

**PRIVATE AND COLLECTIVE PROPERTY RIGHTS  
IN THE LIGHT OF THE QUR'AN  
(Comparative Study to Capitalism and Socialism)**

A Thesis Submitted to Departement of Tafsir and  
Hadith in Partial Fulfilment of The Requirements  
for the Degree Srata I (S.1)



By:

**AGUS NUR FATON**

074211016

**FACULTY OF USHULUDDIN  
STATE INSTITUTE OF ISLAMIC STUDIES WALISONGO  
SEMARANG  
2012**

## ADVISOR APPROVAL

Dear Sir,  
Dean of Faculty of Ushuluddin  
State Institute of Islamic Studies  
(IAIN) Walisongo  
Semarang

*Assalamu'alaikum Wr. Wb.*

After correcting it to whatever extent necessary, we state that this final project belongs to a student as below:

Name : Agus Nur Faton

Reg. number : 714211016

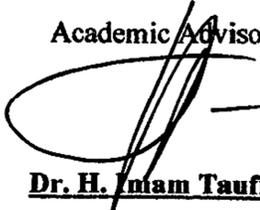
Department : Tafsir Hadits (TH)

Title : Private and Collective Property Rights in The Light of Qur'an (Comparative Study to Capitalism and Socialism)

is ready to be submitted in joining in the last examination.

*Wa'alaikumussalam Wr. Wb.*

Academic Advisor I



Dr. H. Inam Taufik, M.Ag

NIP. 19721230 199603 1 002

Semarang, May 2012

Academic Advisor II



Dr. H. M. Muhsin Jamil, M. Ag.

NIP. 19700215 199703 1 003

## RATIFICATION

This paper was examined by two experts and passed on July 31 2012. Therefore, this paper accepted as one of requirements for fulfilling Undergraduate Degree of Islamic Theology.

Dean of Faculty of Ushuluddin/  
Chairman of Meeting

**Dr. Hasyim Muhammad, M.Ag**

NIP. 19720315 199703 1 002

Academic Advisor I

**Dr. H. Imam Taufiq, M. Ag**

NIP. 19721230 199603 1 002



Examiner I

**A. Afnan Anshori, M. A., M. Hum.**

NIP. 19770809 200501 1003

Academic Advisor II

**Dr. H. M. Muhsin Jamil, M. Ag**

NIP. 19700215 199703 1003

Examiner II

**Prof. Dr. H. Suparman, M. Ag**

NIP. 19600411 199303 1003

Secretary of Meeting

**Ahmad Musyafiq, M. Ag**

NIP. 19720709 199903 1 002

## **A THESIS STATEMENT**

I certify that this thesis is definitely my own work. I am completely responsible for content of this thesis. Other writer's opinions or findings included in the thesis are quoted or cited in accordance with ethical standards.

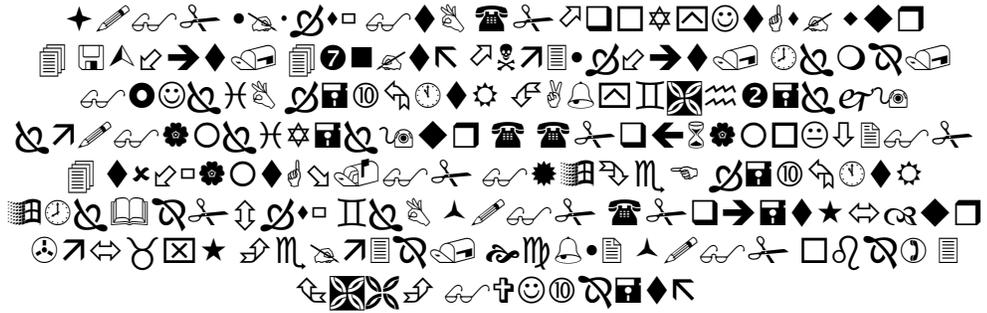
Semarang, June , 2012

The Writer,

Agus Nur Faton

NIM.074211016

# MOTTO



“And in no wise covet those things in which Allah Hath bestowed His gifts More freely on some of you than on others: to men is allotted what they earn, and to women what they earn: But ask Allah of His bounty. For Allah hath full knowledge of all things.”

