

Islamic Divorce (Khula) Procedure

Birmingham Mosque Trust Ltd. - Family Support Service & Counseling Clinic

Divorce Procedure – Ta'laq & Khula

Please ring 0121 446 4157, Monday - Thursday between 4.30 – 7.30pm to book an appointment (As this is not Walk-in Service)

1. Individuals or couples must visit our Family Support Service & Counseling Clinic and speak with Dr. W. Syeda and/or Sister Saba to proceed with a divorce.
2. The counsellors will listen to the individual's / couple's case, the party may bring any documented proof with them to the meeting if they wish. It is preferred if they can at least bring their marriage certificate if available.
3. At first, reconciliation will be suggested as a matter of Islamic principles.
4. If the individual or couple wish to proceed with a divorce, they will be allocated a case number and the counsellors will begin to help them collate all of the relevant documents, correspondence, contact and evidence over the following weeks and months. The time period for building up and processing a case will depend on the clients' situation, circumstances, access and availability.
5. Once the case files are ready, the case will be put forward to the Shariah Council who sit once a month. A letter of invitation to attend the proceedings will be sent to both parties involved in the divorce. It is not essential that both attend but both must be allowed the opportunity of choice. The immediate client(s) filing for divorce **MUST** attend.
6. The Shariah Council will consider the case after proceedings and deliver their final verdict on whether to grant the divorce or Khula. Dr. W. Syeda sits in on all Shariah Council deliberations as the key advisor on all cases.
7. If a divorce/khula is granted the client will be presented with a certificate accordingly within a period of two weeks. There is a fee for the certificate and the whole proceeding of £300 which must be paid in cash on the day the divorce is granted.

INFORMATION:

- There is no charge for the counselling and divorce service but there is a final fee of £300 for the Khula or Ta'laq (divorce) certificate.
- When a man requests a divorce, it is known as 'Ta'laq' and when a woman requests a divorce; it is known as 'Khula'.
- Individuals cannot request or proceed with a divorce on behalf of other parties. All clients must represent themselves throughout the divorce procedure. They may be accompanied if they wish.
- Divorces ruled by the Birmingham Shariah Council (Birmingham Mosque Trust) are Islamic divorces only and not legal divorces.

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