

## Semaine des Humanités à Essaouira - Humanities Week in Essaouira

### Law's Making, Unmaking, and Remaking of Religion? Middle Eastern and Comparative Perspectives

Bayt Dakira, Essaouira, Morocco

17-19 October 2023

#### Conference Program

Tuesday 17 October 2023

09:00 – 09:30 Conference Registration

09:30 – 10:30 **Opening Session**

Baudouin Dupret, *CNRS, Sciences Po Bordeaux, France.*

H.E André Azoulay, *Adviser to HM King Mohammed VI, President of Association Essaouira-Mogador.*

Abdellah Ouzitane, *President of the Centre d'études et de recherches sur le droit et la culture hébraïques, Bayt Dakira*

Zakaria Jalal, *Professor of Cardiology, Hôpital de Haut-Lévêque, Pessac*

Saâid Amzazi, *Former Minister of National Education, Vocational Training, Higher Education and Scientific Research*

Steffen Krüger, *Resident-Representative, Konrad Adenauer Stiftung, Morocco.*

#### Conference Presentation

Ido Shahr, *University of Haifa, Israel.*

Gianluca Parolin, *Aga Khan University's Institute for the Study of Muslim Civilisations, United Kingdom.*

Baudouin Dupret, *CNRS, Sciences Po Bordeaux, France.*

10:30 – 11:00 Coffee Break

11:00 – 13:00 **Panel 1: Defining**

Chair: Gianluca Parolin, *Aga Khan University, United Kingdom.*

**Religion, the Policy State, and the University**

Nathan Brown, *The Georges Washington University, United States.*

**Deconstructing the effects of legal positivism on biblical law**

Jonathan Patrick Burnside, *University of Bristol Law School, United Kingdom.*

**A Matter of Principles: *Mabādi' al-Šarī'a***

**Between Universal Necessity and National Contingency**

Roberta Aluffi, *Università degli Studi di Torino, Italy.*

Just Religious Status:  
Pursuing Equivalence not Equality in Legal Claims to Recognition  
Mona Oraby, *Howard University, United States*

13:00 – 14:00 Lunch

14:00 – 16:30 **Panel 2: Reforming**

Chair: Ido Shahaar, *University of Haifa, Israel.*

Reform Ottoman Style: The Transformation of the Sharia Courts and Law in the Long Nineteenth Century

Iris Agmon, *Ben Gurion University of the Negev, Israel.*

Legitimizing Assisted Reproduction by Fatwas: The Role of Shiite Grand Ayatollahs in Legal Reform in Iran.

Nadjma Yassari, *Max Planck Institute for Comparative and International Private Law, Germany.*

The Sharia Court of Appeals 1994-2023: The transformation of the discourse from the 'perfect Sharia' to fiqh al-aqalliyat

Moussa Abou Ramadan, *Université de Strasbourg, France.*

Awaiting the Palestinian Family Code: Drafts, Debates, and Developments

Irene Schneider, *Georg-August-Universität Göttingen, Germany*

Is the 2022 Saudi Personal Status Code Revolutionary?

Nathalie Bernard-Maugiron, *Centre Population et Développement (CEPED), Institut de recherche pour le développement (IRD), Université Paris-Cité, France.*

16:30 – 17:00 Coffee Break

18:00 – 20:00 **Table-ronde « Humanités, diversité et droit. Le pluralisme juridique vu d'Essaouira »**  
(in French, list of participants to be confirmed)

Chair: Farid El Bacha, *Université Mohammed V – Rabat, Chaire de Droit hébraïque*  
Jean-Benoît Thambo, *Hôpital de Haut-Lévêque, Pessac, France.*

Léon Buskens, *Nederlands Instituut in Marokko (NIMAR), Morocco.*

Louis-Léons Christians, *UC Louvain, Belgium.*

Nathalie-Bernard-Maugiron, *IRD, Ceped, Université Paris Cité, France.*

Aziadé Zemirli, *IRD, Ceped, Université Paris Cité, France.*

Ilham Hamdai

20:30 Dinner

## Wednesday 18 October 2023

09:30 – 10:00 Welcome coffee

### 10:00 – 12:30 **Panel 3: Regulating**

Chair: Ido Shahaar, *University of Haifa, Israel*.

**Kanun, Shari'a and Defter: A Study in Ottoman Constitutional Thought**

Guy Burak, *New York University, United States*.

