

Application Form
for Implementing an
Islamic Marriage Contract
Including giving agency and conditions

General Comments

1. No procedures shall be carried out except after this form is fully completed and signed exclusively by both parties, and by no one else.
2. A copy of a valid legal identification document for both parties, such as a passport, driver's license, or equivalent, must be attached.
3. A copy of any previous marriage or divorce certificate, if applicable, must be attached.
4. The consent of the bride's guardian (the father or paternal grandfather) is required if she is a virgin (the one who has not left her guardian's household through marriage). Otherwise, documentation proving that such consent is not required (such as evidence of withdrawal of need for consent or death) must be provided.
5. There must be no existing legal documents indicating the continuation of a current marriage.
6. This form and all information contained within it shall remain the property of the issuing institution. It shall not be shared with any party nor provided to any entity without the consent of the applicants, except in the case of a specific binding religious or legal necessity. Furthermore, the form will not be returned to the applicant.
7. It is mandatory to review the detailed religious rulings in cases where the groom is marrying a woman of a different religion, in order to avoid future complications or difficulties.

Marital Rights and Duties in Islam

Upon entering into a valid religious marriage contract, both spouses assume obligations and are entitled to rights, the most important of which are:

1. The husband is obligated to provide for his wife, which includes housing, clothing, food, and healthcare, in accordance with social standard of living "urf".
2. The wife is obligated to observe the husband's authority in matters related to the rights, sanctity, and welfare of the family, as well as in marital intimacy, except when there is a legitimate excuse.
3. Both spouses must live together in kindness, with mutual respect and good conduct.

It is highly recommended that those intending to marry review jurisprudential works to become familiar with the detailed rulings.

Marital Rights and Duties under the Law

The details of personal status laws in the United States of America and Canada vary from one state or province to another. Therefore, it is advisable, prior to conducting the Islamic marriage contract, to consult a qualified expert who is well-versed in the relevant state or provincial laws. There are many important matters that the spouses should be aware of—particularly those concerning the exercise of personal freedoms, ownership of property, child custody and rights, and similar issues. It is further recommended that such matters be discussed, agreed upon, and incorporated as conditions within the marriage contract to safeguard against and prevent potential disputes in the future.

Agreed Conditions and the Wife's Authorization to Divorce Herself

This contract has been formulated as a conditional religious marriage contract (prenuptial). That is, the spouses have stipulated certain conditions upon one another that are valid under Islamic law and implicitly recognized in civil contracts. The couple selects these conditions from those listed here, or by adding their own, including the agency granted by the husband to the wife authorizing her to divorce herself in the event of a breach of any of these conditions, which are based on recommendations adopted by religious scholars, judges, and family attorneys during the Tenth Conference of the Council of Shia Muslim Scholars of North America. The recommendations came as a result of extensive studies and difficult experiences faced by many engaged in family and social services, with the hope that observing them will play a significant role in ensuring marital harmony and protecting the household from potential harm, God willing.

These conditions are proposed by experts and specialists, and they are not mandatory for either spouse; rather, they are subject to their mutual will and agreement. Only those conditions mutually accepted by the couple and duly recorded in this register—or formally appended to it—are considered binding.

Accordingly, both parties intending to enter into this marriage contract are urged to review in detail the rights, obligations, and ethics of the marital relationship in Islam, as well as to acquaint themselves with the personal status laws of the state or province in which they reside, in order to understand their legal rights and obligations as well.

Bride and Groom's Information!

For office uses and record

Bride's information:

First, middle, and family name: _____

Father's full name: _____ Mother's full name: _____

Religious affiliation (specify sect such as "Muslim, Twelver Shia"): _____

Date of birth: _____ Place of birth: _____

Primary nationality: _____ Secondary nationality: _____

Current marital status: (*Check one*)

Single ☐

Divorced ☐

Widowed ☐.

