



**ACADEMIC EXCELLENCE REDEFINED**  
**American University of Ras Al Khaimah**

**Syllabus for IBFN 302**  
**Room No:**  
**Course Class Timings:**

**I. Instructor Information:**

Name:  
Office Hours:  
Email:

- II. Course:** IBFN 302 – Islamic Commercial Law & Contracts (3:3:0)  
Course Credit Hours: 3  
Pre-requisites: FNAN 300 & BUSN 302

**III. Course Description:**

This course provides a framework for discussing Islamic principles and the modes used in financing and contracts, such as Qard, Dayn, Musharakah, Mudarabah, Ijarah, Wakalah, Kafalah, Hawalah, Jua'lah and Tawarruq

**IV. Course Materials and Basic Resources:**

**Textbook:**

Islamic Law and Finance: Religion, Risk, and Return, Frank & Samuel L. Hayes

**V. Course Goals and Student Learning Outcomes**

**Goal:**

To provide knowledge about Islamic principles and the general modes used in financing and contracts,

### Student Learning Outcomes:

At the end of the course the student should be able to:

<b>SLO 1</b>	Describe Shariah principles that underpin the regulatory framework for Islamic finance
<b>SLO 2</b>	Describe key features of Shariah compliant contracts
<b>SLO 3</b>	Apply Islamic principles to general financing and contract issues
<b>SLO 4</b>	Explain Islamic Intermediation contract and related transactional laws
<b>SLO 5</b>	Evaluate risks involved with various Islamic Financial services

### VI. Weekly Topics and Assignments

#### Tentative Schedule

<b>Week</b>	<b>Topics/In-Class Activities</b>	<b>Assessment Due Dates</b>	<b>SLO</b>
Week 1	Course Introduction and Background		1
Week 2	Fundamentals of Shariah for Islamic Finance Practitioners: Sources & Objectives of Shariah		1,2
Week 3	Assets in Shariah & Rules of ownership in Shariah	Quiz	1,2
Week 4	Essentials of Shariah compliant contracts		,2,3
Week 5	Prohibited elements in Shariah: Riba, Gharar, Haram products and activities	<b>Assignment #1</b> – discussion paper regarding assets and ownership under Shariah	2,3
Week 6		Quiz	2,3,4

	Intermediation contracts: Mudaraba, Kitala (Guarantee), Takaful, Wakala (Agency contract), Juala etc.		
Week 7	Intermediation contracts: (contd)... Hawala (Transfer), Rahn (Mortgage).		
Week 8	Midterm Exam Review <b>Mid-Term Exam</b>		
Week 9	Transaction Contracts: Mudaraha, Bay Salam, Bay Mua'ajal, Ijara, Istisna,		2,3,4,5
Week 10	Transaction Contract (contd): :Musharaka, Wa'd (Promise), Muwada or Mua'hida (Agreement), etc.	<b>Assignment #2</b> – Case study on Mudaraha, Bay and Mua'hida commercial transactions	
Week 11	Shariah principles influencing regulatory framework for Islamic finance	Quiz	2,3,4,5
Week 12	Foundations of adequate and efficient Islamic finance environment Focused Shariah Council (FSC)		2,3,4,5
Week13	Distinction between Shariah principles and civil law from a dispute resolution perspective	<b>Assignment #3</b> – Case study dealing with dispute resolution under the Shariah framework	2,3,4,5
Week` 14			2,3,4,5

	Challenges in identifying and managing legal risks in Islamic Financial Services		
Week15	Emerging issues influencing future legal and regulatory initiatives		2,3,4,5
Week 16	<b>FINAL EXAM</b>		

## VII. Evaluation of Learning

The grade breakdown is as follows:

Methods	Dates	Weights
Class Participation	Continuous assessment throughout the semester	10%
Quiz	Weeks 3, 6 & 11	10%
Assignments	Weeks 5, 10 & 13	30%
Mid Term Exam	Week 8	20%
Final Exam	Week 16	30%

## Mapping of Learning outcomes and assessments

Assessment Tool	Grade Weightage	Mapping with Course Learning Outcomes				
		1	2	3	4	5
Assignment #1	10%	x	x	x		
Assignment #2	10%		x	x	x	
Assignment # 3	10%		x	x	x	x
Quiz	10%	x	x	x	x	
Mid Term Exam	20%	x	x	x	x	
Final Exam	20%	x	x	x	x	x
Class Discussion/ Participation	10%	x	x	x	x	x

### **VIII. Grading System and Scale**

University course work is measured in terms of quantity and quality. A credit normally represents one hour per week of lecture or recitation or not fewer than two hours per week of independent or laboratory work throughout a semester. The number of credits is a measure of quantity. The grade is a measure of quality. The university system for undergraduate grading is as follows:

<b>Grade</b>	<b>Percentage Scores</b>	<b>Grade Points</b>
A	90-100	4.0
B+	85-89	3.5
B	80-84	3.0
C+	75-79	2.5
C	70-74	2.0
D+	65-69	1.5
D	60-64	1.0
F	0-59	0

### **IX. Methodologies for Teaching and Learning:**

Student's performance will be assessed based on Assignments (applying the knowledge gained, and contextualized to the region), Quizzes, Mid-Term and Final Examinations as mentioned in the course calendar. Class participation and doing class assignments is a compulsory part of this course and these will also be used to assess student's performance throughout the course period.

