

REFERENCES

- Abdullah, M. R. (2009). Regulatory issues: Innovation and application in *sukuk*. In Thomas A. (Ed.), *Sukuk* (pp. 65-91). Selangor: Sweet & Maxwell Asia
- Abdullah, N. I. (2006), *Critical appraisal of Al-ijarah Thumma al-Bay' (AITAB) operation: Issues and prospects*, Paper presented at 4th International Islamic Banking and Finance Conference. Monash University of Malaysia. Kuala Lumpur, November 13th-14th
- Accounting and Auditing Organization for Islamic Financial Institutions (AAOIFI) (2008), *Shariah Standards for Islamic Financial Institutions*, 1429 H – 2008
- Ahmad, A. U. F. (2004). "*Islamic banking in Bangladesh: legal and regulatory issues*", paper presented at the 6th Harvard University Forum on Islamic Finance, Cambridge
- Ahmad, A. U. F. and Hassan, M. K. (2009). Legal and regulatory issues of Islamic finance in Australia, *International Journal of Islamic and Middle Eastern Finance and Management* Vol. 2 No. 4, 2009, 305-322
- Ahmad, A. U. F.; Osmani, N. M. and Karim, M. F. (2010). "*Islamic finance in Australia: The potential problems and prospects*", Seventh International Conference – The Tawhidi Epistemology: Zakat and Waqf Economy, Bangi 2010
- Al Sheahabi, M. (2009). Derivatives and *sukuk* in the Islamic capital market. In Thomas A. (Ed.), *Sukuk* (pp. 295-317). Selangor: Sweet & Maxwell Asia.
- Al Suwailem, S. (2006), *Hedging in Islamic finance*. Occasional Paper (10), Islamic Development Bank: Jeddah
- Ali, R. (2009). Legal certainty for *sukuk*. In Thomas A. (Ed.), *Sukuk* (pp. 93-105). Selangor: Sweet & Maxwell Asia.
- Amin, M. (2006). *UK taxation of Islamic finance – Where are we now?* July 2006, from <http://pwc.blogs.com/mohammedamin>
- Anwar, Z. (2009). The emerging Islamic capital market. In Thomas A. (Ed.), *Sukuk* (pp. 1-15). Selangor: Sweet & Maxwell Asia.
- Asmadi, M. N.; Humayon, D., Nik T. et al. (2009). *The Chancellor guide to the legal and Shari'a aspects of Islamic finance*, London: Chancellor Publication.

- Asset Backed Securitization Act of Korea, from <http://www.moleg.go.kr/lawinfo/engLawInfo?searchCondition=AllForEngLaw&searchKeyword=%EC%9E%90%EC%82%B0%EC%9C%A0%EB%8F%99%ED%99%94> (Mar 2011)
- Ayub, M. (2007). *Understanding Islamic finance*. West Sussex: John Wiley & Sons Ltd.
- Bacha, O. I. (1999), Derivative instruments and Islamic finance: Some thoughts for reconsideration. *International Journal of Islamic Services*, Vol. 1, No. 1, April – June 1999, 1-33.
- Beck, T. and Levine, R. (2003). Legal institutions and financial development. World Bank Policy Research Working Paper no. 3136; forthcoming in Handbook of New Institutional Economic. Berlin: Springer.
- DEMIRGUC, KUNT, A. and LEVINE, R. (2003). Law, endowments, and finance. *Journal of Financial Economics*, 70, 137–181.
- Bernard (1998); available at “Data collection in qualitative research”, from <http://www.ssrc.hku.hk/er/qr0204.doc> (Mar 2011)
- Beverly L. K. (2009). Student engagement for college students with the hidden disability of orthostatic intolerance, University of Toledo, December 2009, from <http://etd.ohiolink.edu/sendpdf.cgi/Karabin%20Beverly%20Lynn.pdf?toledo1262881229> (Mar, 2011)
- Bill M. (2010). Form versus substance: AAOIFI projects and Islamic fundamentals in the case of *sukuk*, *Journal of Islamic Accounting and Business Research* Vol. 1 No. 1, 2010, 32-41.
- Capital Market and Financial Investment Business Act of Korea, from <http://www.moleg.go.kr/lawinfo/engLawInfo;jsessionid=QmfoPTzUXgf0KBHaxt8SMTAHg00L1OCMLK8hNL1tis99heDLRTAEgNGOuobFFWR?pstSeq=47243&pageIndex=5> (Mar 2011)
- Central Bank of Malaysia Act 2009, Laws of Malaysia Act 701
- Chance, D. M. (2004). *An introduction to derivatives and risk management* (6th ed.), Ohio: Thomson.
- Choi, D. Y.; Oh K. T. and Park, D. K. (2007). *The understanding of Islamic securities*, prepared for the presentation of 5 Institutions Relating to Finance, 2007.
- Danila, N. and Jeffers, A. E. (2009). Derivatives: An Islamic Perspective, *Journal of International Finance and Economics*, Volume 9, Number 3, 2009, 83-90

