

The Dynamics of Fiqh Muamalat in the 4th IR Era

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Outline

- ❑ Introduction
- ❑ Industrial Revolutions 1-3
- ❑ The 4th IR
- ❑ Issues
- ❑ Response of Fiqh Muamalat [FM]
- ❑ FM Dynamics & Paradigm Shift
- ❑ Conclusion

Introduction

❑ The Quran describes the immense power Allah has granted man:

❑ Ability to explore the universe [Al-Quran, al-Jinn,]

❑ Story of khidhir

❑ Story of the youth in the cave

❑ Story of Nabi Sulaiman, and the slave of Allah who brought the throne

Introduction

❑ The Isra and Mi'raj, dynamics beyond human imagination and achievement

❑ The Quran mentioned several verses on Ashrat al-Sa'ah. For example,

فَقَدْ جَاءَ أَشْرَاطُهَا

{Al-Quran, 47:18}

Introduction

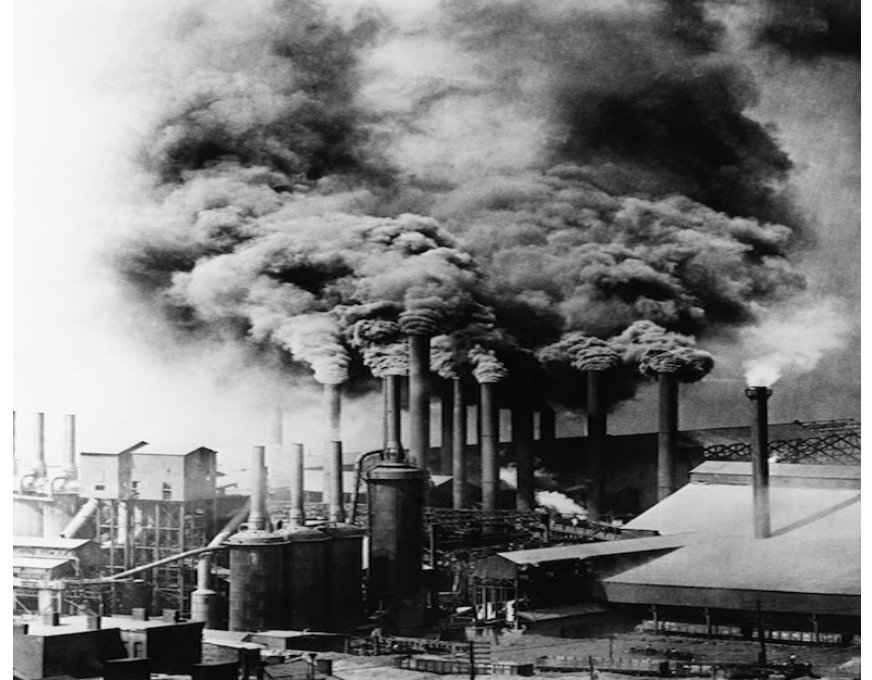
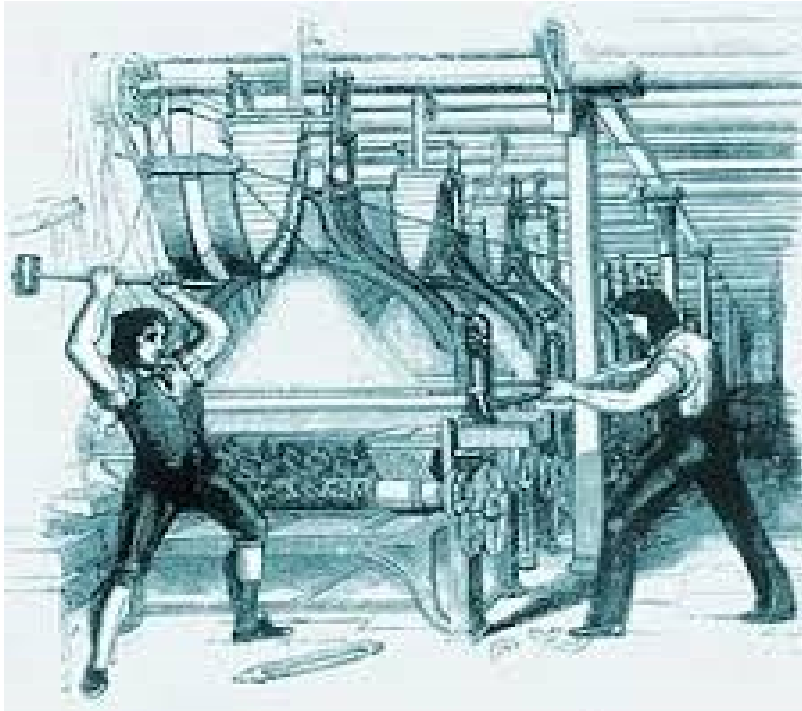
❑ The prophet s.a.w prophesized the dynamics of the modern age, Ashrat al-Sa'ah

