

Muḥammad Bāqir aṣ-Ṣadr

# IQTISĀDUNĀ

---

## Our Economics

*Volume Two - Part Two*



## CONTENTS

	Page
TRANSLITERATION .....	xv
PUBLISHER'S FOREWORD:	
In Arabic .....	xvii
English translation .....	xix
CHAPTER ONE	
THE THEORY OF POST-PRODUCTION	
I— THE THEORETICAL BASIS OF THE POST-PRODUCTION	
DISTRIBUTION AMONG THE AGENTS OF PRODUCTION	
The Upper Structure: .....	5
From the Theory .....	9
1. The Illustrative Example from Capitalist Economics ..	10
2. Islamic Theory and its Comparison with Capitalist	
Theory .....	12
3. Adducement of the Theory from the Upper-structure .	16

## II— STRIKING DIFFERENCE BETWEEN ISLAMIC AND MARXIST THEORY:

The Upper-structure .....	20
From the Theory .....	23
1. THEORETICAL PROOF OF OWNERSHIP .....	24
2. THE THEORY'S SEPARATION OF THE OWNERSHIP (PROPRIETARY RIGHTS) FROM THE EXCHANGE-VALUE ...	28
Educement of the Theory from the Upper-structure ..	29
3. THE GENERAL LAW OF COMPENSATION FROM THE MATERIAL SOURCES OF PRODUCTION:	
The Upper-structure .....	34
The Theory .....	50
1. The Regulation of the Upper-structure .....	51
2. The Acquisition of Gain Stands Upon the Basis of Expended Labour .....	56
3. The Affirmative Side of the Sense of the Norm .....	57
4. The Negative Side of the Sense of the Norm .....	60
5. The Binding of the Interdiction of Usury with the Negative Side of the Sense of the Norm .....	65
6. Why Means of Production do not share in the Profit? ..	69

## OBSERVATIONS

1. THE ROLE OF RISK IN THE ISLAMIC ECONOMICS .....	75
2. CAPITALIST JUSTIFICATION OF INTEREST AND ITS CRITICISM .....	79
3. LIMITATION OF THE AUTHORITY OF THE OWNER OVER THE USE OF HIS PROPERTY .....	83

## CHAPTER TWO

### THE THEORY OF PRODUCTION

RELATION OF DOCTRINE WITH PRODUCTION .....	91
GROWTH OF PRODUCTION .....	95
Islam's Means for the Growth of the Production .....	97
A. Islam's Means on the Intellectual Side .....	98
B. Islam's Means (for the Growth of Production) on Legislative Sides .....	101
C. Economic Policy for the Increase of Production ....	115
WHY DO WE PRODUCE? .....	117
1. The Islamic Sense of Wealth .....	120
2. Coordination of Growth Production with Distribution .....	123
3. Islam's Conception of Economic Problem .....	124
RELATION BETWEEN PRODUCTION AND DISTRIBUTION .....	127
The Guidance of Islam to Guarantee the Equity of Distribution .....	128
RELATION BETWEEN PRODUCTION AND CIRCULATION .....	132
Islam's Conception of Circulation .....	134
Doctrinal Evidences on the Conception of Circulation) .....	137
The Juristic Trend Which Reflects the Conception .....	138
Receiving or Meeting the Caravan of Merchants' Means ....	140
FOR WHOM DO WE PRODUCE? .....	142
Capitalist Position .....	142
Criticism of Capitalism's Position .....	143
The Position of Islam .....	145

## CHAPTER THREE

### STATE RESPONSIBILITY IN ISLAMIC ECONOMY

I— SOCIAL SECURITY . . . . .	151
The First Basis of the Principle of Social Security . . . . .	152
The Second Basis of Social Security . . . . .	155
II— SOCIAL BALANCE . . . . .	162
1. Imposition of Permanent Taxes . . . . .	169
2. Creation of Public Sectors . . . . .	174
3. Nature of Islamic Legislation . . . . .	175
THE PRINCIPLE OF THE STATE'S INTERVENTION . . . . .	178
Why was Lacuna Kept? . . . . .	179
Lacuna not a Defect . . . . .	183
The Juridical (Statutory) Proof . . . . .	183
Illustrative Examples . . . . .	184

