

Editors

Nor Asiah Mohamad Md Zahidul Islam Sharifah Zubaidah Syed Abdul Kader Mohd Yaziz Mohd Isa



WAQF IN SELECTED ASIAN COUNTRIES

EDITORS

Nor Asiah Mohamad Md Zahidul Islam Sharifah Zubaidah Syed Abdul Kader Mohd Yaziz Mohd Isa

2019

Publisher Page

Copyright 2019
International Islamic University Malaysia
Global Waqf Conference (GWC)
Ahmad Ibrahim Kulliyah of Laws

All rights reserved. No part of this book may be reproduced in any form or by any electronic or mechanical means including information storage and retrieval systems, without permission in writing from the author. The only exception is by a reviewer, who may quote short excerpts in a review.

The views expressed in this publication are the sole responsibility of the authors and do not necessarily reflect the views of the organisation involved.

Editors

Nor Asiah Mohamad Md Zahidul Islam Sharifah Zubaidah Syed Abdul Kader Mohd Yaziz Mohd Isa

Publisher
International Islamic University Malaysia
Global Waqf Conference
Ahmad Ibrahim Kulliyyah of Laws
P.O.Box 50728, Kuala Lumpur
Malaysia
Tel No: 03-61964252
Fax No: 03-61964854

National Library of Malaysia (Perpustakaan Negara Malaysia) ISBN 978-983-3142-44-6



CONTENT

1.	Evolution of the Concepts of Waqf, Trust and Foundation: A Legal-Historical Perspective Sharifah Zubaidah Syed Abdul Kader	3
2.	Waqf versus Trust: Negotiating the Concept of Religious Endowments in Australia Rawaa El Ayoubi Gebara	12
3.	The Evaluation Framework for Waqf Land Administration and Management in Malaysia Salbiah Mokhtar and Mansor Ibrahim	25
4.	Protection of Property through Waqf Institution: Analysis of Court Decisions in Malaysia Pre and Post-Independence Nor Asiah Mohamad	40
5.	Waqf Literatures from Malaysia: 60 Years After Independence Salehuddin Md Dahlan and Nor Asiah Mohamad	55
6.	Bibliography and Review of Selected Waqf Literatures in Indonesia: Origins, Past and Current Trends Fahmi M. Nasir, Sharifah Zubaidah Syed Abdul Kader, Zuraidah Ali and Ghazali Jaapar	131
7.	Waqf Innovation: Unlocking and Multiplying the Value of Waqf Properties in Singapore Zaini Osman	148
8.	Corporate Waqf University: A Sustainability Model Ridzwan Bakar, Wardah Sakinah, Rapiah M Zaini and Farzana Sarmin	156
9.	A Preliminary Study of Shariah Related Matters in the Development of Housing Projects on Waqf Land in Malaysia Azila Ahmad Sarkawi and Srazali Aripin	168
10.	Priority of Waqf Development and Its Barriers Among the Muhammadiyah Awqaf AUM (Amal Usaha Muhammadiyah) Units: An Analytical Hierarchy Process (AHP) Approach Yuli Utami, Tjiptohadi Sawarjuwono and Abu Azam Al Hadi	183
11.	The Existensial Reality of Waqf Land as A Cultural Heritage of the West Sumatera Society Onny Medaline	19

Index

Adat 46

Adat Istiadat Melayu 46

Al Azhar University 6

Al Qarawwin University

Amal Usaha Muhammadiyah 181

AMLA 148

Analytical Hierarchy Process, 181

ANGKASA 65

Article 121 (A) 43

By deeds 49

By document 50

Capacity building 156

Categories of Development 168

Charity 12

Charity in Australia 13

Civil court 43

Comparative judgement 185

Concept of Waqf 6, 12

Conference on Malaysian Islamic Economics and Finance 70

Construction procurement 168, 169

Corporate Waqf 156

Corporate Waqf University 157

Cultural heritage 191

Custom 194

Database evaluation 37

Dealing 47

Dedication of Waqf 50

Development of Trust 7

Development of Waqf 4

Dharma 193

Direct revenue 36

Distribution of Waqf land 169

Entrepreneurship and Economic Board 182

Evaluation 25

Family Waqf 51

Fatwa 40

Fatwa on Waqf 48

Fideicommissum 8

Fiduciary relationship 7

Financial 20

Figh of Waqf 56

Foundation 157

Gazette 50

Geo Informatic system 37

GIS 37

Global Waqf Conference 1

Housing project 168

Hukum Syarak 48

Human resource 152

Humanitarian 10

litihadi 74

Inalienable 17

Institutional Investment Initiative 12

Inter vivos 9

International Centre for Waqf Research 152

International Conference on Infaq 70

International Conference on Waqf (Global Waqf Conference) 1

International Seminar on Awqaf 70

Irrevocable 52

Isa Abdul Rahman 44

Islamic law 191

Islamic philanthropy 3

Istibdal 153, 52

Johor Wakaf Prohibition Enactment 52

Joint venture 37

Khaybar 5

Konvesyen Waqf Kebangsaan 70

Land Acquisition 52

Land Administration 25

Land market 32

Legal 164

Legal evaluation 35

Literatures 55

Long user 50

Majelis Wakaf 187

Majlis Agama Islam 48

Management 164

Maqasid al Shariah 43

Masters Dissertation 63

Mawquf 8

Maxim 153

Merton College 8

Minang 194

Minangkabau 194

Model Quantification 197

Mufti 1

Muhammadiyah 181

MUIS 153

Muktamar Waqf Iqlimi 70

Mustan Bee 47

Mutawalli 153

Nadzir 188

Offshore 3

Ownership process 36

Pantun 194

Perdikan 193

Perpetual 17

Personnel arrangement 35

Ph D theses 63

Philanthrophy 3

Piae causa 3

Pious charitable foundation 157

Private sectors 32

Right outcome 151

Right products 152

Right talent 152

Sadaqah 5

Saydina Umar 47

Seminar Transformasi Peletakhakan Tanah Wakaf 70

Seminar Wakaf Kontemporari 70

Shaik Eusoff 53

Shariah Considerations 177

Shariah Court 43, 45

Shariah Legitimacy 177

Sighah 35

Sima 134

Social Institution 191

Soon Singh v Pertubuhan Kebajikan Islam Malaysia (PERKIM) Kedah & Anot 45

Stare decisis 42

Subject matter approach 45

Sustainability model 156

SWOT 36, 37

Syed Hasan & Anor 41

Tengku Nik Maimunah 47, 52

Tengku Zainul Akmal bin Tengku Besar Mahmud & Anor 46

The Red House 153

Uses 161

Wakaf 70

Wakaf Am 47

Wakaf innovation 148

Wakas Khas 176

Wakoff 40

Waqf 47

Waqf Accounting 139

Waqf al Awlad 51

Waqf and Charitable Trust 16

Waqf asset 187

Waqf Deed 16

Waqf donors 187

Waqf in Indonesia 131

Waqf in Singapore 148

Waqf Land 72

Waqf Muaabad 53

Waqf Muaaqat 53

Waqf Share 3, 183

Waqf University 156

Waqf Wasiyya 53

Waqif 198

Warees Investment Pte Ltd 151

Yayasan Multimedia University 159

Zakat 55, 160

ISBN 978-983-3142-44-6