- Davies, H. (2003). "Islamic Finance and the UK Financial Services Authority", at Conference on Islamic banking and Finance, Bahrain, 2 Sep. 2003, from www.fsa.gov.uk/Pages/Library/Communication/Speeches//2003/SP118.shtml
- Depositor Protection Act of Korea, from <http://www.moleg.go.kr/lawinfo/engLawInfo?searchCondition=AllForEngLaw&searchKeyword=%EC%98%88%EA%B8%88%EC%9E%90%EB%B3%B4%ED%98%B8%EB%B2%95> (Mar 2011)
- Fikret, H. and Džemal, Klepić (2009). Experience of normative regulation of Islamic banking in United Kingdom and possibility of applying in Bosnia and Herzegovina, *Zbornik radova Ekonomskog fakulteta u Sarajevu* br. 29/2009, 279-297.
- Finance Act 2005 and Finance Act 2006 of UK, from <http://www.legislation.gov.uk/ukpga/2005/7/section/47>
- Finance Act 2009 of UK, from <http://www.legislation.gov.uk/ukpga/2009/10>
- Financial Services Authorities (FSA) (2009). Legislative framework for the regulation of alternative finance investment bonds (*sukuk*): Summary of responses, FSA, October 2009, ISBN 978-1-84532-643-2.
- Financial Services Authority (FSA) (2007). Islamic Finance in the UK: Regulation and Challenges, Financial Services Authority, UK, November 2007.
- Ghoul, W. (2008). Risk Management and Islamic Finance: Never the Twain Shall Meet? *The Journal of Investing*, Fall 2008, 96-104.
- Gill, J and Johnson, P. (1991). *Research methods for managers*, London: Paul Chapman Publishing Ltd.
- Gintzburger, A. S. (2011), 'Shariah Sensitive Financing in France'. *Islamic Finance News*, 24-Nov-2010, Volume7. Issue47, pp.12, from http://www.islamicfinancenews.com/listing_article_ID1.asp?nm_id=19925&searchid=11493(Feb 2011).
- Graff, M. (2008). Law and Finance: Common Law and Civil Law Countries Compared-An Empirical Critique. *Economica*, 75(297), 60-83. doi:10.1111/j.1468-0335.2007.00596.x
- Guski, N. (2009). Credit Crunch: A Chance to Develop the Islamic Finance Market in Germany? *Islamic Finance News*, 13-Mar-2009, Volum6, Issue10, pp.17-18, from http://www.islamicfinancenews.com/listing_article_ID1.asp?nm_id=13124&searchid=14337

- Hanafi, H. and Kasim, N. H. (2006). Islamic House Financing: the viability of *istisna* compared to Bay Bithaman Ajil(BBA), *Journal Syariah* 14:1, 2006, 32-52.
- Ilias, S. (2009). *Islamic Finance: Overview and Policy Concerns*, Prepared for Members and Committees of Congress, Congressional Research service, Feb 9, 2009, RS22931
- International Centre for Education in Islamic Finance (INCEIF) (2006). *Applied Shariah in Financial Transactions*, Kuala Lumpur: INCEIF.
- International Centre for Education in Islamic Finance (INCEIF) (2006). *Islamic Finance Regulation and Governance*, Kuala Lumpur: INCEIF.
- International Tax Review (ITR) (2009). Recession opens the door for Islamic finance, *International Tax Review*, Jul 2009, Vol. 20 Issue 6, 10-13.
- International Islamic Financial Market (IIFM) (2009). "A comprehensive study of the International *Sukuk* market", *Sukuk Report of International Islamic Financial Market*, 2009.
- Islamic Research & Training Institute Islamic Development Bank and Islamic Financial Services Board (IRTI and IFSB) (2007). Islamic Financial Services Industry Development: Ten-Year Framework and Strategies, from <http://www.ifsb.org/view.php?ch=4&pg=261&ac=26&fname=file&dbIndex=0&ex=1184140035&md=G0%09%1CME%B5%EB%8C%96%AE%DCf%C1W%FD>(Dec 2010).
- Islamic Banking Act 1983, Laws of Malaysia.
- Islamic Finance News (IFN) (2011). 'South Korean *Sukuk* in limbo', 23-Feb-2011, Volume8. Issue07, pp.9, from http://www.islamicfinancenews.com/listing_article_ID1.asp?nm_id=20904&searchid=14344.
- Islamic Finance News (IFN) (2011). '*Sukuk* bill delayed again', 2-Mar-2011, Volume8. Issue08, pp.10 from http://www.islamicfinancenews.com/listing_article_ID1.asp?nm_id=20923&searchid=14344.
- Jessop, N. (2009). The Taxation of Islamic Finance in the UK: An Introduction, *Journal of Taxation of Financial Products*, Volume 8 Issue 2, 2009, 17-26
- Khan, H.; Omar, K. M. R. and Bashar (2008). Islamic Finance: Growth and Prospects in Singapore, U21Global Working paper series, June 2008, No.001/2008.
- Kim, K. D. (2008). The introduction of Islamic Finance and Taxation, FS Research of the Shinhan Bank, 2008

