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## Course Description: Principles of Islamic Sharia

### 1 – Basic Information:

<b>Course Name</b>	<b>Principles of Islamic Sharia</b>
<b>Course ID</b>	IS203
<b>Contact Hours (Synchronized Sessions)</b>	28
<b>Contact Hours (Registered Sessions)</b>	24
<b>Mid Term Exam</b>	-
<b>Exam</b>	2
<b>Registered Sessions Work Load</b>	34
<b>Synchronized Session Work Load</b>	36
<b>Credit Hours</b>	5
<b>Course Level</b>	4

### 2 – Pre-Requisites:

Course	ID
NON	-

### 3 – Course General Objectives:

The student will learn about: the emergence of Islamic jurisprudence, and its most important characteristics which distinguish it from man-made laws and legislation. The development and growth of Islamic jurisprudence, and its source of legislation. The most important schools of jurisprudence, its methods of deduction, the biography of its diligent imams, their great effort in deducing the rulings, and what they added in the literature and references of Islamic jurisprudence. Also, the student will learn about the most important reasons for the scholars' different perspectives, clarifying that this difference is based on scientific and

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objective rules, sources and approaches, which made Islamic jurisprudence characterized by flexibility and applicability at all times, and led to the development of a great legislative wealth, which we are proud of among all Nations.

#### 4- Intended Learning Outcomes (ILO):

Code	Intended Learning Outcomes
ILO1	<ol style="list-style-type: none"> <li>1. Knowing the meaning of fiqh (jurisprudence) in language and terminology</li> <li>2. Knowing the meaning of legislation in terms of language and terminology.</li> <li>3. Knowing the importance of Islamic jurisprudence in the structure of Islamic legislation.</li> <li>4. Knowing the characteristics of Islamic jurisprudence.</li> </ol>
ILO2	<ol style="list-style-type: none"> <li>1. Knowing the meaning of the Qur'an linguistically and idiomatically.</li> <li>2. Knowing how the Qur'an was collected, written and copied.</li> <li>3. Knowing that the Qur'an was revealed gradually in parts and the wisdom behind that.</li> <li>4. knowledge of Meccan and Medinan surahs from the Qur'an.</li> <li>5. Knowing the difference between the Qur'an, the Sunnah and the hadith Qudsi.</li> <li>6. Knowing the Sunnah, its authenticity and its divisions.</li> <li>7. Knowing the consensus of Islamic scholars (Ijma), its pillars and its authority.</li> <li>8. Knowing deductive analogy (qiyās), its pillars, types, and its authenticity.</li> </ol>
ILO3	<ol style="list-style-type: none"> <li>1. Knowing juristic discretion (Istihsan), its types, and validity.</li> <li>2. Knowing the public interest (Maslaha), types of interests and their validity.</li> <li>3. Knowing the continuity (Istishab), its types and rulings.</li> <li>4. Knowing the custom (Alirf), its divisions, its validity, and the conditions for working by it.</li> <li>5. Knowing the words of the Companion and its authenticity.</li> </ol>

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	<ol style="list-style-type: none"> <li>6. Knowing the former law and the types of rulings contained in it.</li> <li>7. Knowing blocking the means (Sadd al-Dhara'i), their types and validity.</li> </ol>
ILO4	<ol style="list-style-type: none"> <li>1. Knowing the period of legislation in Makkah before the migration to it.</li> <li>2. Knowing the period of legislation in the Madina after the immigration to it.</li> <li>3. Knowing the features of Madina Constitution after the immigration.</li> <li>4. Knowing the sources of legislation in the prophecy era.</li> </ol>
ILO5	<ol style="list-style-type: none"> <li>1. Knowing the main reasons for ijtihad in the era of the Rightly-Guided Caliphs (Rashidun).</li> <li>2. Knowing the method of the Prophet's Companions in deducing legal rulings.</li> <li>3. Knowing the sources of legislation in the era of the Prophet's Companions.</li> <li>4. Knowing the most famous jurists of the Companions in this era.</li> </ol>
ILO6	<ol style="list-style-type: none"> <li>1. Knowing the most important features of the third legislative periods.</li> <li>2. Knowing the meaning of the Kharijites (al-Khawārij), and Shias and the principles for which they are famous.</li> <li>3. Knowledge of the general principles of Shia jurisprudence.</li> <li>4. Knowing the schools of Islamic jurisprudence and their types.</li> <li>5. Knowing the reasons for the emergence of the hadith school and its most important characteristics.</li> <li>6. Knowing the reasons behind the spread of the opinion school in Iraq.</li> </ol>
ILO7	<ol style="list-style-type: none"> <li>1. Knowing the features of the fourth legislative period.</li> <li>2. Knowing how Fiqh and Sunnah were collected and documented.</li> <li>3. Knowing the reasons for recording the Sunnah.</li> <li>4. Knowing the reasons for the jurists' different deductions.</li> </ol>
ILO8	<ol style="list-style-type: none"> <li>1. Knowledge of the Hanafi school of jurisprudence, its founder, origin, and most famous disciples.</li> </ol>