**Saving the Soviet Soul: Fatwas against Suicide in Socialist Uzbekistan (1940s-1980s)**

Paolo Sartori, *Österreichische Akademie der Wissenschaften*

**How do European Judges imagine Religious Law, and, more specifically, Islamic Law**

Louis-Leon Christians, *Université Catholique de Louvain, Belgium*.

**The Byzantine Family Code in Focus: An Imprint of Roman, Christian, and Islamic legal concepts?**

Dörthe Engelcke, *Max Plank Institute for International and Private Law, Germany*.

12:30 – 14:00 Lunch

### 14:00 – 16:30 **Panel 5: Imagining**

Chair: Gianluca Parolin, *Aga Khan University, United Kingdom*.

**The Message of the Imam**

Jakob Skovgaard-Petersen, *University of Copenhagen, Denmark*.

**"Fatherland, Religion, Family": The Depiction of Clergymen in Greek Theatre and Cinema Under Strict Political and Moral Censorship (1936-1974)**

Aristides N. Xatzis, *National & Kapodistrian University of Athens, Greece*.

**The Representation of Religion in Turkish Films and TV series:**

**Re-Building the National Identity**

Valentina Scotti, *European Law and Governance School, Italy*.

**Mawga Ḥārra [A Heatwave]: Sex Work, Morality, and Crime in Contemporary Egypt**

Heba Khalil, *Nebraska Wesleyan University, United States*.

16:30 – 17:00 Coffee Break

20:30 Diner

**Thursday 19 October 2023**

**09:30 – 10:00** Welcome coffee

**10:00 – 12:30** **Panel 4: Commodifying & Objectifying**

Chair: Baudouin Dupret, *Sciences Po Bordeaux, France.*

**Commodifying Halal in Indonesia**

Ayang Utriza Yakin, *UC Louvain, Belgium.*

**Accommodations of Islamic norms in economical field? A comparative study in North African and European countries.**

Bochra Kammarti, *Cespra, École des Hautes Études en Sciences Sociales, France.*

**Family Affairs in Algeria : How do Religious Norms Survive ?**

Aziadé-Zohra Zemirli, *Centre Population et Développement (CEPED), Institut de recherche pour le développement (IRD), Université Paris-Cité, France.*

**The Making of “German Islam” by Law: The Constitution, the Public Administration & Muslim Organisations**

Jörn Thielmann, *FAU Forschungszentrum für Islam und Recht in Europa (FAU EZIRE)*

**12:30 – 14:00** Lunch

**14:00 – 16:30** **Panel 6: Adjudicating**

Chair: Alexis Blouët, *Centre National de recherche scientifique, France.*

**The Actual role of Islamic law in the Egyptian Legal System**

Karim El Chazli, *Swiss Institute of Comparative Law*

**Adjudicating the Family in Egypt: Interpretive Practices of Positive Islamic Law**

Monica Lindbekk, *University of Bergen, Norway.*

**Family, abortion, homosexuality: the judicial arena as a place of confrontation between Islam and secularism in Senegal**

Marième N’Diaye, *Sciences Po Bordeaux, France.*

**Islam and the Palestinian Authority**

Emilio Dabed, *Osgoode Hall Law School, York University, Canada.*

**16:30 – 17:00** Coffee Break

**17:00 – 18:00** **Concluding Remarks**

Baudouin Dupret, *CNRS, Sciences Po Bordeaux, France.*

Gianluca Parolin, *Aga Khan University’s Institute for the Study of Muslim Civilisations, United Kingdom.*

Ido Shahr, *University of Haifa, Israel.*

Farid El Bacha, *Professor, Université Mohamed V, Chaire de Droit hébraïque, Morocco.*

**20:00** Farewell Diner

Sciences Po  
Bordeaux



חממת חיפה לחקר דתות  
מכון לחקר דתות  
The Haifa Laboratory for Religious Studies



אוניברסיטת חיפה  
University of Haifa



THE AGA KHAN UNIVERSITY  
(Incorporated in the United Kingdom)  
Institute for the Study of Muslim Civilisations



The Governance  
Programme

FAU  
Friedrich-Alexander-Universität  
EZIRE



ANR  
AGENCE NATIONALE  
DE LA RECHERCHE



NIMAR  
Nederlands Instituut  
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Centre d'études et de  
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hébraïque au Maroc



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Beit D'Avraham