

# MUSTAFA BIN MAT JUBRI @ SHAMSUDDIN



- KULLIYAH OF ISLAMIC REVEALED KNOWLEDGE AND HUMAN SCIENCES
- IIUM Gombak Campus
- Email address: [mussham@iium.edu.my](mailto:mussham@iium.edu.my)

## ACADEMIC QUALIFICATION

- Doctor of Philosophy in Foundation of Jurisprudence
- Master of Islamic Revealed Knowledge & Heritage (Fiqh and Usul al-Fiqh)
- Bachelor of Islamic Revealed Knowledge & Heritage (Fiqh and Usul al-Fiqh) (Honours)

## TEACHING RESPONSIBILITIES

ADILLAT AL-AHKAM (ARABIC)	2006/2007 2008/2009
ADILLAT AL-AHKAM I	2006/2007 2007/2008
ADILLAT AL-AHKAM I: EVIDENCES OF LEGAL RULES I	2008/2009
ADILLAT AL-AHKAM II: EVIDENCES OF LEGAL RULES II	2013/2014
ADILLAT AL-AHKAM: EVIDENCES OF LEGAL RULES	2013/2014 2014/2015 2015/2016 2016/2017 2017/2018 2018/2019 2019/2020
AL-FIQH AL-ISLAMI: ISLAMIC JURISPRUDENCE	2018/2019 2019/2020 2020/2021
AL-HALAL WA AL-HARAM FI AL-SHARIAH: CONCEPT OF HALAL & HARAM IN SHARIAH	2018/2019 2019/2020 2020/2021
AL-MADARIS AL-USULIYYAH: TARIKHUHU WA A'LAMUHA	2007/2008
AL-MADKHAL ILA AL-FIQH: INTRODUCTION TO FIQH	2008/2009 2017/2018
AL-MADKHAL ILA USUL AL-FIQH: INTRODUCTION TO USUL AL-FIQH	2008/2009 2016/2017 2017/2018
AL-TADRIB AL-'AMALI: PRACTICAL TRAINING	2017/2018 2018/2019 2019/2020
FINAL YEAR PROJECT	2018/2019 2019/2020
FINAL YEAR PROJECT I	2018/2019 2019/2020 2020/2021
FINAL YEAR PROJECT II	2020/2021

FIQH AL-'IBADAT (ARABIC)	2006/2007
FIQH AL-'IBADAT I: JURISTIC STUDY OF 'IBADAT I	2008/2009
FIQH AL-'IBADAT: JURISTIC STUDY OF 'IBADAT	2017/2018
MABAHITH TURUQ AL-ISTINBAT I: METHODS OF LEGAL DEDUCTION I	2013/2014 2014/2015 2015/2016 2016/2017 2017/2018 2018/2019
MABAHITH TURUQ AL-ISTINBAT II: METHODS OF LEGAL DEDUCTION II	2013/2014 2014/2015 2015/2016 2016/2017 2017/2018 2019/2020
MAQASID AL-SHARI'AH: OBJECTIVES OF THE SHARI'AH	2020/2021
QAWA'ID WA FURUQ FIQHIYYAH: LEGAL MAXIMS & JURISTIC VARIATIONS	2013/2014 2014/2015 2015/2016
QIRA'AH NAQDIYYAH FI USUL AL-FIQH I: CRITICAL READING IN USUL AL-FIQH	2008/2009
RESEARCH PAPER I	2014/2015 2015/2016 2017/2018 2018/2019 2019/2020
RESEARCH PAPER II	2013/2014 2015/2016 2018/2019
TURUQ ISTINBAT AL-AHKAM: METHODS OF LEGAL DEDUCTION	2020/2021
USUL AL-FIQH: PRINCIPLES OF ISLAMIC JURISPRUDENCE	2020/2021

