Proposed Framework for *Tahkîm* in the Construction Industry

**Abstract:**
Conventionally, arbitration is deemed the most frequently used alternative dispute resolution (ADR) mechanism for settling construction related disputes. In Islam, a similar approach in ADR, and is *Shariah* compliant, is known as *Tahkîm*. While the practice and procedures in arbitration are well established but not much is known about *Tahkîm*. In line with the interest of the business community to seek ways to adopt *Shariah*-compliant practice and procedures, it is considered important and urgent for the use of *Tahkîm* in settling construction related disputes to be promoted. This paper reports on a study to develop a proposed framework for *Tahkîm*. Methodology adopted for the study combines review of literature and interviews with *Shariah* legal and construction experts. It concludes with a recommendation for the framework to be considered for use in settling construction related disputes.

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