

APPLICATION TO FILE AN ISLAMIC DIVORCE (Talaq)

LETTER OF AUTHORITY & ACCEPTANCE

I (Name of Applicant) :

Authorize the Islamic Sharia Council to investigate my case and then to consider my application to obtain an Islamic Divorce according to the rules and regulations of the Council and of Islamic Law.

1. I confirm that I have read the procedure on the ISC website and agree to it.
2. I agree to accept the decision made by the Council. However, I am aware that I may withdraw my case before the Council's final decision.
3. I understand that once the Council has initiated proceedings, I will not be able to claim any refund of the fee paid. The cost of the service is a total of £400.
4. I confirm that I have not applied to any other Sharia Council for my Islamic Divorce.
5. I understand that the file for my case will be securely retained by the Sharia Council for a period of 6 years from the date of my application, after which it will be safely destroyed.
6. I will not expect an express service as I am aware that Islamic law takes marriage and divorce seriously, and that a process must be followed with due diligence in order to give a fair hearing to both parties.
7. I will attend single and joint meetings as requested by the scholars. The office may not require a joint meeting if there are legal orders forbidding total contact between the two parties.
8. I will make an application for Civil Divorce if applicable as the status of my marriage must be the same in both Islamic law and civil law.

Signed:

Date:

For office use only: (092020).

CB:

Date received:

NOTE: You can save data typed in this form. Fill the form with as much detail as possible - "save" and email back to us

CB:

(Official use only)

Date:

APPLICATION TO FILE AN ISLAMIC DIVORCE (Talaq)

Please fill this form in English only, using CAPITAL LETTERS

Section 1: PERSONAL DETAILS.

Husband: Details		Wife: Details	
Name		Name	
Address		Address	
Tel (Home)		Tel (Home)	
Tel (Mobile)		Tel (Mobile)	
Email		Email	
Date & Place of Birth		Date & Place of Birth	
Nationality & Status		Nationality & Status	
Occupation		Occupation	

Section 2: DETAILS OF MARRIAGE.

Place of Nikah		Date of Nikah	
Place of Registration in UK		Date of registration	
Have you sponsored your spouse or has she sponsored you to the UK?		If Yes, when did he/she enter the country?	

Amount of Dower (Mahr) agreed in the marriage contract?			
(a) How much has been paid?		(b) How much has been deferred?	
Have you given any Land, Jewellery or Money to your wife in Mahr? Please give details.			

Section 3: REASONS FOR BREAKDOWN OF MARRIAGE AND DETAILS OF CHILDREN.

Main reasons for asking for divorce. a) Please use a separate A4 sheet to provide full details. b) Please be advised that this section will be shared with your wife.			
Have you been married before?	YES NO		
If yes, please provide proof of your previous Divorce Certificate			
Details of children from this marriage			
Name	Age	Name	Age

Date since separation from wife.			
Have you applied for Civil Divorce?	YES	Date of Decree Absolute, if applicable	
	NO	Please consult your solicitor	

□ □ Note: Marriages which take place abroad and are recognised by the relevant law of the land are also recognised by English law as legal marriages.

□ □ Please ensure you fill all relevant sections of the form.

DECLARATION: I testify in the name of Allah (SWT) that the information which has been given is true.

By printing your name below you are giving the ISC full authority to deal with the matter stated above.

Signed:

Date:

Print Name:

DETAILS OF PAYMENT:

- A) Please do not include a payment with the application. The staff will contact you within 21 days of receipt of the application to arrange the first payment, either by bank transfer or credit/debit card.
- B) This registration fee will be £200 and is non-refundable.
- C) A final fee of £200 will be charged during the interview stages.
- D) The total cost of the service is £400

(Official Use Only)

Application Received by:

Name:

Date:

PLEASE KEEP PAGES 5 AND 6 FOR FUTURE REFERENCE:

Check List for Divorce Application

You must answer all the questions in the application form otherwise it may cause a delay in your case being processed. To help us process this application quickly, we would like you to provide as much information as possible to support your Talaq application by way of evidence.

Please enclose copy of the following:

1. ID of your passport or Driving License
 2. Your Nikah Nama and Civil Marriage Certificate
 3. Your Decree Nisi or Decree Absolute
 4. Letter from Solicitor or Court if necessary
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ISC PROCEDURE FOR TALAQ

1. All new and prospective clients must attach the main reasons for seeking a divorce with this application form.
2. This form and the reasons can be posted or emailed to the council.
3. Upon receipt of the application form with the relevant details, and all the documents required as mentioned in the form, the application will be registered.
4. The Council will contact the wife by email, phone or post to inform her of the divorce application. She will be asked if she has financial claims of Mahr and whether she would like mediation. Her response will be conveyed to the husband and the office will act accordingly. Please note that the Quran mandates mediation in such circumstances so we will offer meetings to both parties.
5. If the wife does not respond to any of our attempts to contact her, the office will ask the husband to provide proof of her residence. WhatsApp and Facebook can also be used.
6. If mediation is not required by both parties or is un-successful, and the Mahr has been paid, the office will issue a Talaq document to the husband. The wife will be informed of the date this is signed so she can observe Iddah. The document must be signed in the presence of two witnesses.
7. Once the Iddah has been completed and there is no evidence that the Talaq was revoked, the Council will issue Islamic Divorce certificates to both parties. Please be aware that this process counts as one Talaq and the couple will be divorced by it. Sharia does not insist on three talaqs being pronounced.

Terms and conditions for late payments:

Accounts not paid within the terms and conditions policy of payment are subject to an overcharge due to amount of time and resources used to chase payment. In some circumstances, the client has genuine reasons for late payment. In such cases the client is responsible for updating the office of date and time of expected payment with reason. This is subject to the Islamic Sharia Council agreeing to your reason.

Breaching the Policy:

Failure to make payment(s) according to the above policy will lead to the Islamic Sharia Council filling a case with a small claims court.

Definition of Separation:

Separation is counted from the day when matrimonial relationships were halted completely.

Instructions for communication with ISC:

- 1) General enquiries: Please quote reference number when communicating with your assigned member of staff.
- 2) For Change of Address: Written information is required.
- 3) Case closure / pause and reopen: the person who started the case should submit a written notice.
- 4) If you decide to place your case on hold, such as because you are trying to reconcile, feel free to do so but please inform the office. You may keep the case on hold for one year, after which it will be closed.