

MUSLIM-NON-MUSLIM

Marriage

Political and Cultural
Contestations in Southeast Asia



Edited by
Gavin W. Jones,
Chee Heng Leng and
Maznah Mohamad

MUSLIM-NON-MUSLIM
Marriage

The **Institute of Southeast Asian Studies (ISEAS)** was established as an autonomous organization in 1968. It is a regional centre dedicated to the study of socio-political, security and economic trends and developments in Southeast Asia and its wider geostrategic and economic environment. The Institute's research programmes are the Regional Economic Studies (RES, including ASEAN and APEC), Regional Strategic and Political Studies (RSPS), and Regional Social and Cultural Studies (RSCS).

ISEAS Publishing, an established academic press, has issued almost 2,000 books and journals. It is the largest scholarly publisher of research about Southeast Asia from within the region. ISEAS Publishing works with many other academic and trade publishers and distributors to disseminate important research and analyses from and about Southeast Asia to the rest of the world.

MUSLIM-NON-MUSLIM
Marriage
Political and Cultural
Contestations in Southeast Asia

Edited by
Gavin W. Jones,
Chee Heng Leng and
Maznah Mohamad



INSTITUTE OF SOUTHEAST ASIAN STUDIES
SINGAPORE

First published in Singapore in 2009 by ISEAS Publishing
 Institute of Southeast Asian Studies
 30 Heng Mui Keng Terrace
 Pasir Panjang
 Singapore 119614

E-mail: publish@iseas.edu.sg

Website: <http://bookshop.iseas.edu.sg>

All rights reserved. No part of this publication may be reproduced, stored in a retrieval system, or transmitted in any form or by any means, electronic, mechanical, photocopying, recording or otherwise, without the prior permission of the Institute of Southeast Asian Studies.

© 2009 Institute of Southeast Asian Studies, Singapore

The responsibility for facts and opinions in this publication rests exclusively with the contributors and their interpretations do not necessarily reflect the views or the policy of the publisher or its supporters.

ISEAS Library Cataloguing-in-Publication Data

Muslim-non-Muslim marriage: political and cultural contestations in Southeast Asia / edited by Gavin Jones, Chee Heng Leng, Maznah Mohamad.

1. Interfaith marriage—Southeast Asia.
2. Marriage law—Southeast Asia.
3. Marriage—Religious aspects—Islam.
 - I. Jones, Gavin W.
 - II. Chee, Heng Leng.
 - III. Maznah Mohamad.

HQ1031 M98

2009

ISBN 978-981-230-874-0 (hard cover)

ISBN 978-981-230-822-1 (PDF)

Typeset by Superskill Graphics Pte Ltd

Printed in Singapore by Mainland Press Pte Ltd

CONTENTS

| | |
|-------------------------|------------|
| <i>Preface</i> | <i>vii</i> |
| <i>The Contributors</i> | <i>ix</i> |
| <i>Glossary</i> | <i>xv</i> |

Introduction

| | | |
|-----------|---|---|
| Chapter 1 | Muslim-non-Muslim Marriage, Rights and the State in Southeast Asia <i>Chee Heng Leng, Gavin W. Jones and Maznah Mohamad</i> | 1 |
|-----------|---|---|

SECTION I

Political and Legal Contestations

| | | |
|-----------|---|-----|
| Chapter 2 | Trapped between Legal Unification and Pluralism: The Indonesian Supreme Court's Decision on Interfaith Marriage <i>Ratno Lukito</i> | 33 |
| Chapter 3 | Private Lives, Public Contention: Muslim-non-Muslim Family Disputes in Malaysia <i>Maznah Mohamad, Zarizana Aziz and Chin Oy Sim</i> | 59 |
| Chapter 4 | Legal Aspects of Muslim-non-Muslim Marriage in Indonesia <i>Mark Cammack</i> | 102 |

| | | |
|------------------------|---|-----|
| Chapter 5 | The Politico-Religious Contestation: Hardening of the Islamic Law on Muslim-non-Muslim Marriage in Indonesia <i>Suhadi Cholil</i> | 139 |
| SECTION II | | |
| Lived Realities | | |
| Chapter 6 | “Not Muslim, not Minangkabau”: Interreligious Marriage and its Cultural Impact in Minangkabau Society <i>Mina Elfira</i> | 161 |
| Chapter 7 | Khao Khaek: Interfaith Marriage between Muslims and Buddhists in Southern Thailand <i>Amporn Marddent</i> | 190 |
| Chapter 8 | Interethnic Marriages and Conversion to Islam in Kota Bharu <i>Jolanda Lindenberg</i> | 219 |
| SECTION III | | |
| Perspectives | | |
| Chapter 9 | Promoting Gender Equity through Interreligious Marriage: Empowering Indonesian Women <i>Siti Musdah Mulia</i> | 255 |
| Chapter 10 | Muslim-non-Muslim Marriage in Singapore <i>Noor Aisha Abdul Rahman</i> | 283 |
| <i>Index</i> | | 319 |