## RESEARCH PROJECTS

### In Progress

- 2019 - Present** E-Wallet in Malaysia: Shariah and Legal Analysis
- 2019 - Present** The Scope of Fisabilillah (the path of Allah) in the Distribution of Zakat by Selected Islamic Banks in Malaysia
- 2019 - Present** Maqsad Hifz Al-Mal (Protection of Property) in Islamic Finance in Malaysia: An Analytical Study
- 2016 - Present** Issues of Bai'al-Inah in the Contemporary Islamic Financial Products and its Solutions: Bank Simpanan Nasional as an Example
- 2016 - Present** Mu'jam al-Mustalahat fi al-Siyasat al-Shari'iyah (Encyclopedia of Terminologies of Islamic Politics)
- 2016 - Present** Mujam al-Mustalaht fi Fiqh al-Jinayat (Encyclopedia of Terminologies in Islamic Criminal Law)

### Completed

- 2016 - 2017** Islamic Biomedical Jurisprudence: A Methodological Framework for Resolving the Problem of Dislocation of Legality from Morality
- 2016 - 2018** Mujam al-Mustalaht fi Fiqh al-Jinayat (Encyclopedia of Terminologies in Islamic Criminal Law)
- 2016 - -1** Mu'jam al-Mustalahat fi al-Siyasat al-Shari'iyah (Encyclopedia of Terminologies of Islamic Politics)
- 2016 - 2019** Issues of Bai'al-Inah in the Contemporary Islamic Financial Products and its Solutions: Bank Simpanan Nasional as an Example
- 2016 - 2019** Mu'jam al-Mustalahat fi al-Siyasat al-Shari'iyah (Encyclopedia of Terminologies of Islamic Politics)

## PUBLICATIONS

### Article

- 2020** [Stipulation of rights in the practice of Nikah Al-Khitbah according to the fuqaha' and the Islamic family law in Malaysia = Penetapan syarat di dalam amalan Nikah Khitbah menurut fuqaha' dan undang-undang keluarga Islam di Malaysia.](#) Islam in Asia , 17 (1) pp.314-331
- 2020** [Transgenders' rights in Malaysia in light of maqasid ash-Syariah.](#) Journal of Fatwa Management and Research , 21 (1) pp.69-91
- 2020** [أثر تقديم القياس وتأخيرته بين الأدلة في الأصول والفروع = The effect of prioritization of analogy \(Qiyas\) among the evidences on principles of Islamic Jurisprudence and its branches.](#) Ar-Raiq Journal for Islamic Studies , 3 (1) pp.146-184
- 2020** [Islamic and modern science perspectives issues of animal plasma as a source of food additives in food products.](#) International Journal of Advanced Research in Engineering and Technology (IJARET) , 11 (12) pp.283-305
- 2020** [Principles of the issues of condition in the juristic study of transactions among ibadhis.](#) International Journal of al-Turath in Islamic wealth and finance , 1 (2) pp.40-65
- 2020** [Hak isteri menuntut mut'ah di dalam undang-undang keluarga Islam di Malaysia.](#) Jurnal Hukum , EDISI KHAS JH (1442H/2020M) pp.1
- 2019** [Aplikasi masalah ke atas pensyaratan pelaksanaan haji atau umrah melalui agensi pengelola = The application of masalah in restriction on performing hajj and umrah with operating agencies.](#) Jurnal Sains Insani , 4 (1) pp.15-21
- 2019** [نحو نموذج معاصر لمعجم المصطلحات في التشريع الجنائي الإسلامي.](#) At-Tajdid , xx (xx) pp.1-37
- 2019** [The effect of objectives of shariah on Islamic transactions = أثر المقاصد الشرعية في أثر المعاملات المالية.](#) Academic Knowledge , 2 (1) pp.87-106
- 2019** [ترتيب الأدلة الشرعية وتأصيله في البحث الأصولي = Ordering legal evidences and its underpinning in the usuli research.](#) International Journal of Business, Economics and Law , 18 (6) pp.61-69

