



Universiteit  
Leiden  
The Netherlands

## The Bey, the mufti and the scattered pearls : Shari'a and political leadership in Tunisia's Age of Reform -1800-1864

Haven, Elisabeth Cornelia van der

### Citation

Haven, E. C. van der. (2006, October 26). *The Bey, the mufti and the scattered pearls : Shari'a and political leadership in Tunisia's Age of Reform -1800-1864*. Retrieved from <https://hdl.handle.net/1887/4968>

Version: Corrected Publisher's Version

License: [Licence agreement concerning inclusion of doctoral thesis in the Institutional Repository of the University of Leiden](#)

Downloaded from: <https://hdl.handle.net/1887/4968>

**Note:** To cite this publication please use the final published version (if applicable).

## index

[not included in the index *siyāsa*, *siyāsa shar'iyya*, slaves, Tunis and Tunisia]

- 'Abbasīds, 21, 22  
'Abd Allāh b. 'Umar, 138, 140  
'Abd al-Azīz, 'Umar, 131, 135  
'Abdūh, Muḥammad, 94  
Abode of Islam, 8, 81  
Abode of War, 8, 81  
Abū Bakr, 27, 124, 129  
Abū Dāwūd, 138  
Abū Ḥafṣ 'Umar al-Hintātī, 2  
Abū Ḥanīfa,  
25, 125, 131, 133, 134, 139, 143, 145  
Abū Ḥāzim, 152  
Abū Yūsuf, 141, 142  
Abū Zakariyā', 12  
Adam, 7, 70, 132  
Agades, 43  
'Ahd al-Amān, 87, 100, 102, 103, 105, 107, 108  
*Ahl al-hall wa al-'aqd*, 11, 114  
*Ahl al-Kitāb*, 86, 88, 89, 92,  
Ahmad Bey, 31, 41, 46–56, 62, 69, 72, 75–79,  
82–94, 159, 161, 165  
*Ahkām al-Sulṭāniyya*, al-, [*The Ordinances of Government*] (al-Māwardī), 12, 35  
Algeria, Algiers, 15, 24, 49, 51, 79, 106  
'Alī Abū Ṭālib, 21, 121, 123, 152, 154  
'Alī b. Husayn, 26  
'Alī Pācha Bey, 26, 78  
*Aqwam al-Masālik fī mā'arifat aḥwāl al-mamālik* [*The Surest Path to the Knowledge of Conditions of Kingdoms*] (Khayr al-Dīn),  
9, 11, 14, 75, 97, 107, 108, 109  
'Arfaja, al-Ashja', 138  
'Arif Efendi, Mehmet, 30, 60  
'Arif Bey, 85, 112  
Awḍī, Idrīs al-, 23  
'Aynī, Abū Maḥmūd al-, 140  
  
Baghdad, 1  
*Bahr al-Rā'iq*, Al- (Ibn Nujaym), 134  
Baḥrī, 'Abd al-Sattār, al-, 64  
Bakri family, 56  
Bardo Palace,  
18, 31, 47, 52, 73, 75, 79, 81, 95, 96, 101, 104,  
105  
Bārūdī family, 19  
  
Bāsh Aghā, Muṣṭafā, 84  
Bayram I, 5, 6, 9, 11, 19, 25–  
29, 31, 32, 37, 39, 68, 75, 93, 94, 108–113  
Bayram II, 87  
Bayram III, 87  
Bayram IV,  
7, 9, 25, 47, 61, 63, 66, 68, 70, 86, 87, 88, 90, 91, 94  
102, 105, 160, 161, 165  
Bayram V, 85, 91, 95, 108  
Bazzār, Ahmād, al-, 138  
*Bazzāzīyya*, Al- (Ibn Bazzāz), 140  
Belgium, 77  
Ben 'Abdallah, Yūsuf, 55  
Ben Khūja family, 19  
Berbers, 66  
*Bilād al-Sūdān*, 42, 164  
Bilāl, Bilāl brotherhoods, 58, 59  
Bizerta, 99  
Bordeaux, 77  
Bori, spirit of, 58, 59  
Bournou, 42, 58, 66  
Britain (see England)  
British and Foreign Anti-Slavery Society,  
51, 53, 54, 69, 70  
*Bughyāt as-sā'il fī ikhtiṣār 'Anfa' Waṣā'il li-l-Ṭarāsūsī* (Bayram I), 26, 29, 31,  
*Burhān Sharḥ Mawāhib al-Rahmān*, Al- (al-  
Ṭarābulṣī al-Ḥanafī Burhānnadīn), 165  
Bukhāra, 131  
  
