



AMITY
UNIVERSITY



Conference on Religion, Law and Governance in Southeast Asia

January 29-31, 2010

Sponsored by the
International Institute of Advanced Islamic Studies (IAIS, Malaysia), the
Faculty of Law of the University of Malaysia (Malaysia), the
Institute of Advanced Legal Studies of Amity University (India), the
International Consortium for Law and Religion Studies (Italy), and the
International Center for Law and Religion Studies at Brigham Young University (United States)

Kuala Lumpur, Malaysia

CONFERENCE PROGRAM

Friday, January 29, 2010

5 PM Registration of participants (IAIS Lounge)

6 PM **Reception** (IAIS)

7:25 PM Maghrib Prayer

7:45 PM **Inaugural Session** (IAIS)
**“Religion, Law and Governance in Southeast Asia:
Comparative Overview”**

Welcome: **Emeritus Prof. Datuk Dr. Osman Bakar** (Deputy CEO,
IAIS)

Prof. Dr. Mohammad Hashim Kamali (Chairman/CEO,
IAIS)

Comparative Perspective: An Overview

Prof. Dr. Mohammad Hashim Kamali (Chairman/CEO,
IAIS, Malaysia)
“Religion, Law and Governance: An Overview”

Prof. Dr. Tahir Mahmood (President, Islamic Law Society of India and Founding Chairman, Amity University Institute of Advanced Legal Studies, India)
“Legal Framework of Religion-State Relations in Southeast Asia”

Prof. Silvio Ferrari (Univ. Degli Studi de Milano; President, International Consortium for Law and Religion Studies, Italy)
“Identity Providers: Religions and Their Competitors, a European Perspective”

Prof. W. Cole Durham, Jr. (Susa Young Gates University Professor of Law and Director, International Center for Law and Religion Studies, Brigham Young University, J. Reuben Clark Law School, United States)
“The Role of Religion and Law in Fostering Good Governance”

9:30 PM Coffee/Tea

Post Inaugural Reception (IAIS)

Saturday, January 30, 2010 (IAIS Conference Hall)

9:45 AM-12 Noon **Theoretical and Constitutional Issues**

Co-Chairs:

Emeritus Prof. Datuk Dr Shad Saleem Faruqi (UiTM, Malaysia)

Prof. Gerhard Robbers (Trier University, Germany)

Prof. Dr. Abdul Aziz Bari (International Islamic University, Malaysia)
“Religion, Law and Governance in Malaysia: A Constitutional Perspective”

Prof. Carolyn M. Evans (University of Melbourne Faculty of Law, Australia)

“Religion, Law and Governance: Comparative and Human Rights Perspectives”

Prof. Dr. Mohammad Hashim Kamali (Chairman/CEO, IAIS, Malaysia)

“Constitutionalism and Democracy: An Islamic Perspective”

12 Noon-1:15 PM Lunch (IAIS)

1:15-1:45 PM Bus Transfer to Faculty of Law, University of Malaya & Prayer

1:45-3:30 PM **Regional Perspectives on Religion, Law and Governance**
Parallel Sessions at Law Faculty Building

Session 1: Indonesia
Regional Perspectives on Religion, Law and Governance
Venue: Lecture Hall DK1

Co-Chairs:

Tan Sri Prof. Mohammad Kamal Hassan (Former Rector, International Islamic University, Malaysia)

Prof. Robert T. Smith (Managing Director, International Center for Law and Religion Studies, Brigham Young University, J. Reuben Clark Law School, United States)

Dr. Bahtiar Effendy (Professor of Political Science, State Islamic University, Jakarta, Indonesia)
“Islam and the State in the Indonesian Experience”

Prof. Tore Lindholm (Norwegian Centre for Human Rights, Faculty of Law, University of Oslo, Norway)
“The Challenge of Religion to Fundamental Human Rights: Reflections on Indonesia”

Session 2: Thailand, Philippines, and Singapore (Lecture Hall DK2)

Co-Chairs:

Dr. Rohana Harun (National University of Malaysia, Malaysia)

Prof. Javaid Rehman (Professor of International Law, Head of the Brunel University School of Law, United Kingdom)

Prof. Chaiwat Satha Anand (Thammasat University, Thailand)
“The Ship and the Stranger: A Metaphorical Approach to Governance and Islam”

Datu Michael O. Mastura, (President and Founder, Sultan Kudarat Islamic Academy, Philippines)
“Filipino Muslims and Issues of Governance in the Philippines”

Dr. Suzaina Kadir (Lee Kuan Yew School of Public Policy, National University of Singapore, Singapore)

3:30 PM Tea Break (Law Faculty Building)

4 PM **Plenary Session** (Law Faculty Building, Tun Suffian Auditorium)

**Pakistan and China and the Southeast Asian Experience:
Comparative**

Co-Chairs:

Prof. Rashed Moten (Department of Political Science, IIUM)

Prof. Robert C. Blitt (University of Tennessee College of Law,
United States)

Prof. Javaid Rehman (Head of Legal Department, Brunel University,
United Kingdom)

“Religion, Religious Identity and Constitutionalism: Dilemmas Facing
Pakistan”

Arif Kamran (Advocate, Peshawar; Member, Executive Council, Human
Rights Commission of Pakistan, Pakistan)

“Religion, Religious Identity and Constitutionalism: Dilemmas Facing
Pakistan”