- 2019 [The understanding of Malaysian society on kafa'ah concept in marriage = Pemahaman masyarakat Malaysia tentang konsep kafa'ah dalam perkahwinan.](#) Journal of Muwafaqat , 2 (2) pp.104-118
- 2019 [شمولية النصوص التشريعية للمستجدات الفقهية من خلال أبعاد أربعة: دراسة أصولية = The comprehensiveness of legislative divine texts upon contemporary juristic issues through four dimensions: an usūlī study.](#) Islam Hukuku Araştırmaları Dergisi , 33 pp.197-216
- 2019 [Analysis of allantoin sources from shariah perspective in cosmetic product = Hukum ramuan allantoin dalam produk kosmetik.](#) Al-Qanatir: International Journal of Islamic Studies , 15 (1) pp.23-35
- 2018 [Pengamalan talfiq \(percampuran mazhab\) di kalangan masyarakat Islam di Malaysia = The practice of talfiq \(combining mazhab\) among Muslims in Malaysia.](#) Journal of Education and Social Sciences , 10 (2) pp.37-44
- 2018 [أحكام العبادات الخاصة بالمتضررين من الفيضانات: دراسة فقهية تحليلية \(Ibadat\) for those affected by floods: a juristic analytical study.](#) International Journal of Fiqh and Usul al-Fiqh Studies (IJFUS) , 2 (2 (Special Issue)) pp.7-22
- 2018 [Issues of Bai' al-'Inah in the contemporary Islamic financial products and its solutions according to the shariah principles.](#) South East Asia Journal of Contemporary Business, Economics and Law , 15 (5) pp.95-103
- 2018 [The ethical governance of end-of-life care: the quest for an integrated juridical framework.](#) The Islamic Quartely , 62 (1) pp.1-26
- 2018 [ضوابط إجراء التجارب العلمية على الحيوانات: دراسة فقهية تحليلية = Guidelines for performing animal experimentation: a juristic and analytical study.](#) Journal of Sharia & Law , 76 pp.221-256
- 2018 [حكم أخذ الشاهد الأجرة على الشهادة: دراسة فقهية تحليلية = Taking wage upon giving testimony: a juristic and analytical study.](#) مجلة الميزان للدراسات الإسلامية والقانونية , 5 (1) pp.95-128
- 2018 [The enforceability of Wa'd Mulzim \(Binding Promise\) from a fiqh perspective: A critical analysis of wa'd application in sukūk contracts.](#) International Journal of Fiqh and Usul al-Fiqh Studies , 2 (1) pp.119-131
- 2018 [حكم تحويل الجنس: دراسة تقويمية في ضوء مقاصد الشريعة = The rule of sex change: an evaluative study in light of the Maqāsid al-Sharī'ah.](#) International Journal of Fiqh and Usul Al-Fiqh Studies (IJFUS) , 2 (2) pp.50-58
- 2018 [عادة زواج المسافة: دراسة فقهية تحليلية = The custom of distant-marriage: a juristic analytical study.](#) International Journal of Fiqh and Usul al-Fiqh Studies , 2 (2) pp.112-123
- 2018 [التطبيق المصرفي لعقد الإحارة ثم البيع في ماليزيا: دراسة فقهية نقدية = Banking application of Al-Ijarah Thumma al-Bay' \(AITAB\) contract in Malaysia: a juristic and critical study.](#) Journal of Islamic Studies and Thought for Specialized Research (JISTSR) , 4 (3) pp.51-82
- 2017 [السنة التقريرية ومجالات اتباعها: دراسة أصولية = Disapproval of the Prophet and the scopes of following it: an usuli study.](#) مجلة دراسات إسلامية , 31 pp.1-78

