

# MANAGEMENT OF WAQF LAND IN JOHOR: ANALYSIS ON ISSUES AND CHALLENGES

By

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# INTRODUCTION

- Systematic and effective property management is an important aspect of the Islamic administration system. In Malaysia, property management such as waqf property has not reached maturity in terms of management, administration, planning and implementation
- There are different statuses and systems between the states in Malaysia in the area of waqf property management. Overall, some are moving forward and some are still lagging behind. Some institutions have various initiatives introduced while others still use traditional methods of management and administration of waqf. The paradigm shift in management plays a key role in realizing every dream and achievement in this area of waqf.
- waqf property is more focused on the construction of buildings for rental purposes such as shop houses, apartments and so on.
- Actually building these waqf properties is not an easy task as it is tied to the position of scattered waqf lands and most of them are for public use such as mosques, suraus, graves and others. In Kelantan, for example, more than 70 per cent of the area of waqf land has been registered for the purpose of building mosques, mosques and cemeteries
- Institutions today require a shift in methods and strategies for implementing development on waqf land. This task is entrusted to the person responsible for the waqf property.

# LITERATURE REVIEW

- In general, waqf property is a religious property that is immortal, in accordance with the requirements of the law and is a legal charity for the enlightened person. This waqf property encompasses two aspects: spiritual (moral) and physical (material).
- It is accepted as a jurisprudence on the day of retribution and as a jihad in Islam and also has a broad range of welfare functions to meet the socio-economic needs and demands of the people, as well as functioning as a civilization, a way of living in Islam, which lists the socio-economic functions and realization of Islamic Brotherhood. The concept of well-being is to emphasize beneficial, physical, material and afterlife. In fact, the waqf property itself contains values of good in the world and the hereafter.

- The concept of waqf involves the identification and enforcement of the rights, interests and responsibilities of various parties or individuals in reference to property and the right to use and benefit from it. One of the most important aspects of the enforcement of rights is that once a property is declared as waqf or in any way that references to the waqf or contents of the document indicate that the purpose of religious or welfare purposes is intended. The wakif's rights over the property are lost and the property belongs to Allah S.W.T. In waqf law, waqf property is managed by *Nazir Am*, a government appointed official to oversee the administration of waqf property. Because of this, there will certainly be some problems in related waqf management. Therefore, studies on the capabilities of the governing body of the waqf and how to enhance the capacity should be carried out. Thus, this article aims to explain the ability of the waqf administrators in the state of Johor, the Johor Islamic Religious Council (MAIJ) to administer the fund in an effort to uphold the practice of fiqh based on Ahli Sunnah wal Jamaah principle.

# RESEARCH DESIGN

- To achieve this objective, the study used document analysis and semi-structured interviews with 15 informen from Johor Islamic Religious Council officers. Whereas data analysis methods use discriptive methods.

# Discussion on findings

- **The Role of the Johor Islamic Religious Council in Administration of Waqf in the State of Johor**
  - i. Application to operate petrol station and food court at Taman Pure Religious School Site, Batu Pahat Senior Residential Area.
  - ii. Application for Private Privileges to be built on the campus of Taman Taman Religious School, Tebrau District of Johor Bahru.



# Issues and Challenges in the Management of Waqf Land by the Johor Islamic Religious Council

## Physical problems

- Physical barriers are made up of the area and position of the waqf land.

## Limited financial resources

- Most of the income from the waqf property is used for the expenses of the waqf management itself

## The trustee is not uniform

- The issue of uniformity between headquarters and district administration is at stake. The results of a preliminary study conducted at the Johor Islamic Religious Council (MAIJ)

## Legislation

- National Land Code 1965,
- no specific Islamic Religious Administration Enactment 2003

## Invasion of waqf land

Invasion of waqf land by irresponsible parties is also a problem faced by MAIJ in developing waqf land



# Proposed Improving Waqf Management to Johor Islamic Religious Council

- Waqf administration system to be updated and to perform its duties more effectively, especially in developing the waqf
- Professional staff
- Identify any comments and issues that arise, to the extent that the public's acceptance and importance

# CONCLUSION

Waqf not only generates the socioeconomic status of the people, it is also a stronghold and a shield and protector to the people. Especially when people are poor and do not have the ability to buy high value property on the market compared to their financial ability. Therefore, a new approach to understanding waqf needs to be widely disseminated. Likewise, efforts to improve the agency's capacity in matters of waqf to ensure that the public understands and endeavors to promote the waqf can be carried out smoothly.

# Thank You