

METHODOLOGY OF ISLAMIC LAW I

1	Course Title:	METHODOLOGY OF ISLAMIC LAW I
2	Course Code:	İLA2020
3	Type of Course:	Compulsory
4	Level of Course:	First Cycle
5	Year of Study:	2
6	Semester:	4
7	ECTS Credits Allocated:	4.00
8	Theoretical (hour/week):	4.00
9	Practice (hour/week):	0.00
10	Laboratory (hour/week):	0
11	Prerequisites:	
12	Language:	Turkish
13	Mode of Delivery:	Face to face
14	Course Coordinator:	Prof. Dr. H.İbrahim Acar
15	Course Lecturers:	Prof. Dr. Ali KAYA, Doç. Dr. Abdurrahim KOZALI, Dr. Öğr. Üyesi M. Salih KUMAŞ, Dr. Öğr. Üyesi Eren GÜNDÜZ
16	Contact information of the Course Coordinator:	Prof. Dr. H. İbrahim ACAR hacar1959@hotmail.com 0533 359 78 84 Uludağ Üniversitesi İlahiyat Fakültesi- 60 293
17	Website:	
18	Objective of the Course:	To provide teaching the subjects from the lessons of law of persons, Islamic family law and Islamic inheritance law.
19	Contribution of the Course to Professional Development:	Field knowledge acquisition
20	Learning Outcomes:	
	1	To learn about law of persons.
	2	To understand the subjects of marriage and divorce.
	3	To explain basic terms of inheritance law and inheritor's portions with details.
	4	To make solutions to current problems about law of persons, family law and inheritance law.
	5	To analyze informations and skills about family law and inheritance law with a critical viewpoint.
	6	To understand and to explain the texts about the area of professionalism.
	7	To understand and to make solutions to current religious issues
	8	To learn terms and concepts about the area of professionalism.

	9	To compare basic principles of law of persons, family law and inheritance law in Islam with principles of positive law.
	10	To be an example to society in following Islamic principles in social life.
21	Course Content:	
	Course Content:	
Week	Theoretical	Practice
1	1- Concept of Personality, Competency, Problems of Competency 2- Types of Person, Legal Persons, Legal Personality, Legal Representation, Legal Persons	
2	1- Importance of Marriage, Engagement, Component and Conditions of Marriage 2- The Marriage Barriers, Polygamy	
3	Conditions of Validity of Marriage Contract, Marriage Through Loan, Muta Marriage 2- Enforcement Conditions of Marriage Contract, Binding Conditions, Custody in Marriage	
4	1- Conditional Marriage, Registration of Marriage Contract, Types of Marriage in Terms of Validity, Misyar Marriage, Tahlil Marriage 2- Mehir, Alimony, Lineage, Milk Sucking, Relationship Alimony	
5	1- The Importance of the Continuation of the Marriage, Divorce Types 2- Divorce by Mutual Consent, Divorce by Court Decisions with the Demands on Women (Tafriq)	
6	Divorce of a Woman Based on Her Authority (tafvizu't-talak), Dissolution, Dissolved 2- Condition of Witness in Divorce, The Conditional Divorce, Condition of Competency in Divorce	
7	1- Divorce in Anger, Loan and Drunkenness, Divorce by Joke, Divorce by Error, Divorce with the Purpose of Deprivation of Inheritance 2- Consequences of Divorce, Personal Results, Financial Results, Registration of Divorce	
8	1- General Information on Islamic Inheritance Law, Characteristics of Islamic Inheritance Law, Sources of Islamic Inheritance Law, Nature of the Property Left Behind by Deceased and Rights on it. 2- The Conditions, Reasons and Barriers of Being Inheritor	
9	1- Inheritance Law Practices, Ashab al-Faraid (Legal Heirs) 2- Inheritance Law Practices, Ashab al-Faraid (Legal Heirs)	
10	1- Inheritance Law Practices, Ashab al-Faraid (Legal Heirs) 2- Avliya, Raddiya, Issues Related to Inheritance	