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	<ol style="list-style-type: none"> <li>2. Knowledge of the Maliki school of jurisprudence, its founder, origin, and most famous disciples.</li> <li>3. The Shafi'i school of jurisprudence, its founder, origin, and most famous disciples.</li> <li>4. The Hanbali school of jurisprudence, its founder, origin, and most famous disciples.</li> <li>5. Knowing the Zaidism, its founder, origin, and most famous jurists.</li> <li>6. Knowing the Ja'fari school, its founder, origin, and most famous jurists and their writings</li> <li>7. Knowledge of the Ibadism, its founder, origin, and most famous publications.</li> <li>8. Knowledge of al-Zāhirīyyah, its founder, origin, and most famous publications.</li> <li>9. Knowing the unwritten schools of jurisprudence.</li> </ol>
ILO9	<ol style="list-style-type: none"> <li>1. Knowing the advantages of the stagnation and imitation period.</li> <li>2. Knowing the reasons for imitation in this period.</li> <li>3. Knowing the work of scholars in this period.</li> <li>4. Knowing the most famous jurists of this period.</li> </ol>
ILO10	<ol style="list-style-type: none"> <li>1. Knowing the stages of the sixth legislative period.</li> <li>2. Knowing the advantages of the sixth legislative period.</li> <li>3. Knowing the advantages of the seventh legislative period.</li> <li>4. Knowing the signs of the modern jurisprudential revival.</li> </ol>
ILO11	<ol style="list-style-type: none"> <li>1. Knowing the importance of jurisprudence rules and the date of their inception.</li> <li>2. Knowing the differences between fundamentalist rules and jurisprudence rules.</li> <li>3. Knowing the most important publications of jurisprudence rules.</li> </ol>
ILO12	An explanation of the most important jurisprudence rules in the schools of jurisprudence, namely:

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	<ol style="list-style-type: none"> <li>1. Matters should be judged by their intentions.</li> <li>2. The hardship shall bring alleviation.</li> <li>3. The damage shall be removed</li> <li>4. It's not deniable that the laws change when time changes.</li> <li>5. Warding off evil should take precedence over bringing benefits</li> <li>6. There is no room for interpretation in the presence of a clear text.</li> </ol>
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## 5– Course Syllabus (24 hours of total Recorded Sessions, 28 hours of total synchronized sessions)

- **RS:** Recorded Sessions; **SS:** Synchronized Sessions;

ILO	Course Syllabus	RS	SS	Type	Additional Notes
ILO1	Islamic law (Sharia) and its characteristics	2	2	<input type="checkbox"/> Exercises(TD) <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	--
ILO2	Primary Sources of Islamic Law	2	2	<input type="checkbox"/> Exercises(TD) <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	--
ILO3	secondary sources of Islamic law			<input type="checkbox"/> Exercises(TD) <input type="checkbox"/> Assignments	--

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		2	3	<input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	
ILO4	The first legislative period (The Lifetime of the Prophet)	2	2	<input type="checkbox"/> Exercises(TD) <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	--
ILO5	The second legislative period (The Rightly Guided Caliphs Era)	2	2	<input type="checkbox"/> Exercises(TD) <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	--
ILO6	The third legislative period (the era of the followers).	2	2	<input type="checkbox"/> Exercises(TD) <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	--
ILO7	The fourth legislative period (the period of			<input type="checkbox"/> Exercises(TD) <input type="checkbox"/> Assignments	--

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	absolute ijtihad)	2	3	<input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	
ILO8	Schools of Islamic jurisprudence	2	2	<input type="checkbox"/> Exercises(TD) <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	--
ILO9	The Fifth Legislative period (the period of stagnation and imitation)	2	2	<input type="checkbox"/> Exercises(TD) <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	--
ILO10	The Sixth Legislative period (Modern revival)  The seventh legislative period and the signs of the modern revival	2	3	<input type="checkbox"/> Exercises(TD) <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	--
ILO11	The Maxims of Islamic Law			<input type="checkbox"/> Exercises(TD) <input type="checkbox"/> Assignments	--

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		2	2	<input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	
ILO12	Presentation of the most important Maxims of Islamic Law with brief explanation.	2	3	<input type="checkbox"/> Exercises(TD) <input type="checkbox"/> Assignments <input type="checkbox"/> Seminars <input type="checkbox"/> Projects <input type="checkbox"/> Practices <input type="checkbox"/> Others	--

## 6– Assessment Criteria (Related to ILOs)

ISC	Interactive Synchronized Collaboration	Ex	Exams	Rpt	Reports
PF2F	Presentations and Face-to-Face Assessments	PW	Practice Work		

ILO Code	ILO	Intended Results	Assessment Type				
			ISC	PW	Ex	PF 2F	Rpt
ILO1	Knowing the meaning of Islamic jurisprudence (Fiqh) and legislation, linguistically and idiomatically, and the characteristics of the Islamic jurisprudence	Examples and issues through which the student can learn the characteristics of Islamic jurisprudence	-	-			
ILO2	Knowing primary sources of	Applying this to new	-	-			

