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(MISG- 2014)
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DAY 01 Wednesday (August 27, 2014)
Session 1 (11:15 am – 1:00 pm)
Venue: Ball Room 1

Session Chairs: Farooq Ahmad Jam and Kannan Rassiah
Track B: Social Science and Humanities

MISG-14-185	THE RELATIONSHIP OF THE CHILD-FEEDING PRACTICES OF MOTHERS WITH THE NUTRITIONAL STATUS OF PRESCHOOLERS: THE CASE OF BRGY MANUNGAL, PHASE II OF BRGY. TATALON, QUEZON CITY	Ethel May Faigao Onas
MISG-14-192	THE INVESTIGATION OF THE SIBERIAN PEOPLES' LANGUAGES SOUND SYSTEMS BY THE ADVANCED INSTRUMENTAL TECHNIQUES	Irina Selyutina
MISG-14-118	SPACE WEATHER INNOVATION COMPETITION FOR SCHOOL STUDENTS IN MALAYSIA	Mardina Abdullah
MISG-14-122	ADULT STUDENTS' LEARNING STYLES WITH PREFERRED USAGE OF VIDEOCONFERENCING DELIVERY MODES	Siti Hajar Halili
MISG-14-130	THE EFFICENCY OF LEGAL PROVISION ON POLYGAMY IN MALAYSIA, A CRITICAL ANALYSIS FROM ISLAMIC PERSPECTIVE	Raudlotul Firdaus binti Fatah Yasin
MISG-14-187	CHINESE AND SIAMESE CULTURES IN MALAY MUSLIMS ENVIRONMENT	Zuriati Binti Mohd Rashid

Lunch Break (1:00 pm – 2:00 pm)

THE EFFICIENCY OF LEGAL PROVISION ON POLYGAMY IN MALAYSIA, A CRITICAL ANALYSIS FROM ISLAMIC PERSPECTIVE

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ABSTRACT

Islam permits polygamy to preserve a woman's dignity and cares for the social, moral and economic well-being of wives and orphans. Unfortunately, a number of polygamous marriages among Muslims in Malaysia registered at the local 'Shariah Courts' are dramatically misleading from both Islamic theories as well as principles. Hence, it has become a very controversial issue among its critics and supporters which has resulted in serious criticisms on the credibility of the legal provision namely Islamic Family Law Act 1984 (IFLA) in curbing the abuse of polygamy.

As a short term measure to overcome the problem, it has been suggested that IFLA should be reformed in order to address the current problems faced by Muslims. The IFLA has been amended twice, in 1994 and 2005, and yet the Act has not been gazette, as some states in Malaysia have been objecting to the enforcement of the new enactment due to certain restricting provisions, which according to them are not in compliance with following the real teaching in the revelation.

This paper seeks to examine the efficiency of the current provision, and the compatibility between the law of polygamy in the Islamic Family Law Act 1984 with the revelation of Allah (SWT) in the Qur'a<n and the teachings of the Prophet (PBUH) in the Sunnah. It is a critical analyzes on the sources of the provisions, the relations, the efficiency and the suitability of the codification with the divine sources as well as the recommendations to improve the current provision towards a better practice of polygamy according to its original Shariah intents.

Keywords: Legal Provision, Polygamy, Curbing the Abuse.