لا تقوم الساعة حتى يتقارب الزمان، فتكون السنة كالشهر، ويكون الشهر كالجمعة، وتكون الجمعة كالיום، ويكون اليوم كالساعة، وتكون الساعة كاحتراق السعفة، رواه الإمام أحمد بسند صحيح. ابن عثيمين - من علامات الساعة تقارب الزمان والزلازل،

فعن أبي هريرة رضي الله عنه أن رسول الله صلى الله عليه وسلم قال: >> لا تقوم الساعة حتى تظهر الفتن ويكثر الكذب وتتقارب الأسواق <<

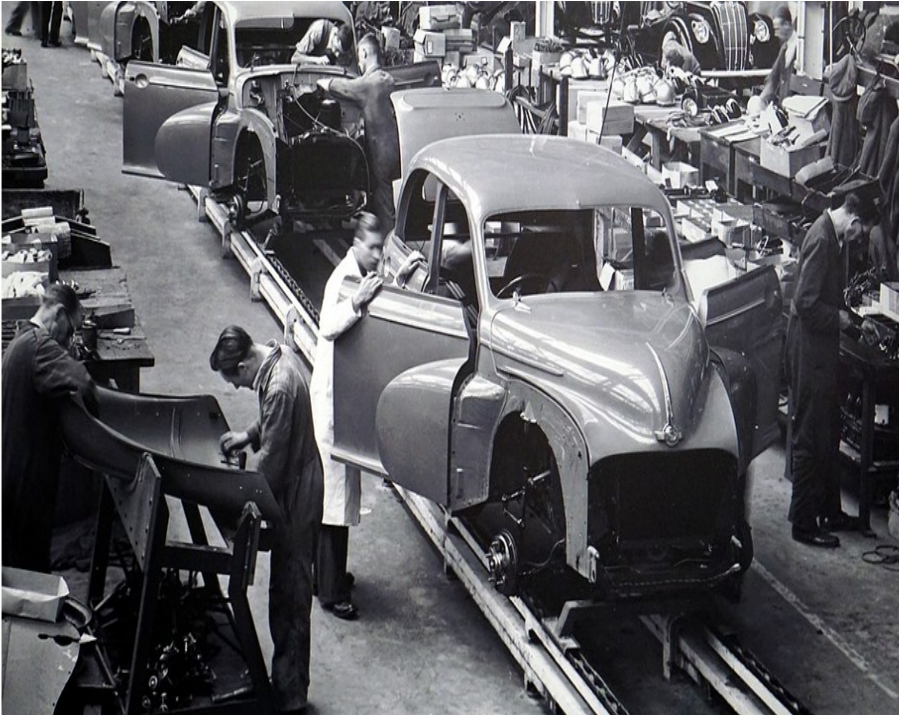
Industrial Revolutions 1-3

Industrial Revolution: 1



❖ 1st IR: mechanization through water and steam power [labor intensive]

Industrial Revolution: 2



❖ 2nd IR: mass production and assembly lines using electricity [labor intensive]

Industrial Revolution: 3



❖ 3rd IR: adoption of computers and automation
[Capital intensive]