Caligaris, Liugi, 97  
Candia (present day Iraklion), 77  
capitulations, 50, 51, 55  
*chaoosh selam*, 21  
Chappe optical telegraph, 52  
*chechia*, 106  
Copenhagen, 77  
Christians, 50, 55, 60, 66, 76, 77, 88, 89, 99, 100,  
102, 106  
Constantine, 79  
Crimean War, 100  
customary law, 6, 20, 29, 37  
  
Damascus, 1  
Dede Efendi, 11, 30  
Delcassel, 97  
*dhimmi*, 89  
Djellouli family, 15  
Djenatti, Lella, 47, 81

- Durar al-Hukkām fī Sharḥ Ghurar al-Āhkām*  
(Molla Khusrev), 89,143,166  
*Durr al-Mukhtār Al-* (al-Haskaffī), 139
- Eastern Question, 49,51  
Eau de Cologne, 61,92,93,115  
Egypt, 14,15,41,59,77  
England, 79
- Fatāwā al-Ālamgīriyya al-ma'rūfa bi'l-fatāwā al-Hindīyya*, also called, *Al-Hindīyya*, 90,91,167,169  
*Fatāwā al-Lūlawājīyya* (al-Makārim Ishāq al-Ḥanafī), 141  
*Fawā'id al-Fiqhīyya* (Ibn al-Ghars), 147  
Fezzan, 43,69  
*Fitna*,  
*firāsa*, 21,22,28,31,38  
Florence, 77  
Fontainebleau, 78  
France, 45,49,78,79,99,107  
Frank, Dr. Louis, 21,34
- Gabès, 57  
Geneva, 77  
Genoa, 77  
Ghadames, 43,69  
Ghana, 42  
Ghat, 69  
Gibraltar, 77  
Goa, 42  
guilds, 43,58
- Ḩabala, Habbān b. Abī, 128  
*hadd*, *hudūd* offences, 12  
Ḩafṣids, 2,15,17  
Ḩājib, Sālim Bū, 108  
Hajjāj Naṣr b. al-, 123  
Ḩamawī, ‘Abdannāfī, al-, 166,167  
Hamadānī, Abū al-Faḍl, al-, 38  
Ḩammūda Pācha, 16,18,19,24,31-38,53,58,68,76,77,83,86,109  
Ḩanafī law school, 121,160  
. in relation to Mālikī, 3,4,17,  
31,34,88,93,101,103  
Ḩanbal, Aḥmad b., 125,136,138,139,156  
Harā’irī, Suleymān b. ‘Alī, al-, 91  
Harith, Mālik b., 150  
Haussa, 58  
Hendrik, Dutch Prince, 46
- Hijāz, 59,60  
*Hindīyya, Al-*, see *Fatāwā al-Ālamgīriyya*  
Husayn b. ‘Alī, 23,38  
Husayn Pācha, General, 68,71,72,104
- Ibn ‘Abbās, 138,167  
Ibn Abī al-Dyāf, Aḥmad, 7,  
9,19,33,37,45,47,53,54,63,64,68,70,76,82,  
84,86,87,92,95,100,102,108,109,112,165  
Ibn Abī Shayba, 140  
Ibn Abī Waqqās, 124  
Ibn ‘Aqīl, Abū al-Wafā,  
13,28,31,38,111,122,123  
Ibn al-‘Arabī, 88,89,91,165,169  
Ibn Bazzāz, 140  
Ibn Farhūn, 122  
Ibn al-Ghars, 147  
Ibn Husayn , Aḥmad, 102  
Ibn Nujaym, 139,140  
Ibn Qayyim al-Jawziyya, Shams al-Dīn,  
6,11,27,28,111,121,123,124,133-  
137,148,149,156  
Ibn Rushd, Abū al-Walīd, 157  
Ibn Samā'a, Abū, 141  
Ibn Sīrīn, 168  
Ibn Taymiyya, Aḥmad, 11,38  
Ibn Wahbān, 144  
Ifriqiyya, 2,11,15  
*Iḥkām, Al-* (al-Qarāfī), 121,147  
*ījtihād*, 37,74  
*ikhtilāf al-zamān*, changing circumstances,  
13,37,111  
*Ikhtiyār, Al-*, 167  
*‘Ilam, Al-*, 25  
Imām al-Hudā, see al-Layth  
*Injūl, Al-*, 88  
Institut d'Afrique, 45,54  
Iqbāl, Abū al-Qāsim b., 138  
‘Iṣām b. Yūsuf, 128  
Istanbul(Constantinople),  
1,3,52,59,60,76,99,  
112,115  
*Ithāf Ahl al-Zamān bi Akhbār mulūk Tūnis wa*  
*‘Ahd al-Amān* (Ibn Abī al-Dyāf) 9,19,61,85  
*ittisāq*, 34
- Ḩāma‘ al-Fatāwī*, 148  
Janissaries, 4  
*Ḩawā’ib, Al-*, 69  
Jerba, 99