(In case of divorce, attached a copy of your Religious and civil divorce documents)

Postal address:

Home phone: _____ Cell phone: _____

Email address: _____

Groom's information:

First, middle, and family name: _____

Father's full name: _____ Mother's full name: _____

Religious affiliation (specify sect such as "Muslim, Twelver Shia"): _____

Date of birth: _____ Place of birth: _____

Primary nationality: _____ Secondary nationality: _____

Current marital status: (*Check one*)

Single ☐

Married ☐

Divorced ☐

Widowed ☐.

(In case of divorce, attached a copy of your Religious and civil divorce documents)

Postal address: _____

Home phone: _____ Cell phone: _____

Email address: _____

Dowry (Mahr):

Please list and describe in detail the dowry that the prospective husband and wife have agreed upon:

Advanced: _____

Deferred: _____

Please check the most appropriate box with regard to the bridal dowry:

The prospective wife must be given her bridal dowry

- ☐ whenever her husband is financially able to give it.
- ☐ whenever she requests that it be given.
- ☐ whenever either of the preceding two options occurs.

We have read and understood the entirety of this document and swear that all information provided herein is correct.

Husband's full name

Signature

Date

Wife's full name

Signature

Date

For office use only

Recipient of application: _____

Date of receipt of application: _____

The religious formulas that must be pronounced by the spouses, or their representatives, depending on each case and its specific conditions

The Islamic pronouncements that must be uttered by the spouses or their representatives, depending on the specific case and its conditions. The following are four possible formulas to choose from depending on the situation and circumstance:

1. Marriage is performed directly by the wife and husband themselves:

The wife addresses the husband directly, saying:

"Based on the Sunnah of Allah and His Messenger, I marry myself to you for the agreed upon dowry, which is [amount] (advance of [amount] and a deferred portion of [amount], which becomes due upon [condition]), with the condition that I am your agent to divorce myself [on your behalf] in the event you breach any of the conditions agreed upon in this contract."

The husband responds:

"I accept the marriage upon the declared and agreed upon dowry, and you are my agent in divorcing yourself under the agreed upon conditions."

The wife then says:

"I accept the agency."

End.

2. Marriage performed by a representative for the wife (such as a religious scholar) and the husband:

The wife's representative addresses the husband, saying:

"Based on the Sunnah of Allah and His Messenger, I marry you to my client (state her name) for the agreed upon dowry, which is [amount] (advance of [amount] and a deferred portion of [amount], which becomes due upon [condition]), with the condition that she will be your agent in divorcing herself if you breach any of the agreed upon conditions in this contract."

The husband responds:

"I accept the marriage to your client upon the declared and agreed upon dowry, and she is my agent in divorcing herself under the agreed upon conditions."

The wife's representative then says:

"I accept the agency for my client (state her name)."

End.

3. Marriage conducted by two representatives, one for the husband and one for the wife (such as two religious scholars):

The wife's representative addresses the husband's representative, saying:

"Based on the Sunnah of Allah and His Messenger, I marry my client (state her name) to your client (state his name) for the agreed upon dowry, which is [amount] (advance of [amount] and a deferred portion of [amount]), which becomes due upon [condition], with the condition that she will be your client's agent in divorcing herself in the event of any breach of the conditions agreed upon between them in this contract."

Then, the husband's representative says:

"On behalf of my client (state his name), I accept the marriage based on the declared and agreed upon dowry, and she is his agent in divorcing herself under the agreed upon conditions."

Then, the wife's representative says:

"On behalf of my client (state her name), I accept the agency."

End.

4. A third party, such as a religious scholar, is the representative for both the husband and wife simultaneously:

The third party first says:

"Based on the Sunnah of Allah and His Messenger, I marry my client (state her name) to my client (state his name) for the agreed upon dowry, which is [amount] (advance of [amount] and a deferred portion of [amount]), which becomes due upon [condition], with the condition that she will be his agent in divorcing herself in the event the husband breaches any of the agreed upon conditions in this contract."

Then, the third party continues:

"On behalf of my client (state his name), I accept the marriage based on the declared and agreed upon dowry, and my client (state her name) is his agent in divorcing herself under the agreed upon conditions."

