RETAKĀFUL OPERATION IN MALAYSIAN PRACTICE Issues and Solutions

NAN NOORHIDAYU MEGAT LAKSANA AKHTARZAITIE ABDUL AZIZ



RETAKĀFUL OPERATION IN MALAYSIAN PRACTICE Issues and Solutions

NAN NOORHIDAYU MEGAT LAKSANA AKHTARZAITIE ABDUL AZIZ



First Print, 2017 ©IIUM Press, IIUM

IIUM Press is a member of Majlis Penerbitan Ilmiah Malaysia – MAPIM (Malaysian Scholarly Publishing Council)

All rights reserved. No part of this publication may be reproduced, stored in a retrieval system, or transmitted, in any form or by any means, electronic, mechanical, photocopying, recording, or otherwise, without any prior written permission of the publisher.

Perpustakaan Negara Malaysia Cataloguing-in-Publication Data

Nan Noorhidayu Megat Laksana

RETAKAFUL OPERATION IN MALAYSIAN PRACTICE: ISSUES AND SOLUTIONS/ NAN NOORHIDAYU BT MEGAT LAKSANA, AKHTAR ZAITIE ABDUL AZIZ.

ISBN 978-967-418-553-4

- I.Insurance--Malaysia.
- 2. Insurance--Religious aspect--Islam.
- 3. Insurance policies (Islamic law).
- I. Akhtar Zaitie Abdul Aziz II. Title.

368.0088297

Published & Printed in Malysia by: **IIUM Press** International Islamic University Malaysia P.O. Box 10, 50728 Kuala Lumpur, Malaysia

CONTENTS

	Transliteration	vii
	Figures	ix
	Tables	xi
	Preface	xiii
	Acknowledgements	xv
	Abbreviations	xvii
CHAPTER 1	INTRODUCTION	1
CHAPTER 2	TAKĀFUL AND RETAKĀFUL	11
CHAPTER 3	FIQHĪ ISSUES IN RETAKĀFUL	49
	OPERATIONS	
CHAPTER 4	RETAKĀFUL IN MALAYSIA: CONCEPT	75
	AND PRACTICE	
CHAPTER 5	CONCLUSION AND	95
	RECOMMENDATIONS	
	References	101

RETAKĀFUL OPERATION IN MALAYSIAN PRACTICE

Retakāful is an important financial tool through which takāful operators pay an agreed amount from takāful fund to the retakāful operators in order to get protection against loss or unexpected risk. Retakāful is an alternative for takāful operators to reinsure their risk. Some of the concepts and practices in reinsurance are relevant and acceptable in the practice of retakāful. This study attempts to discuss and examine retakāful operation as implemented by retakāful operators in Malaysia. Three retakāful operators in Malaysia had been selected by the researcher in order to get a clearer understanding of the implementation of retakāful operation models which are ACR Retakāful SEA Berhad, MNRB Retakāful Berhad and Munich Re Retakāful Berhad. In addition, this study attempts to analyse the fiqhī issues in retakāful operation.

Nan Noorhidayu Megat Laksana currently a lecturer at Department of Fiqh and Usul Al-Fiqh, Kuliyyah of Islamic Revealed Knowledge and Human Sciences, IIUM. She was born in 1984 at Kuala Terengganu. After completing her education at secondary school, she continued her studies at the Maahad Tahfiz Al-Quran Negeri Terengganu for four years where she obtained the Tahfiz certificate (Jayyid Jiddan) at the end of 2003. She proceeded to further her studies at International Islamic University Malaysia (IIUM) with the Bachelor of Usul al-Fiqh in 2011.

Akhtarzaitie Abdul Aziz, Assistant Professor at the Kulliyyah of Islamic Revealed Knowledge, International Islamic University Malaysia.



IIUM Press

Tel: +603 6196 5014 / 6196 5004 Fax: +603 6196 4862 / 6196 6298 Email: iiumbookshop@iium.edu.my Website: http://iiumpress.iium.edu.my/bookshop