11	1-Place of Public Law in Legal System, Criminal Law, Concept of Crime, Types of Crimes, Features, Elements of Crime 2-The Concept of Punishment, Principles of Punishment, Features of Punishment, Reasons Reducing Penalties	
12	1-The "Hadd" Crimes and Penalties 2-Kisas-Diya Penalties and Crimes Required for them	
13	1-The "Ta'zir" Penalties and Crimes Required for them 2-Various Bets (Akila, Kasama, Equality of Punishment, The Effect of Repentance on Penalties)	
14	1-Concept of Jurisdiction, Jurisdiction Law Literature, Judicial Institutions (Courts and Other Judicial Institutions) 2- Judgment Rules (Judge Competencies, Judgment Procedure), Judgment Procedure, Judgment Process, Means of Proof	
22	Textbooks, References and/or Other Materials:	<ol style="list-style-type: none"> 1. Mergînânî, el-Hidâye Şerhu Bidâyeti'l-Mübtedi, İstanbul, I-II, 1986. 2. Ayni, el- Binâye fi Şerhi'l-Hidâye, Beyrut, 1990. 3. Mevsîli, el- İhtiyâr li Ta'lîli'l-Muhtâr, İstanbul, tsz. 4. Meydani, el-Lûbab fi Şerhi'l-Kitab, Beyrut, tsz. 5. Cürçani, Seyyid Şerif, Şerhu Feraiziü's-Siraciyye, tsz. 6. Zeydan, Abdülkerim, el-Veciz fi Usuli'l-Fıkıh, tsz. 7. Hallaf, Abdulvehhab, İlmü Usuli'l-Fıkıh, tsz. 8. Karaman, Hayreddin, Mukayeseli İslam Hukuku, C.1, İstanbul, 1996. 9. Acar, H.İbrahim, İslam Hukukunda Evliliğin Sona Ermesi, Erzurum, 2000. 10. Karaman, Hayreddin, Anahatlarıyla İslam Hukuku, II, İstanbul, 2010. 11. Aktan, Hamza, Mukayeseli İslam Miras Hukuku, İstanbul, 1991. 12- Acar, H.İbrahim, Nikâh'ta Aleniyet ve İlan, EKEV Akademi Dergisi, 2011. 13- Acar, H.İbrahim, Mehrin İslam Hukuku Açısından Değerlendirilmesi, İslam Hukuku Araştırmaları Der.2011. 14- Acar, H. İbrahim, İslam Aile Hukuku, İstanbul, 2019.
23	Assesment	
TERM LEARNING ACTIVITIES		
	NUMBE R	WEIGHT
Midterm Exam	1	40.00
Quiz	0	0.00
Homeworks, Performances	0	0.00
Final Exam	1	60.00
Total	2	100.00
Contribution of Term (Year) Learning Activities to Success Grade		40.00
Contribution of Final Exam to Success Grade		60.00
Total		100.00
Measurement and Evaluation Techniques Used in the Course		Multiple choice and classic exam
24	ECTS / WORK LOAD TABLE	

Activites	Number	Duration (hour)	Total Work Load (hour)
Theoretical	14	4.00	56.00
Practicals/Labs	0	0.00	0.00
Self study and preperation	14	3.00	42.00
Homeworks, Performances	0	0.00	0.00
Projects	0	0.00	0.00
Field Studies	0	0.00	0.00
Midterm exams	1	11.00	11.00
Others	0	0.00	0.00
Final Exams	1	11.00	11.00
Total Work Load			120.00
Total work load/ 30 hr			4.00
ECTS Credit of the Course			4.00

25	CONTRIBUTION OF LEARNING OUTCOMES TO PROGRAMME QUALIFICATIONS															
	PQ1	PQ2	PQ3	PQ4	PQ5	PQ6	PQ7	PQ8	PQ9	PQ10	PQ11	PQ12	PQ13	PQ14	PQ15	PQ16
ÖK1	4	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
ÖK2	4	3	0	0	0	0	5	0	0	0	0	0	0	0	0	0
ÖK3	4	0	0	0	0	0	4	0	0	0	0	0	0	0	0	0
ÖK4	0	5	0	0	0	0	5	0	0	0	0	5	0	0	0	0
ÖK5	0	4	0	0	0	0	0	0	5	0	0	0	0	0	0	0
ÖK6	0	5	0	0	5	0	0	0	0	0	0	0	0	0	0	0
ÖK7	0	5	0	0	0	0	5	0	0	0	0	5	0	0	0	0
ÖK8	5	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
ÖK9	0	4	0	0	0	0	4	0	4	0	4	4	0	0	0	0
ÖK10	0	5	0	0	0	0	5	0	5	0	0	5	0	0	0	0
LO: Learning Objectives PQ: Program Qualifications																
Contribution Level:	1 very low		2 low			3 Medium			4 High			5 Very High				