Revd. Dr. Kim-kwong, Chan (Executive Director, Hong Kong Christian
Council, Hong Kong)

“A Model of Religious Harmony in Modern Society: The Example of
Religious Administration and Inter-Religious Relations in Hong Kong”

6 PM Speakers return to hotels. Other participants return by bus to IAIS.

8 PM **Official Opening and Keynote Session** (IAIS, Main Conference Hall)

Welcome:

Prof. Dr. Mohammad Hashim Kamali (Chairman/CEO, IAIS,
Malaysia)

Datuk Professor Gauth Jasmon (Vice Chancellor, University of Malaya,
Malaysia)

Prof. W. Cole Durham, Jr. (Susa Young Gates University Professor of
Law and Director, International Center for Law and Religion Studies,
Brigham Young University, J. Reuben Clark Law School, United States)

Prof. Dr. Tahir Mahmood (President, Islamic Law Society of
India and Founding Chairman, Amity University Institute of Advanced
Legal Studies, India)

Prof. Silvio Ferrari (Univ. Degli Studi de Milano; President, International Consortium for Law and Religion Studies, Italy)

Keynote Address:

Dato' Sri Mohd Najib Tun Abdul Razak (YAB Prime Minister of Malaysia)

Conference Photograph (Entrance to IAIS Building)

9:00 PM Buffet Dinner (IAIS)

10:00 PM Press Conference (IAIS Boardroom)

Sunday, January 31, 2010 IAIS

9-10:45 AM **Plenary Session (IAIS)**
Religion and the State: Mutual Autonomy, Permissible Regulation

Co-Chairs:

Prof. Karim Crow (Principal Research Fellow, IAIS)

Prof. Carolyn M. Evans (University of Melbourne Faculty of Law, Australia)

Prof. Azra Azyumardi (Sharif Hidayatullah State Islamic University, Jakarta, Indonesia)

“The Importance of Religious Autonomy for Islam: Good Governance and Civil Society in the Indonesian Experience”

Prof. Dr. Gerhard Robbers (Director, Institute for European Constitutional Law, University of Trier, Germany)

“The Importance of Religious Autonomy to Religion-State Systems”

Prof. Brett G. Scharffs (Francis R. Kirkham Professor of Law and Associate Director, International Center for Law and Religion Studies, Brigham Young University, J. Reuben Clark Law School, United States)
“Comparative Religion-State Systems”

Prof. Rik Torfs (Katholieke Universiteit Leuven, Belgium)

“The Relationship of Religion and Law in Modern Legal Systems”

10:45 AM-11AM Coffee/Tea Break

11 AM-12:45 PM **Plenary Session (IAIS)**

Majority-Minority Relations: Promoting an Enhanced Relationship

Co-Chairs:

Dato Faiza Tambhy Chik (Distinguished Fellow, Islamic Science University, Malaysia)

Prof. Dr. Tahir Mahmood (President, Islamic Society of India and Founding Chairman, Amity University Institute of Advanced Legal Studies, India)

Prof. Robert C. Blitt (University of Tennessee College of Law, United States)

“Minority Rights and Defamation of Religion”

Emeritus Prof. Datuk Dr. Osman Bakar (Deputy CEO, IAIS, Malaysia)

“Majority-Minority Relations: the Factor of Islam in the Southeast Asian Experience”

Ms. Nurhalida Mohamed Khalil (Faculty of Law, University of Malaya, Malaysia)

“The Universal Declaration of Human Rights and the Renunciation of Faith: In Defense of What is Right and Not What is Good?”

12:45-2 PM

Lunch & Prayer (IAIS)

2-3:30 PM

Plenary Session (IAIS)

Religion, Law and Governance: Education, Family and Gender Issues

Co-Chairs:

Dato’ Professor Wazir Jahan Karim (Consultant, Academy of Socio-Economic Research, Penang)

Prof. Rik Torfs (Katholieke Universiteit Leuven, Belgium)

Prof. Dato’ Dr. Zaleha Kamaruddin (Deputy Director General, Institute of Islamic Understanding Malaysia (IKIM))

“Religion, Law and Governance: Comparative Legal Perspective with Special Emphasis on Development of Family Law in Malaysia”

Prof. Paul Babie (Director, Research Unit for the Study of Society, Law and Religion, University of Adelaide, Australia)

“Choice, Relationship and Community: Private Property and how the Monotheistic Religions can Foster Cooperation”

Dr. Jamhari Makruf (Vice Rector of Academic Affairs, State Islamic University (UIN Syaif Hidayatullah), Indonesia)

“Law Education in Indonesia”

3.30 – 4.00 pm

Coffee/Tea Break

4 PM

Concluding Session

Co-Chairs:

Prof. Dr. Mohammad Hashim Kamali (Chairman/CEO, IAIS, Malaysia)

Prof. W. Cole Durham, Jr. (Susa Young Gates University Professor of Law and Director, International Center for Law and Religion Studies, Brigham Young University, J. Reuben Clark Law School, United States)

Panelists:

Prof. Dr. Tahir Mahmood (President, Islamic Law Society of India and Founding Chairman, Amity University Institute of Advanced Legal Studies, India)

Prof. Silvio Ferrari (Univ. Degli Studi de Milano; President, International Consortium for Law and Religion Studies, Italy)

Prof. Choong Yeow Choy (Dean, Law Faculty, University of Malaya, Malaysia)

Conference Summation