4th Industrial Revolution

Industrial Revolution: 4

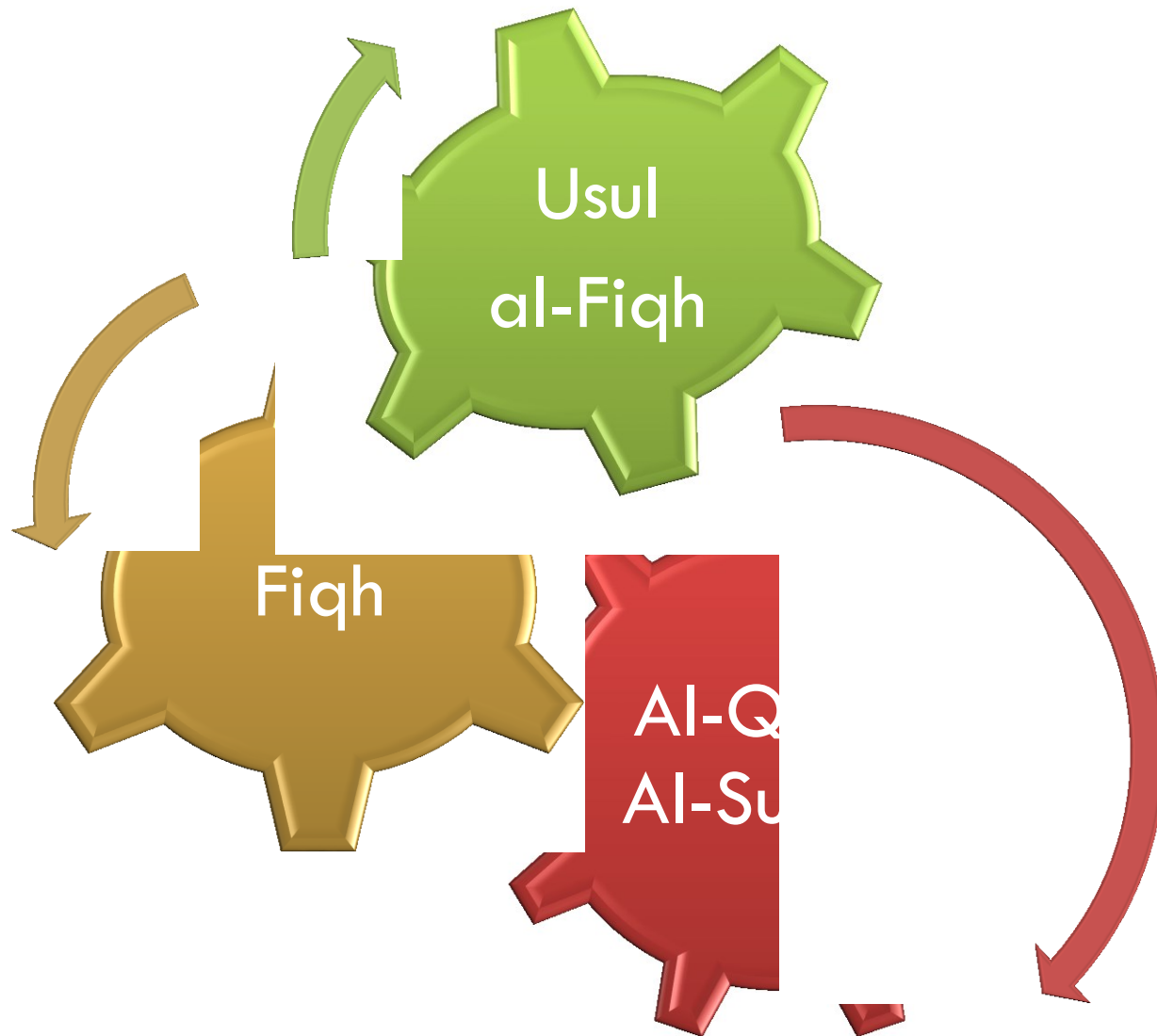


❖ 3rd IR: adoption of computers and automation
[Capital intensive]