- 2017 [مبحث الأدلة الشرعية في المنظومة الأصولية = The study of legal evidences in the principles of Islamic jurisprudence's framework.](#) Australian Journal of Islamic Studies (AJIS) , 8 pp.29-50
- 2017 [Al-Shirazi's methodology in juristic variations.](#) Journal Of Global Business And Social Entrepreneurship (GBSE) , 3 (7) pp.143-157
- 2016 [Daf' zakat al-fitr 'abra al-jihaz al-kholawi: dirasah fihiyyah naqdiyyah = paying zakat fitr via mobile phone: a juristic and critical study.](#) مجلة الجمعية الفقهية السعودية , 34 pp.241-293
- 2016 [Surgical restoration of the gender from the Fiqhi point of view.](#) Journal of Education and Social Sciences (JESOC) , 5 pp.111-117
- 2016 [Islamic Legal rules for the post transsexual.](#) Journal of Education and Social Science (JESOC) , 5 pp.1-11
- 2016 [Rulings of human actions in harming others' properties: a juristic analytical study.](#) International Journal of Business, Economics and Law , 11 (5) pp.1-11
- 2015 [Maxims in following al-Sunnah: a study from usuli perspective.](#) HADIS: Jurnal Ilmiah Berwasit , 5 (9) pp.29-52
- 2013 ["حقوق الإنسان في الإسلام": لمجتمع الرئيسي للجامعة الإسلامية العالمية بماليزيا: 13-12 نوفمبر 2013.](#) At-Tajdid , 17 (34) pp.237-239
- 2013 [Juristic nuances: their meaning, underpinnings and conditions = Furuq fihiyyah \(Nuansa fiqah\): maksud, dasar dan syariatnya.](#) al-Tajdid , 17 (34) pp.69-95
- 2011 [al-Manhaj al-tarjihi fi al-fikr al-usuli.](#) Journal of Islam in Asia , Spcl (3) pp.151-191

#### Conference or Workshop Item

- 2020 [Pemberhentian hukum kerana pemeliharaan maqasid: hudud sebagai contoh.](#) In: **e-Proceeding Seminar Maya Maqasid Syariah dan Tadbir Urus (SEMASYUR 2020)**
- 2020 [Competent duties and their importance in the advancement of Muslim society: an analytical study from Maqasid perspective.](#) In: **7th International Symposium 2020 on The Moderate Approach to Human Development Through Islamic Sciences and Arabic Studies**
- 2019 [Ordering legal evidences and its underpinning in the usuli research.](#) In: **8th Kuala Lumpur International Islamic Studies and Civilisations (KLIIISC 8) 2019**
- 2018 [Pensyaran kafa'ah di dalam akad nikah dan amalannya di dalam undang-undang keluarga Islam di Malaysia.](#) In: **Regional Convention on Islamic Studies ( RCIS 2018 )**
- 2018 [Nikah Al-Khitbah: isu dan permasalahannya menurut undang-undang.](#) In: **International Seminar on Syariah and Law ( INSLA 2018)**

