

Case Ref No:

BIRMINGHAM SHARIAH COUNCIL

Dissolution of Nikah (Islamic Divorce) Application Form

Please enclose the fee of £300 with your application form - Please send a postal order made payable to: Birmingham Mosque Trust Ltd or via a card payment over the telephone by calling 0121-440-5355 .

Please complete this form only if you wish to proceed with a divorce application

Please complete using a black pen in block capitals, ensuring that names are spelt correctly as these will be used when issuing the divorce certificate.

1 - Applicant (Yourself)

Title:	Mr / Mrs / Miss/ Ms / Dr	Date of Birth	_____
Surname	_____	Place of Birth	_____
Forenames	_____	Nationality	_____
Previous Names	_____	Mother tongue	_____
Address	_____	Occupation	_____
Town/City	_____	Home Tel. No	_____
County	_____	Mobile Tel. No	_____
Postcode	_____	Email	_____
Father's Name	_____		
Mother's Name	_____		
Was spouse related to you prior to marriage? Yes/No	If yes, please state relationship:		

2 - Respondent (Your Spouse)

Surname	_____	Date of Birth	_____
Forename	_____	Place of Birth	_____
Address	_____	Nationality	_____
	_____	Mother tongue	_____
	_____	Occupation	_____
Town/City	_____	Home Tel. No	_____
County	_____	Mobile Tel. No	_____
Postcode	_____	Email	_____
Father's Name	_____		
Mother's Name	_____		

3 - Islamic Marriage (Nikah)

Date of Nikah _____

Place of Nikah _____

Do you have your Nikah certificate: Yes/No

What was the Mahr?

Was the Mahr paid in full? Yes/No

Amount paid _____

Amount outstanding _____

Was marriage consummated? Yes/No

Date of separation:

Are you still living in the same property? Yes/No

Have any of the parties been married before: Applicant / Respondent / Both

If either party has been married before, please provide details below.

4 - English Civil Marriage

Have you had a civil marriage?

Yes / No

If so, please provide details as below:

Date of marriage _____

Place of marriage _____

If no, did you come to the UK on a spousal visa?

Yes / No

Did the respondent come to the UK on a spousal visa?

Yes / No

Are there or have there, been any Civil Divorce proceedings between the parties?

Yes / No

If yes, who made the application?

You / Respondent

Has the court pronounced Divorce Absolute?

Yes / No

Have you or the respondent ever applied for an Islamic Divorce (talaq/khula) in the UK or abroad?

Yes/No

If yes, please provide details below including where the application was made before?

What was the outcome?

5 - Details of Children

Do you have children from this marriage? Yes/No

If so, please provide details as below:

Child 1 – Age:	M / F	Child 5 – Age:	M / F
Child 2 – Age:	M / F	Child 6 – Age:	M / F
Child 3 – Age:	M / F	Child 7 – Age:	M / F
Child 4 – Age:	M / F	Child 8 – Age:	M / F

Are the civil courts involved regarding the access of the children? Yes/No

Please explain any arrangements already in place or agreed regarding the children -

6 - Involvement of other agencies

Please list the involvement of any other agencies e.g. police, social services, CAFCASS, refuge centre etc. and provide any evidence possible.

7 – Attempts for Reconciliation

Was reconciliation attempted? Yes/No

Did both parties agree to sit together for reconciliation? Yes/No

If Yes what was the outcome

If No please give any details

8 - Reasons for Dissolution of Marriage (Al-Faskh/Tafreeq Nikah)

Ref No:

Please outline the main reasons for your divorce application. (Please be aware that this section will be shared with your spouse)

1.

2.

3.

4.

5.

9 - Reasons for Dissolution of Marriage – Additional

Please provide any further information below if you wish to do so regarding the reasons for your divorce application

10 - Declaration

I testify in the name of Allah (SWT) that all the information provided is true to the best of my knowledge and belief and that knowingly providing false information may invalidate the divorce application.

Acknowledgement

I/the Applicant acknowledge that this is an application to determine the applicant's Islamic marriage under Islamic law and will not be binding under civil law. The Applicant understands that should he/she require a divorce under English civil law, an application must be filed with the courts of England and Wales.

The Islamic Divorce Procedure (which can be downloaded from the Birmingham Central Mosque web page) forms part of the terms and conditions of this divorce application.

PLEASE NOTE THIS FEE IS NON – REFUNDABLE

A case can only be postponed on ONE occasion - If a case is postponed for longer than 6 months, you will be required to complete a new application and the full fee will be applicable

Signature of Applicant/Petitioner:

PRINT NAME -

Date:

Please provide copies of the following

1. Copy of a form of photographic I.D
2. Copy of Muslim Marriage certificate (Nikah) or a sworn declaration if not available (see template on next page)
3. Copies of any civil divorce order (Decree Absolute if applicable)
4. Copies of any supporting evidence e.g. police log numbers, court orders, etc
5. Any Islamic Divorce decision or certificate by any Shariah Council (if applicable)

PLEASE NOTE YOUR APPLICATION WILL BE RETURNED IF THERE ARE ANY MISSING DOCUMENTS OR THE PAYMENT IS NOT MADE

Please enclose the fee of £300 with your application form - Please send a postal order made payable to: Birmingham Mosque Trust Ltd. Or a payment can be made via a card over the telephone by calling 0121-440-5355.

Please post completed application form to:

**Birmingham Shariah Council
Birmingham Central Mosque
180 Belgrave Middleway
Highgate, Birmingham**

**Sworn Declaration – To be completed in the absence of a nikah certificate
and/or the postal address of spouse**

Please copy the following – whichever statement/s that apply - and then take it to a solicitor who is a commissioner of oaths or notary of the public and have it have it stamped. Please take proof of ID with you. Please post a photocopy of the completed declaration to: Family Support Service, Birmingham Central Mosque, 180 Belgrave Middleway, Highgate, Birmingham, B12 0XS.

I, (*your name*) of (*address*) do solemnly and sincerely declare that I have had an Islamic Marriage (nikah) with (*name of husband/wife*) on (*date of marriage*). I do not have possession of my original marriage certificate.

And/or

I, (*your name*) of (*address*) do solemnly and sincerely declare that I do not have knowledge of the postal address of my spouse (*name of husband/wife*).

I make this solemn declaration conscientiously believing the same to be true and by virtue of the Statutory Declarations Act 1835.

Signed: _____ (your signature)

Declared at: _____ (Solicitor’s Name)

On: _____ (Date)

Before me: _____ (Solicitor’s signature)

Address: _____