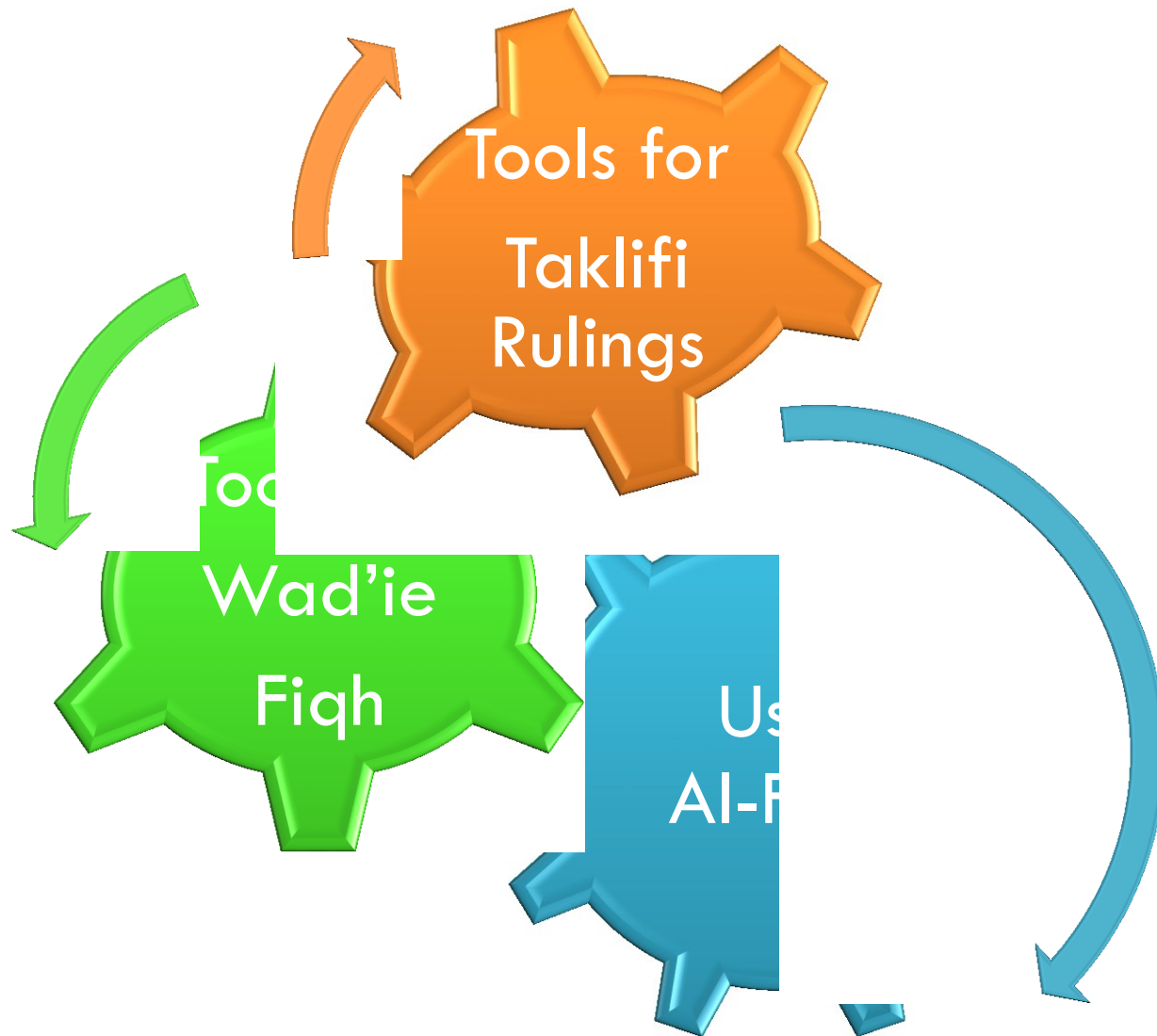
4th IR

- ❑ blurring of boundaries between the physical, digital, and biological worlds.
- ❑ It's a fusion of advances in artificial intelligence (AI), robotics, the Internet of Things (IoT), 3D printing, genetic engineering, quantum computing, and other technologies.

Fiqh Muamalat



Fiqh Muamalat



Usul al-Fiqh

Ahkam and Non-Ahkam

Primary Sources

Al-Quran

Al-Sunnah

Al-Fiqh

Al-Wad'ee

Al-Taklifi

[Wajib,
Mandub,
Mubah,
Makruh,
Haram]

Usul al-Fiqh

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graph TD; A[Usul al-Fiqh] --> B[Induction [Istiqra]]; A --> C[Deduction [Istinbat]]; B --> D[Qiyas Istihsan]; C --> E[Al-Ijma]; C --> F[Fiqh Maxim Al-Maqasid]; G[Al-Istidlal al-Maslahi Al-maal]
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Induction
[Istiqra]

Deduction
[Istinbat]

