

[Look Up Full Text](#)
[Find PDF](#)
[Export...](#)
[Add to Marked List](#)

Towards an Apex Sharia Court in Malaysia

By: Shuaib, FS (Shuaib, F. S.)^[1]; Kamal, MH (Kamal, M. H.)^[1]; Bustami, TA (Bustami, T. A.)^[1]; Othman, N (Othman, N.)^[1]; Sulaiman, MS (Sulaiman, M. S.)^[1]

PERTANIKA JOURNAL OF SOCIAL SCIENCE AND HUMANITIES

Volume: 25 Pages: 309-321 Special Issue: SI

Published: MAR 2017

Document Type: Article

Abstract

Malaysia has 14 Sharia court systems. The main reason for this state of affairs is the distribution of legislative powers under the Federal Constitution between the Federation and the states where Islam and Islamic law are state matters. This paper looks at the consequences of having several distinct Sharia court systems. The Sharia courts and the laws differ from one state to another. This paper looks at the legal possibility of having one apex court for all the 14 Sharia court systems to streamline the administration and decisions of the Sharia courts.

Keywords

Author Keywords: [Federalism](#); [Islamic law](#); [legal system](#); [Sharia courts](#)

Author Information

Reprint Address: Shuaib, FS (reprint author)

+ IIUM, Fac Laws, Kuala Lumpur 53100, Malaysia.

Addresses:

+ [1] IIUM, Fac Laws, Kuala Lumpur 53100, Malaysia

E-mail Addresses: farid@iium.edu.my; mkmhisham@iium.edu.my; tajularis@iium.edu.my; ainiothman090@gmail.com; sfiq@outlook.com

Funding

Funding Agency	Grant Number
Malaysian Ministry of Education	

[View funding text](#)

Publisher

UNIV PUTRA MALAYSIA PRESS, SERDANG, SELANGOR, 00000, MALAYSIA

Categories / Classification

Research Areas: Social Sciences - Other Topics

Web of Science Categories: Social Sciences, Interdisciplinary

[See more data fields](#)

Citation Network

In Web of Science Core Collection

0

Times Cited

[Create Citation Alert](#)

11

Cited References

[View Related Records](#)

Use in Web of Science

Web of Science Usage Count

0

Last 180 Days

0

Since 2013

[Learn more](#)

This record is from:

Web of Science Core Collection
- Emerging Sources Citation Index

[Suggest a correction](#)

If you would like to improve the quality of the data in this record, please [suggest a correction](#).

Cited References: 11

Showing 11 of 11 [View All in Cited References page](#)

(from Web of Science Core Collection)

1. Title: [not available]
By: Aziz, A. A.; Shuaib, F. S.

Times Cited: 1

Constitution of Malaysia: Text and commentary Published: 2009
Publisher: Pearson, Petaling Jaya

2. **Islam, the religion of the Malaysian federation: The scope and implications** Times Cited: 3
By: Aziz, S. A.
IIUM Law Journal Volume: 14 Pages: 33-49 Published: 2006
3. **ISLAMIC CRIMINAL LAW IN THE MALAYSIAN FEDERAL STRUCTURE: A CONSTITUTIONAL PERSPECTIVE** Times Cited: 2
By: Aziz, Shamrahayu A.
IIUM LAW JOURNAL Volume: 15 Issue: 1 Pages: 101-120 Published: 2007
4. Title: [not available] Times Cited: 7
By: Bari, Abdul Aziz.
Malaysian Constitution: A Critical Introduction Published: 2003
Publisher: The Other Press, Kuala Lumpur
5. **The Islamic legal system in Malaysia** Times Cited: 9
By: Farid Sufian, S.
Pacific Rim Law & Policy Journal Volume: 21 Issue: 1 Pages: 85-113 Published: 2012
6. Title: [not available] Times Cited: 7
By: Fong, J.
Constitutional Federalism in Malaysia Published: 2008
Publisher: Sweet and Maxwell Asia, Kuala Lumpur
7. Title: [not available] Times Cited: 1
By: Ibrahim, A. A.
Ke arah mahkamah sharia persekutuan. Kompilasi kertas kerja persidangan penyelarasan undang-undang syarak dan sivil Published: 2013
Publisher: Jabatan Kemajuan Islam Malaysia, Putrajaya
8. **Ke arah merealisasikan penyeragaman penggubalan undang-undang sharia di Malaysia: Pengalaman, pelaksanaan dan kerjasama antara persekutuan dengan negeri** Times Cited: 1
By: Johari, A. S.
SEM BID KUAS PER SHA Published: 2014
Publisher: Attorney General's Chambers, Putrajaya
9. Title: [not available] Times Cited: 3
By: Phelan, P. R.
The traditional legal system of Sabah Published: 2003
Publisher: Yayasan Sabah, Kota Kinabalu
10. **STRENGTHENING ADMINISTRATIVE INSTITUTIONS OF ISLAMIC LAW IN MALAYSIA: AN OVERVIEW** Times Cited: 4
By: Shuaib, F. S.
Jurnal Syariah Volume: 16 Pages: 443-464 Published: 2008
Special Edition (2008)
11. **Federalising shariah courts in Malaysia: Lessons from the Indonesian Peradilan Agama** Times Cited: 1
By: Shuaib, F. S.
Malayan Law Journal Volume: 1 Pages: lviii-xv Published: 2015

Showing 11 of 11 [View All in Cited References page](#)