## APPENDICES

1. EXAMINATION OF THE EXCEPTIONS TO THE MUSLIM'S OWNERSHIP OF THE CONQUEST LANDS. The Rule of the Cultivated Land After the Enactment of the law of <i>Anfāl</i> (Peacefully obtained Booties) . . . . .	191
Is <i>Khums</i> Excluded From Conquered Land? . . . . .	195
The Ascertainment . . . . .	199
2. DISCUSSION ABOUT THE INCLUSION OF WASTE-LAND OF CONQUEST IN THE LAW OF THE TAX-LAND . . . . .	203
3. THE LEGAL EFFECT OF <i>AT-TAHJĪR</i> . . . . .	207

4. THE DISCUSSION AS TO WHETHER THE OWNERSHIP OR RIGHT (TITLE) IS THE EFFECT OF REHABILITATION (OF A WASTE-LAND) .....	208
5. DISCUSSION ABOUT THE PERMISSION OF THE SALE OF A REHABILITATED LAND ACCORDING TO ASH-SHAYKH AṬ-ṬŪSĪ .....	215
6. ACQUISITION OF POSSESSION THROUGH CONTROL .....	217
7. NO DISCRIMINATION BETWEEN THE KINDS OF LAND THE POSSESSORS OF WHICH HAVE EMBRACED ISLAM VOLUNTARILY .....	219
8. RULE ABOUT SPRINGS WHICH WELL UP IN AN OWNED LAND .....	225
9. DISCUSSION AS TO AN INDIVIDUAL'S TAKING POSSESSION OF A SPRING HE UNEARTHES .....	227
10. DISCUSSION ABOUT THE OBLIGATION OF LETTING (FREE) A CANAL AT THE TIME ONE IS NOT IN NEED OF IT .....	231
11. THE ANNEXATION OF THE MINE TO THE LAND ...	234
<i>Short Fowls</i>	
12. OWNERSHIP OF A BIRD IS ACQUIRED BY HUNTING EVEN IF POSSESSION OF IT IS NOT ACCOMPLISHED .....	236
13. DIFFERENCE BETWEEN OWNERSHIP BY HUNTING AND OWNERSHIP BY ACQUISITION (HIYĀZAH) ...	237

14. DISCUSSION ABOUT A PERSON'S RIGHT OF POSSESSION TO WHAT IN DONOR'S OR AN AUTHORIZED REPRESENTATIVE'S OR AN EMPLOYEE'S ACQUISITION ..... 239

15. DISCUSSION THAT THE ACQUIREE AND NOT THE ACQUIRER IS THE OWNER (OF THE ACQUIRED PROPERTY) ..... 250

16. AN OBSERVATION ABOUT A SPECIFIC TEXT ..... 252

7. NO DISCRIMINATION BETWEEN THE KINDS OF LAND THE POSSESSORS OF WHICH HAVE EMBRACED ISLAM VOLUNTARILY ..... 219

8. RULE ABOUT SPRINGS WHICH WILL BE IN AN OWNED LAND ..... 252

9. DISCUSSION AS TO AN INDIVIDUAL'S TAKING POSSESSION OF A SPRING BELONGING TO ANOTHER ..... 252

10. DISCUSSION ABOUT THE OBLIGATION OF LETTING (FREE) A CANAL AT THE TIME OF ONE IS NOT IN NEED OF IT ..... 251

11. THE ANNEXATION OF THE MINE TO THE LAND ..... 254

12. OWNERSHIP OF A BIRD IS ACQUIRED BY HUNTING EVERY IF POSSESSION OF IT IS NOT ACCOMPLISHED ..... 256

13. DIFFERENCE BETWEEN OWNERSHIP BY HUNTING AND OWNERSHIP BY ACQUISITION (HUNTING) ..... 257