

## ABSTRACT

Yaizzul Isma, Student ID Number 10220071, 2014. The Akad Between Fishermen and the Boat Owners in Kranji village, Paciran Subdistrict, Lamongan regency Perspective of Maliki Madhhab. Thesis. Sharia Business Law Department, Sharia Faculty, the State Islamic University of Maulana Malik Ibrahim of Malang. Supervisor: Dr. Noer Yasin, M.H.I.

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Key words: Agreement, *the Maliki Madhhab*

Akad is a matter that can touch all aspects of life, not least in *muamalah* activities that are often performed humans to meet their needs, such as profit-sharing agreement between the fishermen and boat owners. The issue will become even more complicated when sharing system did not meet the sense of justice, exceeded a limits justified by Islamic law, and is considered the norm. This situation occurs in a fishing community in Kranji village on sharing system between fishermen and boat owners.

The aim of this research is to know the implementation of the cooperation agreement and revenue sharing is done between fishermen and boat owners in Kranji community, as well as knowing the views of the Maliki madhhab related to the implementation of the cooperation agreement and the division of the proceeds.

This research includes an empirical study with a descriptive analysis approach. This type of data is qualitative by using primary and secondary data sources. Data is collected through interviews and documentation. Data are analyzed using qualitative methods of description.

Based on the results of this study concluded that the system of cooperation between the ship owner (skipper) and fishermen, based on habit, made orally in the absence of witnesses and legal guarantees for fishing vessel owners about the whereabouts and safety of his ship . While the implementation of the division of the results, adjusted to the position or duties performed by each fishermen when fishing. In sharing the results are usually based on a percentage of 50 % for owners and 50 % for vessels fishing net operating costs for fishing. When viewed from the implementation of the consent granted, the cooperation agreement already qualified and harmonious, but in practice the implementation of the covenant fishermen, with only running one duty alone, thus legitimate fulfillment of the requirements in the agreement, so it can be said that the contract is broken. While the implementation of revenue sharing is done in the Kranji community by the Maliki madhhab is correct , namely , corresponding each task , with mention of the percentage of parts with clear, fair and no *gharar* .