- 2018 [Pengamalan talfiq: kajian ke atas keterbukaan mazhab di kalangan masyarakat Islam di Malaysia = The practice of talfiq: a study on openness of Mazhabs among Muslims in Malaysia.](#) In: **7th Kuala Lumpur International Islamic Studies and Civilisations (KLiISC) 2018**
- 2017 [Nutrien pemakanan dan kesannya terhadap hukum halal = nutrients in food and the halal status.](#) In: **INTERNATIONAL CONFERENCE ON LAW AND ISLAMIC JURISPRUDENCE (ICLIJ2017)**
- 2017 [منهج الشيرازي في الفروق الفقهية: دراسة في بعض أحكام الطهارة in juristic nuances.](#) In: **International Research Conference (IRC2017)**
- 2017 [Larangan mengerjakan haji atau umrah tanpa melalui agensi pengelola: Penilaian mengikut masalah = Restriction on performing hajj and umrah without operating agencies: An evaluation based on masalah.](#) In: **The International Conference on Hajj, Umrah and Ziarah (ICHUZ' 2017)**
- 2017 [The ethical governance of end-of-life care: the quest for an integrated juridical framework.](#) In: **6th International Conference on Islamic Jurisprudence (ICIJ 2017)**
- 2017 [مصطلح السياسة الشرعية: دلالة لغوية ومدلول علمي = Terminology of al-Siyasah al-Shari'yyah: linguistic meaning and scientific connotation.](#) In: **1st International Islamic Social Economic Conference (IISEC 2017)**
- 2017 [منهج ابن تيمية في نقد علم المنطق = Ibn Taymiyah' methodology of criticism on science of Logic.](#) In: **7th Kuala Lumpur International Communication, Education, Language & Social Science Conference (KLiCELS 2017) & Kuala Lumpur International Islamic Studies and Civilisations Conference (KLiISC 2017)**
- 2016 [Hukum berkaitan pasca transeksual = Islamic legal rules for the post transsexual.](#) In: **The 2nd Kuala Lumpur International Islamic Studies & Civilizations Conference (KLiISC 2)**
- 2016 [Hukum fiqh berkaitan pasca transeksual.](#) In: **2nd Kuala Lumpur International Islamic Studies and Civilisations (KLiISC2 2016)**
- 2016 [الاختلاف في التعليل وأثره في الفروع الفقهية = Disagreement on the issue of reasoning and its impact on the Islamic legal rulings.](#) In: **Konvensyen Serantau Pengajian Islam (Rcis 2016) Peringkat Antarabangsa Siri Ke-3**
- 2016 [تجزئة الاجتهاد في المفهوم الأصولي والتطبيق المعاصر = Tajzi'ah al-Ijtihad fi al-mafhum al-usuli wa al-tatbiq al-mua'sir = Partition of the qualifications of Ijtihad in usuli tradition and modern practice.](#) In: **International Conference on Dakwah, Akidah & Shariah (IRSYAD 2016)**
- 2016 [مكانة الأدلة الشرعية في علم أصول الفقه = The position of legal evidences in the discipline of Islamic jurisprudence.](#) In: **The 3rd World Conference on Islamic Thought & Civilization (WCIT2016)**
- 2016 [Fiqhi guidelines for animal used in scientific experimentation.](#) In: **2nd World Congress on Integration and Islamicisation: Focus on Medical and Health Care Sciences**
- 2015 [حكم أخذ الأجرة على الشهادة: دراسة فقهية = Hakama akhaza al-ajrah ála al-syahadah: dirasah fiqhiyyah.](#) In: **International Conference on Arabic Studies & Islamic Civilization (iCasic 2015)**

- 2015 [Huquq al-toriq fi al-fiqh al-Islami wa mada al-ta'asuf fiha](#) = The rights of road in Islamic jurisprudence and the abuse of exercising them. In: **4th International Conference for Scientific Research 2015**
- 2015 [Qa'idah taqyid al-mubah fi al-intifa' bi al-mal al-mawquf](#) = the principle of restricting permissible and its application in utilizing endowment. In: **Muktamar Waqf Iqlimi II 2015 (The 2nd ASEAN Waqf Seminar 2015)**
- 2015 [Qa'idah taqyid al-mubah fi al-intifa' bi al-mal al-mawquf](#) = the principle of restricting permissible and its application in utilizing endowment. In: **Muktamar Waqf Iqlimi II 2015 (The 2nd ASEAN Waqf Seminar 2015)**
- 2014 [The impact of place on Ijtihad: an usuli method in dealing with reality.](#) In: **2nd World Conference on Islamic Thought & Civilization (WCIT2014 )**
- 2014 [Majalat al-ittiba' min khilal mafhum al-sunnah al-taqiriyah: dirasat tatbiqiyah.](#) In: **International Seminar Wahyu Nabawi (SWAN 2014)**
- 2014 [Maxims in following al-Sunnah.](#) In: **المؤتمر العالمي للسنة النبوية والتحديات ناعصرية**
- 2014 [Unforeseen circumstances and its effect on mortgage contract in Islamic jurisprudence.](#) In: **6th Islamic Banking Accounting and Finance Conference 2014 (IBAF2014)**
- 2013 [Huquq al-zawj fi al-syar'i wa al-ta'sup fi isti'maliha.](#) In: **National Conference on Human Rights in Islam: Issues and Challenges (CHRI2013)**
- 2012 [.أثر الزمان في الاجتهاد الأصولي.](#) In: **THE FIRST INTERNATIONAL CONFERENCE ON THE CONCEPT OF TIME**
- 2012 [.الترجيح في الفكر الأصولي منهجية البحث العلمي.](#) In: **International Seminar on Research In Islamic Studies II**
- 2012 [.المنهجية الأصولية في الحكم على المواد الغذائية المعاصرة بالاستصحاب.](#) In: **SCRLondon First International Conference on Social Sciences and Humanities in the Islamic World**
- 2012 ['Aqd al-ijarah summa al-bay' kama tajribah al-muassasah al-masrifyyah fi Malizia: dirasah naqdiyyah.](#) In: **مؤتمر مستجدات العمل المصرفي التقليدي والإسلامي: الواقع والمشكلات والآفاق المستقبلية**
- 2011 [.أداء زكاة الفطر بطريق الهاتف الخليوي.](#) In: **The World Universities 1st Zakat Conference 2011 (WU1ZC 2011)**
- Book**
- 2017 [.تجريد المسائل الكلامية من علم أصول الفقه.](#) IUM Press, International Islamic University Malaysia . ISBN 978-967-418-853-5

