CONTENTS

Preface ....................................................................................................................... vii
   Ron Shaham

Introduction
   Academic Autobiography ........................................................................ xv
      Aharon Layish
   List of Publications .................................................................................. xxiii
      Aharon Layish

Chapter One  The Mukhtasar of al-Khiraqī and its Place
   in the Formation of Hanbali Legal Doctrine .................................. 1
      Nimrod Hurvitz

Chapter Two  Law and Custom in the Maghrib,
   1475–1500: On the Disinheritance of Women ............................. 17
      David S. Powers

Chapter Three  Women as Expert Witnesses in Pre-Modern
   Islamic Courts ....................................................................................... 41
      Ron Shaham

Chapter Four  Qāḍī, Muftī and Ruler: Their Roles in the
   Development of Islamic Law ................................................................. 67
      Miriam Hoexter

Chapter Five  Ottoman Qāḍīs in Damascus during the
   16th–18th Centuries ............................................................................. 87
      Michael Winter

Chapter Six  Patronage, Intervention and Violence
   in the Legal Process in Eighteenth-Century Salonica and
   its Province .................................................................................... 111
      Eyal Ginio
Chapter Seven  Archaic Forms of Contract in Max Weber's Theories and in Arab and Somali Customary Law ......................................................... 131
Frank H. Stewart

Chapter Eight Provincial Judges: The Shari‘a Judiciary of Mid-Twentieth-Century Yemen ..................................................... 149
Brinkley Messick

Chapter Nine “All of Palestine is Holy Muslim Waqf Land”: A Myth and its Roots ...................................................... 173
Yitzhak Reiter

Chapter Ten Legal Reform, Interpretive Communities and the Quest for Legitimacy: A Contextual Analysis of a Legal Circular .................................................. 199
Ido Shahar

List of Contributors ........................................................................... 229
Bibliography .................................................................................... 231
Index ............................................................................................... 247