- KFHR-GIFF (2010), *Islamic Finance Opportunities: Country and Business Guide*, prepared for Global Islamic Financial Forum, 20 July 2010. Kuala Lumpur: Kuwait Finance House Research Ltd.
- Kuwait Finance House Research (KFHR) (2010), *Sukuk: "Back On Track"*, Report of Kuwait Finance House Research Ltd, 20 July 2010.
- Kuwait Finance House Research (KFH) (2009). Introduction. In Thomas A. (Ed.), *Sukuk* (pp. liii-lxiv) Selangor, Sweet & Maxwell Asia
- Lahsasna, A. (2008). *The Financial instruments in financing joint venture projects in construction works*, 4th international conference on multi-national joint venture for construction works, April, 2008. National cheng-kung University, Taiwan. Kyoo University, Japan
- Lahsasna, A. (2010). *Introduction to Fatwa, Shariah Supervision & Governance in Islamic finance*, Kuala Lumpur: CERT Publication Sdn. Bhd.
- Lahsasna, A. (2010). *Q&A in Islamic Finance*, Kuala Lumpur, Published by CERT Publication Sdn. Bhd
- Lahsasna, A. and Ahmed, R. (2009). *Sukuk al Ijarah as prominent instrument for fund mobilization and investment in capital market*, Islamic Economics System (iECONS 2009) Conference. Business and Economics Opportunities and Challenges in Islamic Countries 15–17 July 2009.
- Lahsasna, A. and Idris, U. (2008). *Examination of the AAOIFI pronouncement on sukuk issuance and its implication on the future sukuk structure in the Islamic capital market*, The 6th International Islamic finance conference 2008 Innovation in Islamic finance: A fast track to global acceptance 13 & 14 October 2008, Monash University.
- Marc, G.S. (2009). A noteworthy development in Islamic finance in France: Tax neutral status granted to *Murabahah* and *Sukuk* transactions, report of Gide Loyrette Nouel A.A.R.P.I, Paris, 2 March 2009
- Mark, G. (2008). Islam, the Law, and the Sovereignty of God. June, July 2008, *Policy Review* 149, 3-17
- Minister of Strategy and Finance of Korea (MOSF) (2009). Special Tax Amendment, 2009 for *sukuk*, available at Korean National Assembly, from http://likms.assembly.go.kr/bill/jsp/BillDetail.jsp?bill_id=ARC_U0H9T0D9N2I8B1J6F4D6M5D4L1P0Y3 (Feb, 2011).
- Mohamad, S. (2008). Derivatives in Islamic Financial Markets: Hedging or Gambling? MIF Monthly, Nov, 2008, from

http://www.mifmonthly.com/8_art.php (Feb 2011)

