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**ABSTRACT**

**Lawyer Responsibility in Islamic Jurisprudence: A Comparative Study with Positive Law**

*مسؤولية الوكيل في الفقه الإسلامي: دراسة مقارنة بالقانون الوضعي*

The subject of lawyer responsibility has great relevance to Islamic jurisprudence, but very few scholarly studies have addressed the subject. This book by Isma’il ‘Abd al-Nabi Shahin, a professor at both the University of al-Azhar and Kuwait University, aims to fill that gap.

In an introduction, Shahin discusses the importance of agency (whereby one person has legal authority to act for another) in individual and social life in the modern era, and new means of negotiating agency. He discusses the Agency Commission for Purchasing and the importance of studies that specialise in this subject.

A preliminary section explains the general rules of agency and its essence, wisdom, pillars, essential conditions and types, and presents the characteristics of Islamic jurisprudence and civil law. Shahin then looks at the perspectives of Islamic jurisprudence and civil law on the responsibility of the lawyer for their clients. He discusses the lawyer’s rights in cases of disagreement, the lawyer’s accountability, and the responsibility of the client. He provides a conclusion on the balance between Islamic jurisprudence and positive law.

Shahin’s arguments are coherent, but the book lacks a sound methodology. For example, some points begin with an introduction while others do not. However, he corroborates information using footnotes and reference lists. These include the categories “Legal and lexical references”, “Modern legal references”, “Arab law references”, “Scholarly treatises”, “Articles and research”, “Periodicals and regulations” and “Foreign references”. The footnotes also include reference information, citations of Qur’anic verses, and biographies of figures mentioned in the book. This is a valuable reference work.

Dahlia Sabry

Translated by Hugh Lovatt