### **X. Relevant Policies**

**Relevant policies [Except for the policy on academic misconduct, the inclusion of the following is only suggested and is at the discretion of the instructor].**

#### **A. Academic Misconduct. A. Academic Misconduct:**

##### **The Honor Code and Honor System**

The Honor Code is an integral part of university life. Students are responsible, therefore, for understanding the code's provisions. Cheating and attempted cheating, plagiarism, lying, and stealing of academic work and related materials constitute Honor Code violations. In the spirit of the code, a student's word is a declaration of good faith acceptable as truth in all academic matters. To maintain an academic community according to these standards, students and faculty must report all alleged violations to the Honor Committee.

AURAK expects its students to uphold high standards of academic integrity and conduct. In particular, students are required to:

- Attend classes regularly and punctually.
- Be actively involved in class discussions and other course related classroom activities.
- Complete assignments on time.
- Meet the requirements for course and program completion.
- Abide by high standards of academic integrity, ethics, and honesty.
- Refrain from cheating on homework and examinations, plagiarizing other people's work by submitting it as their own, or any other forms of academic dishonesty.
- Adhere to the published test or examination rules and regulations.
- Make every effort to maintain good academic standing.

Given the internet and easy access to information and knowledge sources, the University is committed to students' learning in an ethical manner. For all academic assignments, project work, and presentations, students need to ensure that due acknowledgement is given to the source of any information which they incorporate in their work. The following are some examples of academic misconduct:

- Cheating/using unfair means in examinations
- Significant paraphrasing in written academic work that is unacknowledged
- Unacknowledged use of information or ideas unless such ideas are commonplace
- Citing sources which student has not read or referred to
- Breaching the word limit of assignments and mentioning wrong word count
- Plagiarism

**Plagiarism.** Plagiarism is a serious academic offence. Plagiarism is the use of someone else's ideas, words, projects, artwork, phrasing, sentence structure or other work without properly acknowledging the ownership (source) of the property (item). Plagiarism is dishonest because it misrepresents the work of someone else as one's own. It is intellectual theft as it robs others of credit for their work. Plagiarism takes many forms including:

- Using someone else's words without putting those words in quotation marks and providing full information about their source, sufficient information so that another person could easily locate the words that are being quoted, whether it is in an article, a book, or on the web.

- Using unique, original ideas, phrases, sentences, paragraphs, or other materials, etc. from a single source or a variety of sources such as a text, journal, web page, electronic source, design, artwork, etc. in one's work without citing all sources. For a student found plagiarizing, the punishment will be a failing grade in the assignment without the right to redo the assignment up to a failing grade in the course.

**Examples of Cheating.** Acts of cheating include, but are not limited to, the following:

1. Copying from another student's paper during an exam, or allowing or encouraging another student to copy from your paper during an exam.
2. Having someone else take your exam in your place, or taking an exam for someone else.
3. Obtaining unauthorized access to exams and accepting exams obtained by unauthorized access.

**Examples of Plagiarism.** Acts of plagiarism include, but are not limited to, the following

1. Handing in as 'original', work prepared by someone else or preparing/completing someone else's work.
2. Copying from a book or other publication without citing sources.
3. Using the same work to satisfy the requirements of two or more courses (during the same or different terms).
4. Having someone else rewrite a rough draft or rewriting a rough draft that is not your own work.

Violations of plagiarism are subject to evaluation according to the criterion of "reasonable doubt". The student's right to appeal and the procedures to be followed in carrying out the appeal of the University's decision is clearly stated in the *Student Handbook*.

Any violations of the University's academic rules, regulations or directives are reported to the Deputy Vice Chancellor Academic Affairs and may result in one of the following disciplinary measures.

- Verbal or written warning
- Repeating the term
- Dismissal from the University

Please refer to the relevant section in the *Handbook* and ensure a clear understanding of the provisions of the University honor code and honor system in order to avoid infringement of the policy and attendant penalization.

**B. Concerns about grades or other course matters.** Students are responsible for their learning experiences. If you are concerned about a class matter, first discuss it

with the instructor. If the matter is not resolved, the next step is to meet with the Program Chair. If you still have a concern, meet with the Dean. The matter is likely to be resolved before it reaches that point, but if it is not, then the following positions are next on the organization chart: the Deputy Vice Chancellor for Academic Affairs, and, finally, the Vice Chancellor. Students who decide to “jump to the top” will be referred back to the appropriate next step.

**C. Assignments.** University policy is that assignments are due on the date assigned. Instructors may refuse to accept late assignments or lower the grade that would be otherwise given.

**D. Attendance.** University policy is that students are to attend all classes and to arrive on time. Verified emergencies may require an absence or delay, but habitual tardiness or absence affects your learning and disrupts the class. Your presence is important since student contributions are a significant part of classroom activity and absence deprives others of your contributions.

**According to current University Regulations for attendance,**

**Student with 2 absences: receives 5% warning**

**Student with 3 absences: receives 10% warning**

**Student with 5 absences: receives 15% and fails the course**

**E. Mobile Phones:**All mobile phones, pagers and/or other communication devices should be turned off before entering the classroom.

**F. Diversity and the Use of English.** English is the common language of the AURAK campus, the use of which includes everyone. It is the only language to be used in the classroom. AURAK brings together students and faculty from diverse cultural and linguistic backgrounds, which is one of the strengths of the university. This diversity provides an opportunity to share our different experiences and enlarge our understanding of the world. Classroom discussions and other activities are to be conducted with courtesy and civility and respect for one another and for our differences.