# DEDICATION

The thesis is dedicated to:

My dear parents; Suhaimi and Kasmullah, love and respect are always for you. Thank you for the hard efforts in making my education success.



My special girl, Shanty Puspitasari, thanks for supporting my life and always being in when I am nothing.



My beloved son El-Hallaj Barca Ahmad who I will guide him to be waliyullah in the next time. Amiin.



My classmates, The Super Genuine of FUPK, Afu, Dzaka, Ebel, Faishol, Yansah, Fatah, Mbh Khotib, Rizal, Shofa, Durroh, Fatimah, Hanik, Himah, Nafis, Lia, Nana. We have made a new civilization guys.



A big family of FUPK, it is an honor to be part of you.



All of my friends thanks for lovely friendship.

## ACKNOWLEDGMENTS

*Bismillâhi al-Rahmâni al-Rahîm*

I would like to extend my deep appreciation to all those who have assisted me during my graduates studies at State Institute of Islamic Studies (IAIN) Walisongo, Semarang. First, I would like to thank to Prof. Dr. H. Muhibin Noor , M.Ag., Rector of State Institute of Islamic Studies (IAIN) Walisongo, Semarang. Second, my sincere thanks go to Dr. Nasihun Amin, M.Ag., Dean of Faculty of Ushuluddin and in the same time as motivator, inspiration, and father during my study in Faculty of Ushuluddin.

My special thanks go to both Prof. Dr. H. Suparman, M. Ag, and A. Afnan Anshori, M. A., M. Hum as my academic advisors, without their guidance and encouragement, this work would not be accomplished. I was benefited greatly from their constructive criticism and was indebted to them in a way that perhaps could not be repaid.

Furthermore, I would like to express my great thanks to Ahmad Musyafiq, M. Ag as the chief of Tafsir Hadits department and Dr. H. In'amuzzahidin, M. Ag as its secretary, who both facilitated me to find the problem which is appropriated to be discussed. Additionally, many sincere thanks go to all my lectures that taught and educated me during my studies.

Certainly, I also would like to express my special gratitude to my parents, who continuously encourage and motivate me through their praying and advices. And also to my special girl Shanty Puspitasari who always keep my spirit to learn

and willingly to accompany me to accomplish this work. This simple expression really cannot describe the depth of my feeling.

Last but not least, I would like to thank my friends from FUPK 3; Afu, Dzaka, Ebel, Faishol, Yansah, Abdul Fatah, Mbh Khotib, Rizal, Shofa, Durroh, Fatimah, Hanik, Himah, Nafis, Lia, Nana, who supported me to keep my spirit in finishing this paper. In addition, I would like to give my thanks to all of FUPK friends from the all cohorts who always inspire me to do better.

Semarang, June , 2012

The writer,

Agus Nur Faton

## TRANSLITERASI

ا	a	ط	t}
ب	b	ظ	z}
ت	t	ع	'
ث	s	غ	gh
ج	j	ف	f
ح	h}	ق	q
خ	kh	ك	k
د	d	ل	l
ذ	z	م	m
ر	r	ن	n
ز	z	و	w
س	s	هـ	h
ش	sy	ء	'
ص	s}	ي	y
ض	d}		

### Bacaan madd:

a> = a panjang  
 i> = i panjang  
 u> = u panjang

### Bacaan diftong:

أَوْ = au  
 أَيَّ = ay

# TABLE OF CONTENT

PAGE OF TITLE .....	i
ADVISOR APPROVAL.....	ii
RATIFICATION.....	iii
A THESIS STATEMENT.....	iv
MOTTO.....	v
DEDICATION.....	vi
ACKNOWLEDGMENT.....	vii
TRANSLITERATION.....	ix
TABLE OF CONTENT.....	x
ABSTRACT.....	xiii
CHAPTER I : INTRODUCTION.....	1
A. Background.....	1
B. Research Question.....	6
C. Purpose and Significant of Research.....	6
D. Prior Research.....	6
E. Research Methods.....	9
F. Structure of Report .....	12
CHAPTER II : PRIVATE AND COLLECTIVE PROPERTY RIGHTS.....	14
A. Property Rights.....	14
1. Definition of Rights.....	14
2. Types of Rights.....	14
3. Definition of Property.....	17
4. Types of Property.....	19
5. Definition of Property Rights.....	20
6. Principles of Property Rights.....	21
B. Private Property Rights.....	22
C. Collective Property Rights.....	23