Finally, the third party says:

"On behalf of my client (state her name), I accept the agency."

End.

In the Name of Allah, the Beneficent, the Merciful

Allah (swt) says in the Holy Quran:

“And of His signs is that He created for you mates from your own selves that you take comfort in them, and He ordained affection and mercy between you. There are indeed signs in that for a people who reflect.” (30:21)

Prophet Muhammad (pbuh&hp) said:

“He who marries attains half of his religion, and he should fear Allah in the second half [of his religion].”

ISLAMIC MARRIAGE CONTRACT AGREEMENT

In accordance with the Holy Quran, and the tradition of His Prophet Muhammad (P), the marriage of the two believing spouses, whose details are provided below, has been solemnized on the date of:

_____ Hijri, corresponding to
_____ Gregorian,
in the city of _____, state/province of _____, country of _____.

This contract has been concluded in accordance with the valid conditions required in Islamic legal contracts between the two parties, including the prescribed formula of the marriage contract and the conditions mutually stipulated, as referenced in this document, all in accordance with the rulings of Islamic law based on the jurisprudence of the School of the Ahl al-Bayt (peace be upon them).

Groom's information	Bride's information
First Name:	First Name:
Middle Name:	Middle Name:
Surname:	Surname:
Date of Birth:	Date of Birth:
Place of Birth:	Place of Birth:

Dowry
Advanced Portion: _____
Deferred Portion: _____
Due: <input type="checkbox"/> at the nearest of the two terms (divorce or death) <input type="checkbox"/> upon the ability to do so <input type="checkbox"/> upon request
Agency and Agreed Conditions

By virtue of this contract, the husband has granted the wife an irrevocable agency (power of attorney), with the right to delegate it to others, authorizing her to divorce herself—even on multiple occasions—provided that it shall not be exercised except under the supervision of a qualified religious scholar or specialist in family fiqh matters, in accordance with the jurisprudence of the School of the Ahl al-Bayt (peace be upon them). This is to ensure the validity and proper application of the agency in the event of failure to fulfill any of the conditions signed below:

	List of Conditions	Bride's signature	Groom's signature
1	If the husband refuses to provide the basic necessities of life for the wife for a period of _____, regardless of the reasons. This could be if he cannot be forced to pay or if he is not willing to commit to doing it voluntarily.	_____	_____
2	If the husband refuses his wife her conjugal rights for a period of _____ without a religiously acceptable excuse.	_____	_____
3	Due to direct or indirect abuse by the husband to a point the wife cannot continue in the marriage.	_____	_____
4	If the husband is afflicted with an illness which may cause risk to the wife.	_____	_____
5	If the husband loses his mental capacity (becomes insane) in cases where there is no automatic right of annulment.	_____	_____
6	If the husband becomes sterile or it is obvious during the marriage that he is, which would render it impossible to produce children. This rule will apply only if there are no children already born to the couple.	_____	_____

7	If the husband is imprisoned for a period that is considered unbearable for the wife.	_____	_____
8	The husband's addiction to anything harmful which renders the marriage hard to continue and unbearable for the wife.	_____	_____
9	If the husband's whereabouts remain unknown for a period of one year and upon verification and notification.	_____	_____
10	If the husband takes another wife without the consent of the present wife.	_____	_____
11	If the husband prevents/hinders the wife from practicing her religious duties.	_____	_____
12	In the case that the husband willingly divorces his wife according to civil law but abstains from divorcing her religiously.	_____	_____

	Additional Conditions	Bride's signature	Groom's signature
13	_____	_____	_____
14	_____	_____	_____
15	_____	_____	_____

Additional considerations:

Signatures			
	Full Name	Signature	Date

Husband			
Wife			
Wife's Guardian			
Witness			
Witness			
Islamic Law Aspect			
First Name:		Surname:	
Title:			
Address:			
Telephone Number:		Email Address:	
Signature:		Official Stamp:	
Date:			
Location:			

Notice(s):
