facing the Shari'a Court: Transformations in the Status of Muslim Women in Israel and the Middle East*. Tel Aviv: Resling (2011): 33-47 (Hebrew). |
| –––––. "Late-Ottoman Legal Reforms and the Shari'a Courts: A Few Comments on Women, Gender and Family." In Eyal Katvan, Margalit Shilo and Ruth Halperin-Kaddari eds. *One Law for Man and Woman: Women, Rights and Law in Mandatory Palestine*. Ramat-Gan: Bar-Ilan University Press (2010): 117-149 (Hebrew).  |
| –––––. "Gender and Social Change: The Shari‘a Court and the Orphan Funds in Late Ottoman Jaffa and Haifa." In Ruth Roded and Noga Efrati eds. *Women and Gender in the Middle East in the Twentieth Century*. Jerusalem: The Hebrew University Magnes Press (2008): 53-70 (Hebrew).  |
| –––––. *Family and Court: Legal Culture and Modernity in Late Ottoman Palestine*. Syracuse: Syracuse University Press (2006).  |
| –––––. "Recording Procedures and Legal Culture in the Late Ottoman Shari'a Court of Jaffa, 1865-1890." *Islamic Law and Society* 11(3) (2004): 333-377. |
| –––––. "Social Biography of a Late Ottoman Shari'a Judge." *New Perspectives on Turkey* 30 (2004): 83-113. |
| –––––. "Women's History and Ottoman Sharia Court Records: Shifting Perspectives in Social History." *Journal of Women of the Middle East and the Islamic World* 2(2) (2004): 172-209. |
| –––––. "Text, Court, and Family in Late-Nineteenth-Century Palestine." In Beshara Doumani ed. *Family History in the Middle East: Household, Property and Gender*. Albany: State University of New York Press (2003): 201-228. |
| –––––. "Women, Class, and Gender: Muslim Jaffa and Haifa at the Turn of the 20th Century." *International Journal of Middle East Studies* 30 (1998): 477-500.  |
| –––––. "Muslim Women in Court According to the Sijill of Late Ottoman Jaffa and Haifa: Some Methodological Notes." In Amira El-Azhary Sonbol ed. *Women, the Family, and Divorce Laws in Islamic History*. Syracuse: Syracuse University Press (1996): 126-140. |
| Agmon, Iris and Ido Shahar. "Shifting Perspectives in the Study of Shari‘a Courts: Methodologies and Paradigms." *Islamic Law and Society* 15(1) (2008): 1-19. |
| Al-Aref, Aref. *Bedouin Love, Law and Legend*. Jerusalem: Cosmos (1944). |
| –––––. *The History of Beersheba and Its Tribes*. Jerusalem: Beit al-Makdis (1934) (Arabic). [Also published in Hebrew (Tel Aviv: Bustanai (1937))]. |
| –––––. *The Law Among the Bedouin*. Jerusalem: Matbaʿat Bayt al-Maqdas (1933) (Arabic). |
| Aloni, Omer. "The Question of Polygamy: Orientalist Reflections in Early Israeli Law and the Fight Against Bigamy and Polygamy." In Heba Yazbak and Liat Kozma eds. *Personal Status and Gender: Palestinian Women in Israe*l. Haifa: Pardes Publishing (2017): 163-200 (Hebrew).  |
| –––––. "Orientalist Reflections in Early Israeli Law: (New) Perspectives on the Issue of Polygamy." *Comparative Legal History* 4(2) (2016): 181-214. |
| –––––. *"For There Is Peace in the Village": Reflections of Orientalist Perspectives in Early Israeli Law* (2012) (unpublished LL.M. thesis, Tel Aviv University) (Hebrew). |
| Atran, Scott. "Le mashaʻa et la question foncière en Palestine, 1858-1948." *Annales. Économies, Sociétés, Civilisations* 42 (1987): 1361-1389 (French). |
| Bailey, Clinton. *Bedouin Law from Sinai and the Negev: Justice without Government*. New Haven: Yale University Press (2009). |
| Cohen, Amnon. "'A Jew in a Muslim Court?' The Case of Shlomo Zalman Zoref." In Shimon Shamir and Israel Bartal eds*. The Salomons: Three Generations of Pioneers and Leaders*. Jerusalem: The Zalman Shazar Center for Jewish History (2014): 34-45 (Hebrew). |
