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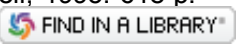


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Mas'uliyat al-atibba' kama yaraha al-fuqaha' [The liability of the physicians as viewed by the jurists]

In: Madhkur, Khalid; Sayf, **Abstract:** This paper was submitted to the symposium held by the Islamic Organization for Medical Sciences (IOMS) in Kuwait during the period 18-21 April 1987 on some medical practices from an Islamic ethical perspective. The paper reviews the classical discussions among Muslim jurists on the proper ethics of practicing the medical profession and on the juristic liability of physicians who do not abide by these ethics.





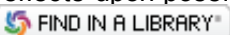
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'Atiqi, Salah

Mawqif al-tabib 'indama yakhtalif al-qanun ma'a al-Shari'ah [The stance of the physician when law conflicts with Sharia]

In: Madhkur, Khalid; Sayf, 'Ali; Jundi, Ahmad Raja'i; Abu Ghuddah, 'Abd al-Sattar, eds., Al-ru'yah al-Islamiyah li ba'd al-mumarasat al-tibbiyah [The Islamic vision on some medical practices], Kuwait: Islamic Organization for Medical Sciences, 1995: 207-213.

Abstract: This paper was submitted to the symposium held by the Islamic Organization for Medical Sciences (IOMS) in Kuwait during the period 18-21 April 1987 on some medical practices from an Islamic ethical perspective. The paper reviews three study cases in which a possible conflict between positive law and Sharia might exist and reflects upon possible solutions to override such a conflict.





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Mansur, Mustafa Mansur

Mawqif al-tabib wa al-mas'ul 'indama takhtalif al-Shari'ah ma'd al-qanun [The stance of the physician and the person in charge when Sharia conflicts with law]

In: Madhkur, Khalid; Sayf, 'Ali; Jundi, Ahmad Raja'i; Abu Ghuddah, 'Abd al-Sattar, eds., Al-ru'yah al-Islamiyah li ba'd al-mumarasat al-tibbiyah [The Islamic vision on some medical practices], Kuwait: Islamic Organization for Medical Sciences, 1995: 257-268.

Abstract: This paper was submitted to the symposium held by the Islamic Organization for Medical Sciences (IOMS) in Kuwait during the period 18-21 April 1987 on some medical practices from an Islamic ethical perspective. The author argues that the question of what the physician should do when positive law conflicts with Sharia in his professional practice is just a hypothetical question in the Muslim world and especially in Kuwait. He refers to different cases, including selective abortion, where no real conflict between Sharia and law can be traced. The author concludes that if such a conflict ever factually happened the physician should, in principle, abide by positive law.

..MH:





Book Document 214

Muhammad, 'Abd al-Jawwad Muhammad

Mawqif al-tabib wa al-mas'ul 'indama yakhtalif al-qanun al-wad'i ma'a al-Shari'ah al-Islamiyah [The stance of the physician and the person in charge when positive law conflicts with the Islamic Sharia]

In: Madhkur, Khalid; Sayf, **Abstract:** This paper was submitted to the symposium held by the Islamic Organization for Medical Sciences (IOMS) in Kuwait during the period 18-21 April 1987 on some medical practices from an Islamic ethical perspective. The main question of this paper reads: what should a physician do if he encounters a case in which positive law conflicts with Islamic Sharia? The author argues that positive law in the Muslim world should not,

in principle, conflict with Sharia and the actual cases in which such a conflict does exist are minimal. As examples, he speaks about euthanasia and organ transplantation. Appended to the paper is the text of the Kuwaiti law no. 7 issued in 1983 which regulates kidney transplantation.



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Alexandria, Egypt: Munsha'at al-Ma'arif, 1991: 191 p.

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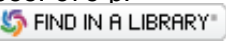


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