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Peace Negotiations in Islamic Jurisprudence

Its Rulings And Conditions

Dr. Raed AL-MASRI

Ankara 2025

About the Author

Dr. Raed AL-MASRI

Is a distinguished scholar in Islamic Jurisprudence with a notable academic and research background. Born in 1985, Dr. al-Masri completed his undergraduate studies in Islamic Jurisprudence at the University of Jordan in 2008. His advanced studies were supported by the prestigious Türkiye Scholarships from the Turkish government, which funded his Ph.D. studies at Ankara University's Faculty of Theology.

In 2022, Dr. al-Masri earned his Ph.D. in Islamic Jurisprudence. His previous academic work includes the influential book *Mediation Financial Conflicts in Islamic Jurisprudence*, which explores the principles and applications of mediation in Islamic law.

Dr. al-Masri has contributed to academic research and scholarship at the University of Jordan and the University of Ankara. His proficiency in Arabic, English, and Turkish enhances his ability to engage with a diverse audience and contribute to international discussions on Islamic legal theory.

Dr. al-Masri is also actively involved with non-governmental organizations and charitable institutions, including those affiliated with the United Nations. His work in UN courses and translation programs on migration has deepened his understanding of the impact of war and the importance of peace, reinforcing his commitment to addressing refugee needs and promoting conflict resolution.

His latest publication, *Peace Negotiations in Islamic Jurisprudence: Its Rulings and Conditions*, builds upon his extensive research and expertise, offering valuable insights into the practice and principles of peace negotiations within Islamic law. Residing in Dubai, Dr. al-Masri continues his scholarly work and remains dedicated to advancing the understanding and application of Islamic Jurisprudence.

About the Book

Peace Negotiations in Islamic Jurisprudence Its Rulings and Conditions

The book explores how Islam addresses peace negotiations, focusing on their legitimacy and procedural elements from an Islamic perspective. It also includes comparisons to Western approaches where necessary to highlight differences and similarities.

Chapter One defines “peace” and “negotiation” in the context of Islamic jurisprudence. It establishes that peace negotiations are a recognized method for resolving conflicts and forming treaties, supported by Qur’anic injunctions, Prophetic practices and the views of Islamic jurists. This chapter demonstrates that negotiations are a legitimate way to achieve and maintain peace, provided that core Islamic principles are upheld.

Chapter Two delves into the essential components of peace negotiations, including the subjects of negotiation, the roles and qualifications of negotiators, and the function of mediators. It outlines that negotiators should be qualified and discusses the potential inclusion of women and *Dhimmi* under certain conditions. Mediation is defined as a neutral intervention by an acceptable third party, and the chapter examines permissible negotiation tactics, with an emphasis on persuasion and a general discouragement of coercion.

Chapter Three examines the outcomes and consequences of peace negotiations. It discusses the nature of agreements, whether complete or partial, and the importance of formal ratification for their binding nature. The book also explores the scholarly debate on the obligation of oral or unsigned agreements and considers the responses to failed negotiations, which range from advocating war to recommending alternative peaceful solutions like arbitration and conciliation.

The book concludes that peace negotiations in Islam are a vital means of resolving conflicts and fostering international relations, provided they respect Islamic principles and prioritize Muslim interests. It reaffirms that persuasion is encouraged, while coercion is generally discouraged, and highlights the need for further research into Islamic

conflict resolution methods to enhance understanding and application in modern diplomacy.

Keywords: Peace Negotiations; Islamic Jurisprudence; Legitimacy; Negotiator; Mediator; Persuasion; Coercion; International Relations; Conflicts; Arbitration; Agreement; Muslim Interests; Dhimmī

DEDICATION

*To my mother who has had eternal patience
Watching over me, to ensure my success
The loving heart that has always been there for me
Who encouraged me, and held my hand
Through difficulty and ease
Picking me up when I was down
I dedicate this effort to you
Thank you*

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I extend my appreciation to Dr. Hassan Al-Mūmanī and Dr. Muhammed Abu-Nimer for enhancing my understanding of modern negotiation science, which enriched the content of this work.

Lastly, I would like to express my profound gratitude to my dear friends Atieh Al-Matti, Nate Feldman, and Sascha 'Hamza' Hähnert. Their meticulous editing and thoughtful feedback were invaluable in clarifying and refining the ideas presented in this book.

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