CHAPTER III : PROPERTY RIGHTS IN THE QUR'AN.....	25
A. Verses About Property Rights in The Qur'an.....	25
1. Allah as Absolute Owner.....	25
2. Ownership as a Trust.....	27
3. Private Property.....	29
4. Collective Ownership.....	32
5. How to Obtain The Property.....	33
6. How to Use The Property.....	35
B. The Concept of Property Rights in The Qur'an .....	36
1. Free to Work and Get Wealth.....	37
2. Ethic Making Effort and Getting Wealth.....	43
3. Ethic in Using Wealth.....	48
C. The Concept of Property Rights in the Capitalism and Socialism.....	51
1. Property Rights in Capitalism.....	51
2. Property Rights in Socialism.....	54
CHAPTER IV : PROPERTY RIGHTS IN THE QUR'AN AND COMPARED TO CAPITALISM AND SOCIALISM.....	59
A. Type of Property Rights in the Qur'an.....	59
B. Property Rights in Islam and Capitalism.....	61
C. Property Rights in Islam and Socialism.....	64
D. Private Property in Islam.....	68
E. Collective Property in Islam.....	69
1. Collective Facilities.....	69
2. The Nature of Natural Resources Block Formation Owned in private.....	70
3. Mine Deposit Goods Unlimited.....	71
CHAPTER V : CONCLUSION.....	74
A. Conclusion.....	74
B. Suggestion.....	75

REFERENCES..... 76  
CURICULUM VITAE  
APENDIKS

## ABSTRACT

This thesis, under the title private and collective property right in the light of Qur'an, explores the significant of property its self for developing of human being. Every people know about property. Know how to get property and how important of property for our life. But, when discussing and identifying what is the private property and what is the collective property not every one know about it, even many educated people. This is very important because concerning with management of resource, who is the manager, and of course the effect of distribution. In this case, then researcher think that take this title is very important as solving problem.

Like we know, our country is one of richest country in the world. Our country has much of natural resource but the other side many people life under the poverty. Researcher very sure that this problem concerning with the miss management of property, even miss understanding about property so our government fail to identify what kinds of compatible rule or regulation for manage these property. Start from this problem then researcher wants to solve the problems, which are identify the character of private and collective property right in the Qur'an and have the private and collective property right in capitalism and socialism are in line with the Qur'an.

In other side, the Qur'an as the source of guidance always support to human beings in order to develop their human resources in getting welfare. One or it can be as the most important way how to get the welfare is with property. The property is one of important elements for humanity, the reason because with this property, human being can fulfill their needs and can worship to God well.

Therefore, this paper focuses on private and collective property right that is supported by the verses of Qur'an. To make this research systematic, the researcher uses the method of thematic study. As a thematic study, first, it elaborates property right as the main theme through its definition, theory and any other discussions in relation to it. It aims to catch comprehensive overview of property right.

Second, it tries to explore some terms that have tight correlation with private and collective property right comparing with capitalism and socialism perspective in order to make this paper explored in detail and comprehensive. In other hand, of course some verses of the Qur'an that supporting property right.

From this research, researcher find that Qur'an has given the rule how to manage the property. The Qur'an has identified and separated what is property that include as private property, and what is include as the collective property. In other side many country in this world adopt its system of economy from both of capitalism and socialism, even Indonesia as the biggest Muslim country in the world. And after deepening this problem, finally researcher also find that between capitalism and socialism are not in line with the Qur'an concerning with property but little of them.

Dealing with the contribution of this research to the Qur'an studies, it will analyze the point that concerning with private and collective property right in the

Qur'an. This discussion can be explored more by the next generation, in order to make this problem clear. Finally, how to identify and separate what is property that include as the private right and what is property that include as collective right can make contribution to over view and analyze the regulation in our country concerning with this problem and make the people get away from the poverty.