- Jerusalem, 76  
 Jesus (*Masīh*), 90,167  
 Jews, 66,86,88,89,102,106  
*jihād*, 2,42
- Kaffāwī, al-, Abū Ḥusaynī, 28,29,122  
 Kairouan, 2,8,43,84  
 Kano, 43,66  
*Kanz al-‘Ibād fī Fadā’i l al-Ghawz wa’l-‘Jihād*  
 (‘Arfaja), 138  
 Karkh, Al-, 153  
 Kemal, Namik, 97  
*Khaṭṭ-i sherīf* of *Gulkhāne*,  
 52,59,80,99,107,109  
*Khaṭṭ-i humāyūn*, 100,101,102,107  
 Khayr al-Dīn,  
 11,2546,48,52,67,72,84,8594-99,107-  
 110,113,114  
 Khayr al-Dīn al-Ramlī, 27,29  
 Khaznadār, Muṣṭafā, 46,69,84,94,96,103  
 Khedive ‘Abbās, 80  
*khidma*, 22  
*Khizāna*, *Al-* (Abū al-Layth), 142  
 Khūja, Muḥammad, al-, 93  
*Khulāṣāt*, *Al-*, (al-Bazzāzī), 126,128  
 Kibrislı Taḥsīn Bey, 96  
*Kitāb al-Ashbāh wa ’l-Nazār* (Ibn Nujaym),  
 131,141,144  
*Kitāb al-Fatāwa al-Khayriyya* (Khayr al-Dīn al-  
 Ramlī), 29,133,145  
*Kitāb al-Ghunya* (Qāḍī ‘Iyād al-Sabtī),  
 31,38,71, 127,142,144,145  
*Kitāb al-‘Idāh* (al-Fārisī), 134  
*Kitāb al-Ikrāh* (al-Shaybānī), 134  
 Kitāb al-Karāhiyya, (al-‘Allāmī), 145  
*Kitāb al-Shifā’ bi-ta’rif ḥuquq al-Muṣṭafā* (Qāḍī  
 ‘Iyād), 163  
*Kitāb al-Tajnīs* (al-Marghīnāmī), 134  
*kufr*, *kuffār*, 42,66,71  
*Kulliyāt al-‘Ulūm* (al-Kaftāwī), 28,29,122
- Lagau, Charles de, 56,84  
 La Goulette, 73  
 La Marsa, 75  
 La Valetta, 77  
 Layth al-Samarkandī, Naṣr Abū al-,  
 135,145  
 Lepanto, 76  
 Levant, 79  
*Lisān al-Hukkām* (al-Shiḥna), 135
- Lisbon, 77  
 Livorno, 77  
 London, 79  
 Louis IX, 54  
 Louis XVI, 78,87  
 Louis Philippe, French king, 85  
 Lumbroso, Abramo, 84
- Mabsūt*, *Al-* (al-Sarakhsī), 148  
*maḥalla*, 48,76  
 M’hammad b. Ḥusayn,  
 52,75,77,82,87,101,103  
 Mahdia, 99  
 Mahjūb, Umar al-, 32  
*majlis al-sharī‘*, 18, 20-  
 23,47,56,61,67,70,71,81,103,104  
*majlis al-akbar*, *majlis al-‘alā*, 104  
*Majma‘ al-Fatāwī* (al-Hanūtī), 135,143,144  
*Maktab al-Muhandisīn* (Polytechnical School),  
 97  
*Maktab al-Harb* (Military School),  
 94,97,100,109  
 Mali, 42  
 Mālik [b.Anas], 139,146  
 Mālikī, Hishām b. ‘Abd al-, 124  
 Mālikī law school-in relation to Ḥanafī law  
 school, 3,18,94,101,103, see also Ḥanafī  
 law school  
 Malta, 50,53,55,68,69,70,77,83,99  
 Malta Pamphlet, 56,62,68,69,70  
*mamluks*, relation to ‘ulamā’, 46,94,101,103  
 market inspector (*muhtasib*), 38  
 Marseille, 77  
 Marwān, ‘Abd al-Mālik b., 22,125  
*maṣlaḥa*, 36,63,64  
 Mas‘ūdī, Muḥammad al-Bājī, al-, 102  
 Mattālī, Ḥasūna, 84  
 Mauritania, 59  
 Māwardī, al-, 12,28,31,36,37  
*mawlā*, 45  
 Mawlāy ‘Abd al-Rahmān b. Hishām,  
 Sultan of Morocco, 42  
*mawlid* celebration, 112  
*mazālim* courts, 5,22  
 Mecca, 1,65,84  
 Medina, 1,13,36,151  
 Military School Le Bardo, see *Maktab al-  
 Harb*