Qiyas
Istihsan

Al-Ijma

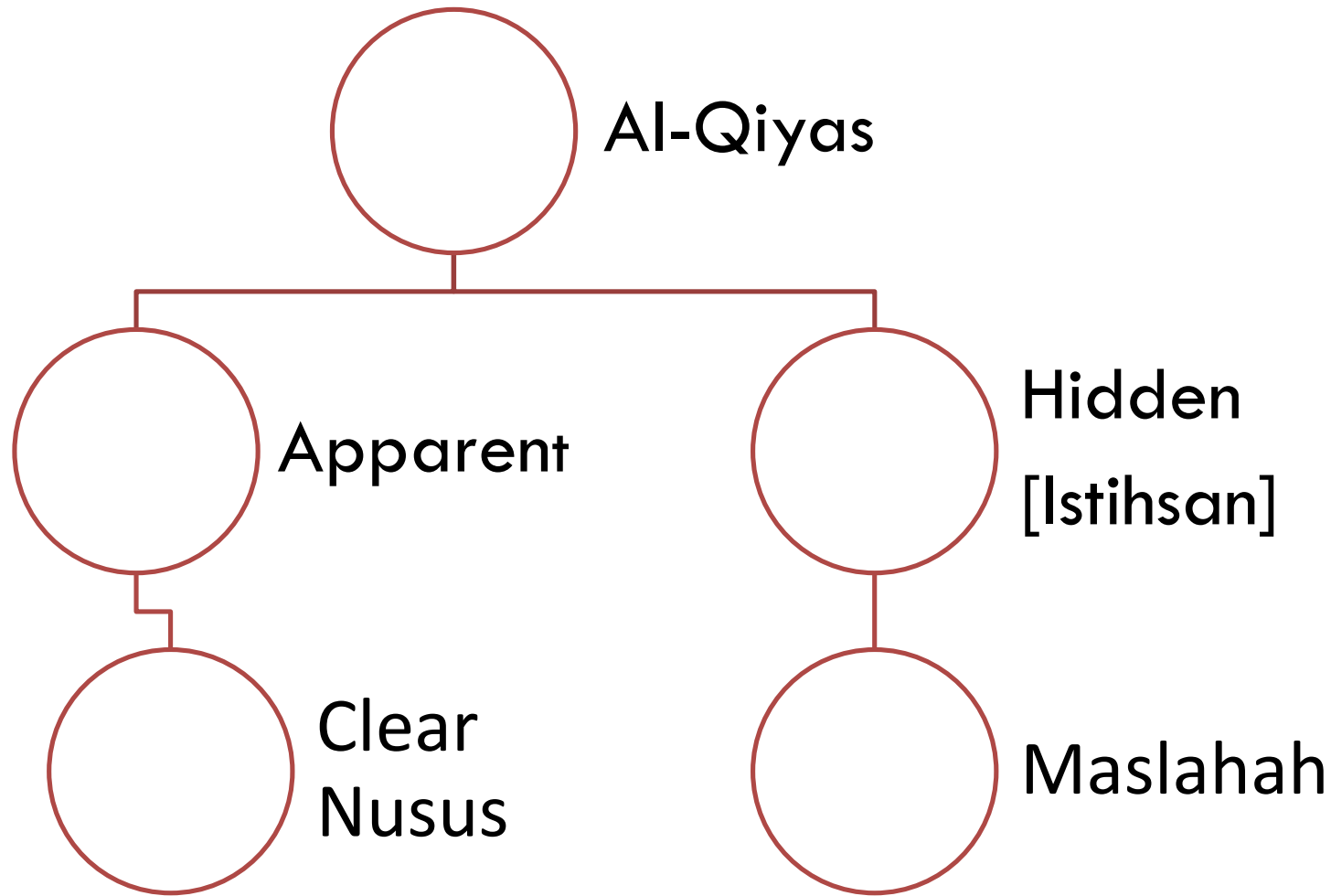
Fiqh Maxim
Al-Maqasid

Al-Istidlal al-Maslahi
Al-maal

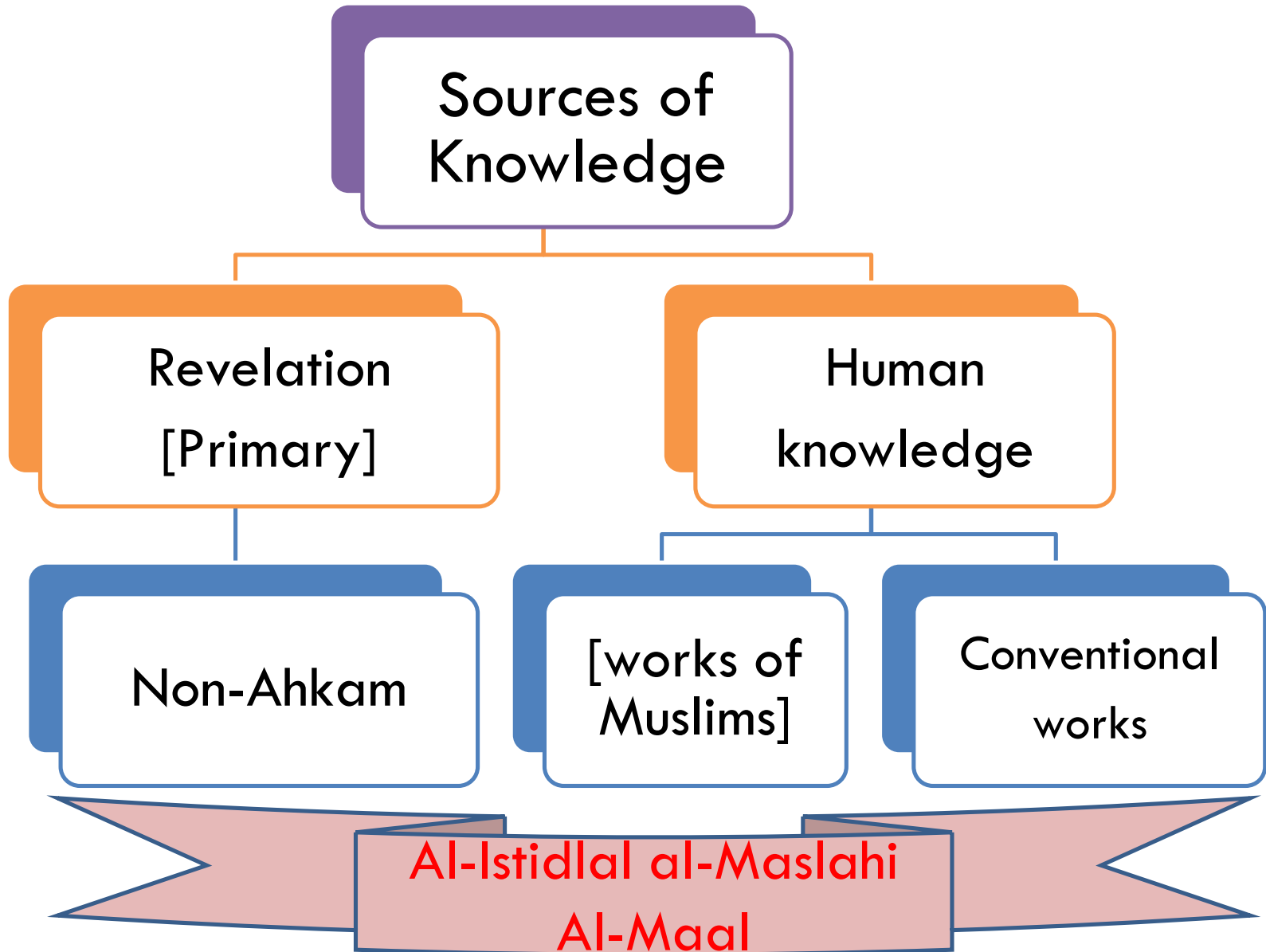
Al-Qiyas

Cases	Illah	Ruling	Nusus
Old			
Alcohol	Intoxication	Haram	Al-Quran Al-Sunnah
New			
Alcoholic perfume	Not the same	Not the same	Not the same

