

## ABSTRACT

Ni'mah, Siti Umiul. 2015. **Development of Productive Wakaf through Akad Ijarah in Al-Mukhlis Mosque, Dinoyo Malang, Imam Asy-Syafi'iyah Perspective**. Thesis. Department of Shariah Business Law, Sharia Faculty, the State Islamic University (UIN) Maulana Malik Ibrahim Malang, Supervisor: Dr. H. Moh. Toriquddin, Lc., M. HI.

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### **Keywords: Productive Wakaf, Akad Ijarah**

Developing wakaf estate means managing the benefit of wakaf estate in line with the aim of wakaf done by nadhir. Nadhir deserves to manage the wakaf estate as stated in government rules. Akad is an agreement or engagement done by two parties or more with the statement of ijab and qabul. Thus, Akad Ijarah needs the statement of agreement from the two parties involved. It also must meet the requirements and principle of akad. This Ijarah must have a period of time so that the hirer knows the boundary of the hire. It also must meet Syafi'i sharia principles.

In this study, there are two research questions: (1) how productive wakaf through Akad Ijarah in Al-Mukhlis mosque Dinoyo Malang and (2) how productive wakaf through Akad Ijarah in Al-Mukhlis mosque Dinoyo Malang based on Imam Syafi'I perspective?

This research belongs to qualitative empirical research. The method used to collect data is interview, observation, and documentation. The method of validating data is triangulation. The steps of analyzing data are: editing, classifying, verifying, analyzing and concluding.

The result of this study indicates that (1) the implementation of Akad Ijarah in Al-Mukhlis mosque Dinoyo Malang is appropriate with the theory. The hirer also have met all principles i.e. independent, Islam, adult, and intelligence. For the requirements i.e. the hired is useful for selling, the two parties agree, and the statement of ijab qabul transaction: *"I hire this store by 60 millions. If someday I rise the hiring cost, you have to accept it because the needs is also unstable. This is for the benefit of the mosque, not for me."* (2) The implementation of Akad Ijarah in Al-Mukhlis mosque Dinoyo Malang is appropriate with the requirements and principles in Imam Asy-Syafi'I perspective. Therefore, this Akad Ijarah is valid correct according to Islamic law.