- Mi'rāj al-Sū'ud ilā Nayl Ḥukm Majlub al-Sūd*,  
also called *Al-Kashf wa'l-Bayān li Asnāf Majlub al-Sūdān* (Sīdī Ahmād Bābā), 66  
Molla Khusrev, 30  
Montesquieu, 109  
Morocco, 15,59,69,73,112  
Mourzouk, 69  
*Mughrib, Al-* (al-Mutarrizī), 128  
Muhammad b. Husayn, 26  
Muhammad al-Ṣādiq Bey, 77,106  
Muhammadīyya, Palace of, 82  
*Muḥūt, Al-* (al-Sarakhsī), 135,136,141,142  
*Mu'īn al-Hukkām* (al-Tarābulusī),  
121,127,143,144,149  
*Mu'īn al-Muṣṭī* (al-Sijistānī), 144  
*Mujtahidūn*, 37  
*Munya, Al-* (al-Sijistānī), 143  
*muqallidūn*, 37  
Muktafi, Caliph, 153  
Murābiṭ, Muḥammad, al-, 84  
Mūrālī, Ḥasūna, al-, 84  
Muslim, 138  
music, musical instruments, 93  
*Muṣannaf* ('Abd al-Razzāq), 140  
*Mustaṣfā, Al-* (al-Ghazzālī), 167  
*Muwaṣṣaqāt, al-* (al-Shātibī), 63,64
- Nakhaī, Ibrāhīm b. Yazīd, 134  
Naples, 77  
Napoleon, 31,32,46  
Napoleon III, 106  
Nasā'ī, al-, 138  
*Nawādir, Al-* (al-Rāzī), 143  
*Nawādir al-Uṣūl* (al-Tirmidhī), 150  
Nefta, 18  
Netherlands (Holland), 16,78  
Nice, 77  
Nyssen, 55 n. 57
- Ottoman Empire, 2,41,42,49,50  
Ottoman Sultan, 15,23,49,51,77,79,106
- Paris, 71,73,77,91,107,113  
Paris Peace Treaty, 100  
Perry, Amos, 68  
piracy, 15,16  
Pisa, 77  
Pope Georgius XIV, 99  
Pope Paul VI, 76  
Porto Farina, 99
- Prophet Muhammad,  
4,42,65,71,106,121,123
- Qābādū, Maḥmūd, 47,94,97,109  
Qādī Iyās, 29  
Qādī 'Iyād al-Sabtī, 30,31,38,71,163  
Qādī Khan, 29,93, 142,143  
Qā'iṭī, Ṣalīḥ, al-, 63  
Qarāfī, Shihāb al-Dīn al-  
22,27,31,35,36,37,39,68,121,125,128,131,  
146,147,155  
Qaramanlis, 24  
Qārīb, Suwād b., 151  
Quakers, 44  
Queen Victoria, 79,80  
Qumburan, 123  
Quraysh, 152
- Rabī'a, 'Āmir b., 138  
Raffo, Giuseppe, 79,84  
Ragusa (Dubrovnik), 77  
Rahmāniyya brotherhood, 47  
Razzāq, 'Abd al-, 140  
Reade, Sir Thomas, 55,56,72  
Richardson, James, 51,69,70  
Riyāḥī, Ibrāhīm al-,  
7,8,18,47,61,67,68,83,92-95,102,112-  
115,161  
Riyāḥī, Tāhir al-, 105  
Russia, 51
- Sadiq al-Azm, 1,2, 117  
Ṣaflār al-Zāhidī, 140  
*Safwat al-ītibār* (Bayram V), 91,95  
Sahara, 42  
Sahel, 42  
Sahil, 57  
*Sahīh* (Muslim), 137  
Sāhib al-Ṭabī', Yūsuf, 18,82,95,98  
Saint Louis, Chapel of, 54,99  
Sanhūrī, Salīm al-Naga' al-Malikī, al-, 93  
San Pietro, 47  
Santo Domingo, 44  
Sanūsī, Muḥammad al-, 86  
Sanūsiyya brotherhood, 47  
Sarakhsī Muḥammad, al-, 91, 168  
Sardinia, 51  
Scoble, John, 53  
Sfax, 16,18,106  
Sfez, Bāṭū, 100