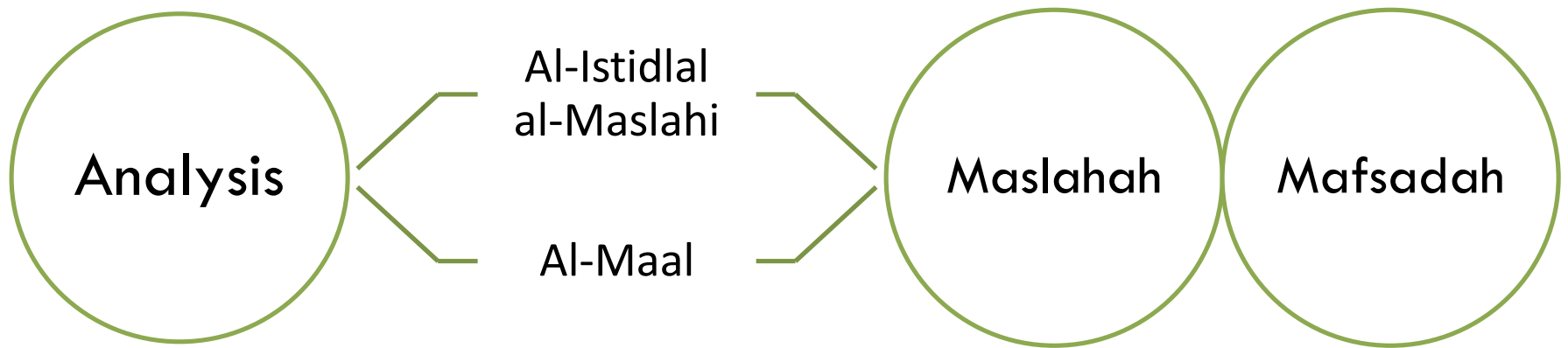
Al-Istihsan



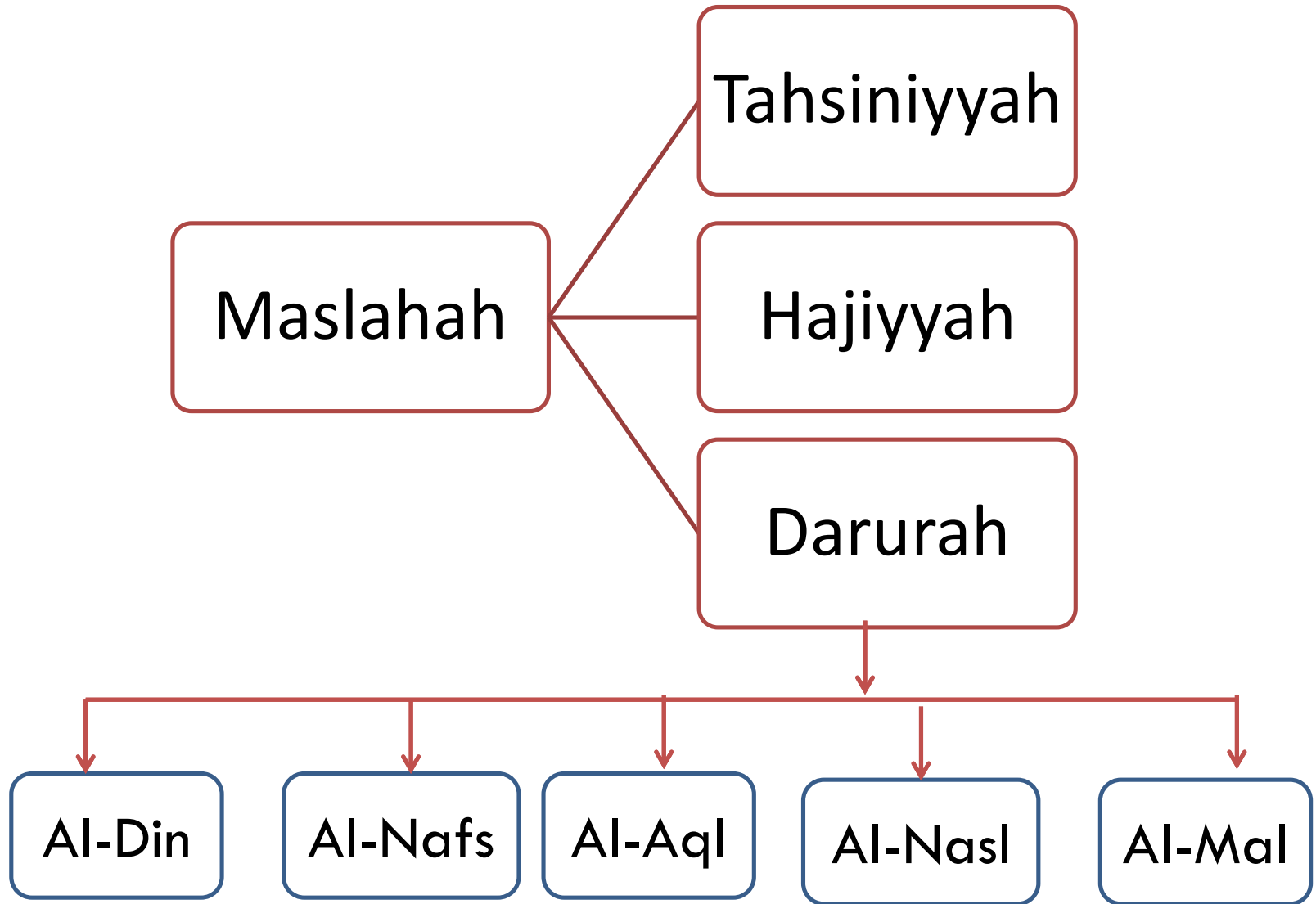
Islamization and Relevantization



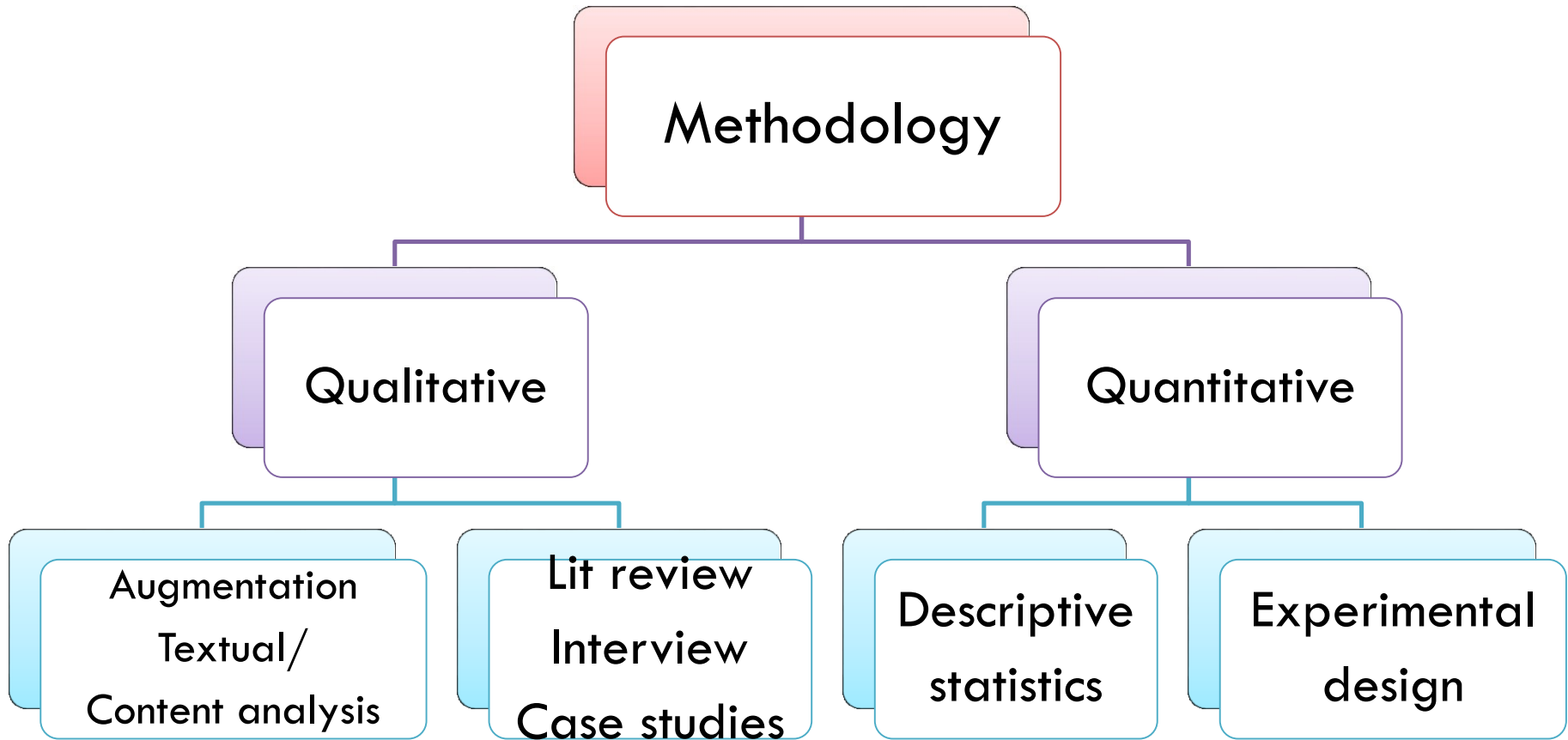
Dynamics of Fiqh



Maqasid al-Shari'ah



Tools of Analysis



Conclusion

- ❑ The global dynamics, especially 4th IR requires an analytical tools for Fiqh Muamalat
- ❑ The focus should be on al-Istidlal al-Maslahi, al-Maal and Maslahah.
- ❑ There is a need for developing Fiqh Mustajiddat

Thank You

Wa Allah A' Lam