- 2015 [أثر الأدلة الشرعية في الفروق الفقهية دراسة نظرية تطبيقية في باب المعاوضات = The Impact of Islamic Legal Evidences in Jurisprudential Variations A Theoretical Applied Study On The Subject of Exchange Contracts](#) . Dar al-Bashair al-Islamiyyah . ISBN 978-614-437-160-2

#### Book Section

- 2018 [Nikah Al-Khitbah: isu dan permasalahannya menurut undang-undang](#). In: **Isu-Isu kontemporari syariah dan undang-undang** Penerbit USIM, Universiti Sains Islam Malaysia (USIM) . ISBN 978-967-440-592-2 , pp.1-12
- 2018 [Nikah Al-Khitbah menurut perspektif Islam](#). In: **Dilema pelajar: pelajaran, cinta dan perkahwinan?** Persatuan Ulama' Malaysia . ISBN 978-983-2306-28-3 , pp.21-47
- 2017 [علم الفروق الأصولية: منهجية تجديدية في تأليف علم الأصول = The Science of Usuli Nuances: a Renewal Method of Writing in Usul al-Fiqh](#). In: **Integrasi, Pemikiran & Kefahaman: Dakwah, Ekonomi dan Isu Semasa** Penerbit ACIS, UiTM Melaka . ISBN 978-967-0637-44-0 , pp.205-226
- 2017 [علم الفروق الأصولية: منهجية تجديدية في تأليف علم الأصول = The Science of Usuli Nuances: a Renewal Method of Writing in Usul al-Fiqh](#). In: **Integrasi, Pemikiran & Kefahaman: Dakwah, Ekonomi dan Isu Semasa** Penerbit ACIS, UiTM Melaka . ISBN 978-967-0637-44-0 , pp.205-226
- 2015 [الفروق الفقهية في القرآن والسنة وعلاقته بالإعجاز التشريعي = Juristic nuances in al-Quran and al-Sunnah and its relation with legislative inimitability](#). In: **الوحي والعلوم في القرن الواحد والعشرين: أسلمة العلوم الإنسانية والتطبيقية والإعجاز العلمي في القرآن والسنة** IIUM Press . ISBN 978-967-418-392-9 , pp.490-508
- 2015 [الفروق الفقهية في القرآن والسنة وعلاقته بالإعجاز التشريعي = Juristic nuances in al-Quran and al-Sunnah and its relation with legislative inimitability](#). In: **الوحي والعلوم في القرن الواحد والعشرين: أسلمة العلوم الإنسانية والتطبيقية والإعجاز العلمي في القرآن والسنة** IIUM Press . ISBN 978-967-418-392-9 , pp.490-508