Contents

Acknowledgments vii
Notes on transliteration ix
Figures xi

Introduction 1
  Presenting: the “khul‘ law” 1
  Research questions and research perspective 3
  Organization of the study 12
  Research methods 15

Part I The Public Debate on Khul‘

1 Maintenance & obedience: a history of Personal Status Law in Egypt 23
  1.1 Presenting: “urīdu Hallan” 23
  1.2 Egypt’s first Personal Status Laws: emphasizing the conjugal relation 25
  1.3 Personal Status Law under Nasser: socialism without reform 27
  1.4 Personal Status Law under Sadat: Islamization and internalisation 31
  1.5 Personal Status Law towards the new millennium: re-invention of khul’ 34

2 The “khul‘ law” criticized: the first pen 39
  Introduction 39
  2.1 Opponents and proponents of khul’: using the language of Islam 40
  2.2 The government and al-Azhar: an uncomfortable alliance 45
  2.3 Khul‘ in front of the Egyptian parliament: a far from dull debate 49
  2.4 The right to exercise ijtihad 52
  2.5 Khul‘: a cover for other controversial reforms? 56
  2.6 Conclusion 63

3 Films and cartoons: the second pen 69
  3.1 Presenting: “urīdu khul’an” 69
  3.2 Is urīdu khul’an a continuation of urīdu Hallan? 72
  3.3 Cartoons and films: notions of the “self” and the “other” 74
  3.4 Film and space: men’s maintenance and women’s obedience 84
  3.5 Film and space: the city- countryside dichotomy and religion 87
  3.6 Ridiculing the modernizing project of the state 90
  3.7 The issue of censorship 95
Part II The Implementation of *Khul’* in Court and Everyday Life

4 On the dower and “emotional” women

4.1 A new version of “I Want a Solution”?  
4.2 Presenting: “Nura”  
4.3 *Khul’*…a law for rich women only?  
4.4 The practice of the dower in Egypt  
4.5 Returning the prompt dower: the practice of the courts  
4.6 A “precedent” and it’s evasion  
4.7 Emotional women and polygamy  
4.8 Conclusion

5 Arbitration

5.1 Arbitration: why Nura obtained a divorce while ‘Afaf did not  
5.2 Arbitration in the new family court: the state and judges  
5.3 The new family court: international donors and the Egyptian state  
5.4 The new family court: judges  
5.5 The new family court: professional arbitrators  
5.6 Speaking in two languages?  
5.7 Conclusion

6 Maintenance and obedience: Egypt’s changed reality

6.1 Nura wants to work abroad  
6.2 Going abroad: only a prerogative for rich women?  
6.3 Women who abandon the marital home & the issue of *ta’a*  
6.4 The meaning of *ta’a* (obedience) on the legal and social level  
6.5 Husbands using *ta’a* as a strategy  
6.6 Women using *khul’* as a strategy  
6.7 Conclusion

7 Reshaping relations in Egypt

7.1 Meeting Nura’s mother  
7.2 Nura’s neglected mother: is friendship replacing kinship?  
7.3 The strong Egyptian family, myth or reality?  
7.4 *Khul’* women and the issue of female-headed-households  
7.5 Defining friendship  
7.6 Friendship cannot replace kinship  
7.7 A source of marital disputes: in-laws  
7.8 Conclusion

8 On secret marriages and polygamy

8.1 Nura wants to marry again...polygamosly and by way of *’urfi*
8.2 Khul' women remarrying: confirming the stereotype? 222
8.3 Social pressure to (not) remarry 225
8.4 Divorced women remarrying: whom should they marry? 228
8.5 Becoming a second wife by choice? 230
8.6 Unofficial marriages in Egypt 235
8.7 Is the shadow, even the ambulant shadow, of a man better than the shadow of a wall? 238
8.8 Conclusion 243

9 Conclusion 247
  9.1 The public debate on khul’ 247
  9.2 The operation of khul’ in court and everyday life 249

References 257
  Books and articles in journals 257
  Articles in newspapers and magazines 271
The article on khul’ 275
Summary 277
Samenvatting 281