- Mohamad, S.; Yusoff, M.F. and Al Qassar, A.A. (2009). Ground Rules for *Sukuk* Issuance. In Thomas A. (Ed.), *Sukuk* (pp. 41-64). Selangor, Sweet & Maxwell Asia.
- Mokhtar, S. and Thomas, A. (2009). Debt-based *Sukuk: Murabahah, Istisna* and *Istithmar Sukuk*. In Thomas A. (Ed.), *Sukuk* (pp. 125-143). Selangor: Sweet & Maxwell Asia.
- Mokhtar, S.; Rahman, S.; Kamal, H. and Thomas A. (2009). *Sukuk* and the Capital Markets. In Thomas A. (Ed.), *Sukuk* (pp. 18-40). Selangor, Sweet & Maxwell Asia.
- Moody's (2006). *Shariah and Sukuk: A Moody's Primer*, Special Report, April 2006 (97226), Moody's Investors Service
- Moody's (2008). *Islamic Banks and Sukuk: Growing Fast, but Still Fragmented*, Moody's Global Banking, April 2008, Moody's Investors Service
- Nalita J. (2005). The use of email interviewing as a qualitative method of inquiry in educational research, *British Educational Research Journal* Vol. 33, No. 6, December 2007, 963–976
- Nathif J. A. and Thomas, A. (2004); available at Lahsasna, A. and Ahmed, R. (2009). *Sukuk al Ijarah as prominent instrument for fund mobilization and investment in capital market*, Islamic Economics System (iECONS 2009) Conference. Business and Economics Opportunities and Challenges in Islamic Countries 15–17 July 2009.
- Ng, N. S. (2006), Executive Director, Monetary Authority of Singapore. Opening Remarks at the IQPC Islamic Finance, Singapore 2006.
- Parker, M. (2009). Islamic finance fails to pick up steam in Japan. McClatchy - Tribune Business News, Retrieved April 16, 2011, from ABI/INFORM Dateline. (Document ID: 1784285451).
- Patton, M. Q. (2002). *Qualitative evaluation and research methods* (3rd ed.) Thousand Oaks, CA: Sage Publications, Inc.
- Raymond O. (2006). Advantages and Disadvantages of Four Interview Techniques in Qualitative Research, Volume 7, No. 4, Art. 11 – September 2006, from <http://www.qualitative-research.net/index.php/fqs/article/viewArticle/175/391> (Aug 2010).
- Regulated Activities Order (RAO) (2010). The Financial Services and Markets Act 2000 (Regulated Activities) (Amendment) Order 2010 of UK, from <http://www.legislation.gov.uk/uksi/2010/86/article/2/made>

- Rosly, S. A. (2005). Critical issues on Islamic banking and financial markets. Kuala Lumpur: DINAMAS Publishing.
- Rosly, S. A. and Sanusi, M. M. (1999). "The application of Bay' al-'inah and Bay' al-dayn in Malaysian Islamic bonds: An Islamic analysis", *International Journal of Islamic Financial Services* Vol. 1 No.2, 1-16.
- Rowley, J. (2004). Researching People and organizations. *Library Management*, 15, 208-214.
- Salehabadi, A. and Aram M. (2002). Islamic Justification of Derivative Instruments. *International Journal of Islamic Financial Services*, Vol.4, No.3, 9-15
- Securities Commission Malaysia (SC) (2004). Guidelines on the offering of Islamic securities. Securities Commission Malaysia, 26 July 2004.
- Securities Commission Malaysia (SC) (2009). Introduction To Islamic Capital Market. Selangor: LexisNexis Malaysia Sdn Bhd.
- Securities Commission Malaysia (SC) (2009). Islamic Commercial Law (*Fiqh al Muamalat*). Selangor: LexisNexis Malaysia Sdn Bhd.
- Securities Commission Malaysia (SC) (2009). The Islamic Securities (*Sukuk*) Market. Selangor: LexisNexis Malaysia Sdn Bhd.
- Sekaran, U. (2003), "Research Method for Business-A skill Building Approach", 4th Ed. New Jersey: John Wiley & Sons, Inc.
- Smith, H. (2009). Recent tax developments of Islamic finance in France: new opportunities. Consulting paper of Herbert Smith LLP, Gleiss Lutz and Stibbe, February 2009.
- Special Credit Financial Business Act of Korea, from <http://www.moleg.go.kr/lawinfo/engLawInfo?pstSeq=52316&searchCondition=AllForEngLaw&searchKeyword=%ec%97%ac%ec%8b%a0%ec%a0%84%eb%ac%b8%ea%b8%88%ec%9c%b5> (Mar 2011)
- Sunan al-Tarmizi, kitab al-Buyu', hadith no.1236, vol 3; Sunan abi Dawud, Kitab al-Ijarah, hadith no.3503, vol.3.
- Strauss, A. and Corbin, J. (1990). Basics of Qualitative research: Grounded theory procedures and technique. London: Sage.
- Taylor S. T. (2010). Growth of Islamic Finance Activity Fuels Dynamic Legal Practice That Demands Special Skills. *OF COUNSEL*, Vol.29 No 1, Jan 2010, 16-19.

- Taylor, J. (2003). Islamic banking - the feasibility of establishing an Islamic bank in the United States. *American Business Law Journal*, 40(2), 385-416. Retrieved from EBSCOhost.
- Tetley, W. (2003). Mixed Jurisdictions: Common Law vs. Civil Law (Codified and Uncodified). *Louisiana law review*, 60(3), 677-738.
- Thani, N. N. T. N. H. and Othman, A. (2008). The effectiveness of the legal and regulatory framework for Islamic financial services. *Islamic Finance: Surveys on Global Legal Issues and Challenges*, Islamic Financial Services Boards (IFSB), 2008.
- Zaher, T. S. and Hassan, M. K. (2000). "A Comparative Literature Survey of Islamic Finance and Banking", *Financial Markets, Institutions & Instruments*, Vol.10, No.4. 155-199.