| Cohen, Amnon, Elisheva Ben-Shimon-Pikali and Eyal Ginio. *Jews in the Muslim Religious Court: Society, Economy and Communal Organization in the XIX Century Documents from Ottoman Jerusalem*. Jerusalem: Yad Izhak Ben-Zvi (2003) (Hebrew). |
| Eisenman, Robert H. "The Young Turk Legislation, 1913-17 and Its Application in Palestine/Israel." In David Kushner ed. *Palestine in the Late Ottoman Period: Political, Social and Economic Transformation*. Jerusalem: Yad Izhak Ben-Zvi (1986): 59-73. |
| –––––. *Islamic Law in Palestine and Israel: A History of the Survival of Tanzimat and Sharia in the British Mandate and the Jewish State*. Leiden: Brill (1978). |
| Gerber, Haim. "Mushāʿ." *The Encyclopaedia of Islam*. 2nd ed. online. Leiden: Brill (2017). |
| –––––. "The Jews and the Waqf in the Ottoman Empire." *Sefunot* 17(2) (1983): 105-131 (Hebrew). |
| Goitein, Shlomo Dov and Aharon Ben Shemesh. *Muslim Law in Israel*. Jerusalem: The Faculty of Law, The Hebrew University of Jerusalem (1957) (Hebrew). |
| Harris, Ron. "The Fall and Rise of Imprisonment for Debt." *Tel Aviv University Law Review* 20(2) (1997): 439-509 (Hebrew). |
| Hasisi, Badi and Deborah Bernstein. "Multiple Voices and the Force of Custom on Punishment: Trial of 'Family Honor Killings' in Mandate Palestine." *Law and History Review* 34 (2016): 115-154. |
| Hooper, Charles Arthur. *The Civil Law of Palestine and Trans-Jordan*. Jerusalem: Azriel Print Works (1933-1936).  |
| Kozma, Liat. "Women's Access to Legal Knowledge: The Case of Palestinian Women's NGOs in Israel." In Fatima Sadiqi ed. *Women and Knowledge in the Mediterranean*. London: Routledge (2013): 144-164.  |
| –––––ed. *Facing the Shari'a Court: Transformations in the Status of Muslim Women in Israel and the Middle East*. Tel Aviv: Resling (2011) (Hebrew). |
| Layish, Aharon. "The Muslim Waqf in Israel." *Asian and African Studies* 2 (1966):41-76. |
| Malchi, Eliezer. *The History of the Law of Palestine*. Tel Aviv: Dinim (1953) (Hebrew). |
| Meron, Ya'akov. "The Mejelle Tested by Its Application." *Israel Law Review* 5(2) (1970): 203-215. |
| Nadan, Amos. "Revisiting the Anti-Mushāʿ Reforms in the Levant: Origins, Scale and Outcomes." *British Journal of Middle Eastern Studies* (2018): 1-17.  |
| –––––. "Colonial Misunderstanding of an Efficient Peasant Institution: Land Settlement and Mushāʿ Tenure in Mandate Palestine, 1921-47." *Journal of the Economic and Social History of the Orient* 46(3) (2003): 320-354. |
| Sandberg, Haim and Adam Hofri-Winogradow. "Arab Israeli Women's Renunciation of Their Inheritance Shares: A Challenge for Israel's Courts." *International Journal of Law in Context* 8(2) (2012): 253-267. [Also published in Hebrew (*Tel Aviv University Law Review* 33(2) (2010): 373-421)].  |
| Shaham, Ron. "Christian and Jewish Waqf in Palestine During the Late Ottoman Period." *Bulletin of the School of Oriental and African Studies, University of London* 54(3) (1991): 460-472.  |
| Shahar, Ido. "Legal Pluralism Incarnate: An Institutional Perspective on Courts of Law in Colonial and Postcolonial Settings." *Journal of Legal Pluralism*65 (2012): 133-163. |
| –––––. "Legal Reform, Interpretive Communities, and the Quest for Legitimacy: A Contextual Analysis of a Legal Circular." In Ron Shaham ed. *Law, Custom and Statute in the Muslim World: Studies in Honor of Aharon Layish*. Leiden: Brill (2007): 199-227. |
| –––––. *Practicing Islamic Law in a Legal-Pluralistic Environment: The Changing Face of a Muslim Court in Present-Day Jerusalem* (2006) (unpublished Ph.D. dissertation, Ben-Gurion University of the Negev). |
| Tucker, Judith E. *In the House of the Law: Gender and Islamic Law in Ottoman Syria and Palestine*. Berkeley: University of California Press (1998). |