- Shanūfī, ‘Alī al-, 63  
 Shāfi‘ī, al-, 131,136,146,157  
 Shātibī, Abū Ishāq al-, 63,64,66  
 Shaybānī, Muhammad al-,  
 131,134,136,142,143,146  
 Shaybūb, Ṣalāḥ ‘Uthmān, 84  
*shaykh al-islām*, 25,32,38,87,102  
 Shidyāq, Aḥmad Fāris, al-, 69,96  
 Shurunbulālī, Abū al-Ikhlās, al-,  
 90,167,168  
 Sicily, 50,77,115  
 Sīdī Aḥmad Bābā, 64,66,71,161  
 Sīdī Manṣūr, *zawiya* of , 56,160  
 Sīdī Muḥriz, 56, 105,160  
 Sinān Pācha, 19,76  
 Siyāla, Muḥammad, 47  
*Siyār al-Kabīr* (al-Sarakhsī), 168  
 slaughtering of meat, 88,89,91  
 Songhay, 58,66  
 Soult, Maréchal, 92  
 Sousse, 18  
 Spain, 76  
 Stambali, spirit of, 59  
 Stockholm, 77  
*Sūq al-Birka*, 44,53,56,159  
 Suleiman Agha, 87  
 Sulaymān, Hammād b. Abī, 134  
 Suleyman b. Sultan Selim the Magnificent,  
 the Lawgiver, 30,109  
 Sultan Abdülazīz, 78  
 Sultan Abdulhāmid II,47,108  
 Sultan Abdülmecid, 51,59  
 Sultan Selim III, 24  
*Sunan* [Ibn Abī Shayba], 140  
 Sutter, Fidèle, 99
- Tabarānī, Suleymān Aḥmad, al-, 138  
*Tabsirat* (Ibn Farḥūn), 122  
*Tajrīd*, *Al-* ( al-Quḍūrī), 132,136  
 Tamīmī, Abū al-Fadā’ Ismā‘īl, al-, 32,64  
*Tanwīr*, *Al-* (Abū Ḥanīfa), 139  
*Tanzīmāt*, 52,53,75,85,100,102,108-112  
*taqlīd*, 37  
*taqnīn*,  
 Tarābulsī, Shihāb al-Dīn al-,  
 27,28,29,31,35,36,38,121  
 Tarāsūsī, al-, 26,149  
*tashawwuf ilā al-ḥurriyya*, 62,64,65,70,  
*Tatārkhāniyya*, *Al-*, 141  
*Tawrāt*, *Al-*, 88
- ta‘zīr*, 28,30  
 Tijāniyya brotherhood, 47,67,112  
 Timbuctu, 43  
 Timbuktāwī Aḥmad Bābā al-, 58  
 Tirmidhī, Al-Ḥākim, al-, 149  
 Toulon, 77,83  
 Tredgold, John Harfield, 69  
 Tréhouart, Admiral, 101  
 Trieste, 77  
 Tripolitania, 24,32,49,51,52,59,73,78,80  
 Troani, 97  
 Tuat, 43,66,67  
 Tūlūn, Aḥmad, 153  
*Turuq al-Hikmiyya fi'l-Siyāsāt al-Shar'iyya*, *Al-*  
 (Ibn Qayyim al-Jawziyya),  
 121,135,137,148,149,156
- ‘Umar b. al-Khaṭṭāb,  
 21,27,123,124,129,140,141,150,154  
*Al-‘Urwa al-Wuthqa* [the journal], 11  
 ‘Uthmān, 129
- Venice, 17  
 Versailles, 78  
 Vienna, 77
- Wahābī movement, 32  
*Wahbāniyya*, *Al-*, 142  
*walā'*, 45  
 Warrington, Colonel, 69  
*watān*, 85  
 wine drinking, 93  
 Wirtatānī, Aḥmad, al-, 63  
 Wood, Richard, 79  
 Wood, Sir Thomas, 101
- Xuereb, Paolo, 54-56,100
- Ya‘lā, Abū, 138  
 Yemen,151
- Zabūr*, *Al-*, 88  
 Zaila‘ī, Fakhr, al-, 89,166  
 Zanātī, al-, 93  
*Zaytūna* Mosque/University,  
 18,30,52,63,82,94-98,112  
 Ziyād al-Lu’lu‘ī, Ḥassan al-, 135  
 Zubayr, ‘Abdallāh b. al-,124