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	Sharia	jurisprudential cases in the modern era through consensus and analogy					
ILO3	Knowing the secondary sources of Sharia	Applying this to the public interest which serves the community's greater good.		-			
ILO4	Understanding Legislation in the lifetime of the prophet.	Applying this to new issues that are not stipulated, by reference to these sources.	-	-			
ILO5	Gaining knowledge of the main reasons for ijtihad in the era of the Rightly-Guided Caliphs.	deducing the legal rulings for issues in which there is no text.	-				
ILO6	Knowing the general ideas of the Kharijites and Shiites	Working on the rapprochement between all Islamic groups		-			
ILO7	Knowing the most important reasons for the difference between the jurists (Fuqaha').	deducing modern fiqh rulings in order to facilitate people's life.	-				
ILO8	Knowing the contents of Islamic schools of jurisprudence widely spread	accepting everyone in the crucible of the Islamic community,	-				

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	in the Islamic world	taking advantage of the different doctrines.					
ILO9	Knowing the importance of imitation in times that no diligent scholars are found.	leaving the path open for all people to imitate the rulings of the schools of jurisprudence	-				-
ILO10	Knowing the most important signs of the modern jurisprudential revival	Informing students of all the emerging jurisprudence rulings	-				-
ILO11	Knowing the Maxims of Islamic Law	General laws to which jurists refer to when making ijtihad in fiqh rulings	-				
ILO12	Knowing the most important rules of jurisprudence agreed upon in the schools of jurisprudence	facilitating the referencing to these rules when needed.	-	-			

## 7- Practice Tools:

Tool Name	Description
NON	-----

## 8- Main References

- The impact of distinctions in fundamentalist rules, d. Mustafa Al-Khan, Al-Resala Foundation, Beirut, i: year 1972.
- The impact of the distinctive evidence, d. Mustafa Al-Bagha, Dar Al-Imam Al-Bukhari:

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Damascus, year 1980.

- The reasons for the different deductions of jurists, Ali Al-Khafif, Dar Al-Fikr Al-Arabi: Cairo, i: 1977
- Fundamentals of Islamic Jurisprudence, d. Ibrahim Salkini, Khaled Ibn Al-Walid Library: Damascus, 5th edition: year 1999.
- Fundamentals of Islamic Jurisprudence, d. Muhammad Al-Zuhaili, Al-Wahda Foundation Press, i: year 1982.
- Fundamentals of Islamic Jurisprudence, d. Mustafa Al-Bagha, Dar Al-Mustafa, Damascus, 3rd edition: year 2004.
- History of Nations and Kings, Muhammad bin Jarir al-Tabari, Al-Istiqama Press ,
- The History of Islamic Legislation, Sheikh Muhammad Al-Khudari, Dar Al-Fikr: Beirut, 8th edition: year 1967.
- The History of Islamic Legislation, d. Osama Al-Hamawi, Damascus University, year 2007.
- The History of Islamic Legislation, d. Muhammad Farouk Al-Akkam, Al-Insha Press, Damascus University, year 1982.
- The History of Islamic Legislation, Manna Kattan, Wahba Library, 5th Edition: year 2001.
- The history of Islamic jurisprudence and its general theories, d. Abd al-Wadud al-Sariti, Dar al-Nahda al-Arabiya: Beirut, year 1993.
- The history of Islamic jurisprudence and ownership theory, d. Muhammad Abd al-Latif Salih al-Farfour, Dar Ibn Kathir, 1st Edition
- The History of Islamic Jurisprudence, Badran Abu Al-Enein Badran, Dar Al-Nahda Al-Arabiya: Beirut, year 1985.
- 15. The history of Islamic jurisprudence, d. Omar Suleiman Al-Ashqar, Dar Al-Nafaes: Amman, 3rd edition: year 1991.

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## 9– Additional References:

- History of the Islamic Schools, Shikh Mohammed Abu Zahra, Dar Al-Fiker Alarabi: Cairo, D.T .
- The Sublime mind in the History of Islamic Jurisprudence, Muhammad ibn al-Hasan ibn al-Arabi al-Jaafari, Dar al-Kutub al-Ilmiyya: Beirut, year 1995.
- Islamic Jurisprudence principles between authenticity and guidance, Dr. Mohammed Bikr Ismaiel, dar Al-Manar: Egypt, 1st edition 1997.
- Principles of Islamic Jurisprudence and its applications in the four schools, Dr. Mohammed Al-Zuhayli, Dar Al-Fiker: Damascus, 1999 edition.
- General Islamic Jurisprudence Introductory, Mostafa Ahmad Al-Zarqa, Al-Qalam publisher.
- Islamic Jurisprudence Introductory, Dr. Ahmad Al-Haji Al-Kurdi, Damascus university, year 1989.
- Introduction to the study of Islamic schools, Ali Juma'a , Mohammed Abd Al-wahab, Dar Al-Salam: Cairo, 2nd edition: year 2001.
- Introduction to the study of Islamic Law (Sharia), Dr. Abd Alrahman Al-sabouni, Damascus university, year 2013.
- Introduction to the study of Islamic Jurisprudence (Fiqh), Dr. Abd Al-Kareem Zidan, Al-Resaleh Institute: Beirut, 4th edition: year 1996.