



PRENUPTIAL CONTRACT

Date:

Place:

Legally binding contract between:

A:

And

B:

Witnesses:

A:

B:

C:

OBJECTIVE

The above stated individuals testify that the prenuptial contract is legal and binding. The contract emphasizes with the women and children keeping in mind their weaker position by nature of their creation. Islam is the foundation of this contract. First and foremost will we have to answer to Allah swt and secondary to the law of the country we are living in.

We understand that Allah has made us into different tribes so that we may know (learn) from each other. In the Qur'an it is said that pure men are for pure women. Like and like is advised to come together as a couple. There is no need to lie or deceive anyone in order for an individual to get married. There is a spouse out there for any type of personality and Allah swt created us in pairs to find tranquility in one another.

May Allah swt bless you and your family members, forgive your sins the first and the last, and may you have righteous children that will be a coolness to your eyes and this Ummah. Ameen.

CATALOG OF CONDITIONS

Please go through the contract and come to an agreement. Everything that is not of importance to any of the two parties (soon to be husband and wife) simply state " non relevant". I advise you to answer all question s as these are the major conflict subjects within a marriage or a separation.

- A: Dowry of _____ and will be paid back in full only in case of the wife asking for divorce for no Islamic reason. Mental, emotional and psychological abuse is a valid reason to ask for a divorce.
- B: Monthly support of _____ for wife during marriage.
- C: Will consummation take place before a wedding is given to the wife. Yes/No.
- D: Alimony in case of divorce for the wife ___ % of salary for a period of _____.
- E: Polygamy is the right of the husband. Wife can choose to leave and to keep the dowry also she keeps the right to Alimony until she is remarried. Sole custody is given to the mother in this case. The father is to be given visitation rights based on new evaluations. Which are as followed:
_____.
- F: Place to choose to live is right of the husband, if not decided otherwise. Yes/No. Alternative arrangements as followed:
_____.
- G: Will the soon to be husband and wife be introduced to each others family members. Yes/No.
- H: Is the soon to be wife considered as a slave to her husband. Yes/No.
- I: The divorce is in the hand of the husband islamically speaking. Is the wife given the permission by her husband to divorce him without a Sheikh. Yes/No.
- J: Is verbal, emotional, mental and/or psychological abuse considered harmful to a marriage and towards children. Yes/No.
- K: Does the soon to be wife or the soon to be husband have any anger or temper issues such as aggressively yelling, degrading people, neglecting family members, harming people physically or emotionally . Yes/No. Please offer additional information is answer is yes.
_____.
- L: Is the privacy of the marriage and secrets shared kept as such. Yes/No.
- M: In case of polygamy will all women be treated fairly regarding time and money. Yes/No.
- N: In case of polygamy will the women be compared to each other by the husband and one women's quality used to degrade another wife. Yes/No.

- O: In case of polygamy will the secrets of one wife be kept as such and not exposed to the other wives. Yes/No.
- P: Will each spouse be accepted by their spouses family members. Yes/No. Please give additional information if the answer is no.

- Q: Will the family members be actively involved in the marriage of the spouses. Yes/No. Feel free to add conditions.

- R: Will cultural differences be accepted on both sides. Yes/No.
- S: Will cultural conflict be a reason for a divorce. Yes/No.
- T: Are specific culture traits mandatory upon the spouse. Yes/No. Please note specifics if answer is yes.

- U: Is the wife financially responsible for herself or children she brings with into the marriage. Yes/No. Additional explanation or conditions:

- V: Do you follow a specific mathhab (school of thought). Yes/No. Which mathhab do you follow
_____.
- W: Is your spouse to follow a specific mathhab. Yes/No. Please state the mathhab and describe to what extend your spouse should follow that specific school of thought:

_____.
- X: Do you support an ideology that most would find radical. Yes/No. Further explanation in case of answer being yes:
_____.
- Do any of the parties have health issues? Yes/No
- Will a blood test be performed to rule out any serious transmittable diseases like HIV for example? Yes/No

Results:

Husband : _____

Wife : _____

- Y: Penalty if one of the parties breach the contract will be a fine of _____.
- Z: Penalty if both parties breach the contract. Yes/No. Penalty will be:
_____ for husband and
_____ for the wife.

ROLES IN MARRIAGE

Please soon to be husband and wife each one give their definition and please discuss and come to agreement of the most important things you seek in one another. You must come to terms as of now. It is understood that likes and dislikes change over the years. Yet it is important to be completely honest and answer to the best of your abilities and know that this is a legal binding contract.

For example: A husband wishes his wife not to travel without him and be a stay at home mom. Cook and cleaning falls to the wife and child raising is solely the mother's responsibility. She only leaves the house for the necessary things like groceries shopping, doctor visits etc. Music and movies are strictly forbidden and it is mandatory to study islamic subjects every single day. The wife is to be obedient towards her husband and not be outspoken.

The opposite : A wife wishes to travel with a Mahram without her husband and she wants to work. The wife and husband share the responsibilities of cooking, cleaning, raising the children and enjoy the weekends taking the kids to parks and events and many other outdoor activities. Both husband and wife go to classes at the masjid as well as the kids. The relationship is based on love and respect on both sides and both are allowed to respectfully speak their minds.

*add extra pages if necessary and please note that all pages must be signed by both parties referring to soon to be husband and wife.

ROLE OF HUSBAND

ROLE OF WIFE

CHILDREN

- Do both parties want children yes/no.
- If unplanned pregnancy arises, is abortion an option yes/no.
- Will children out of another marriage be treated like the own children. Yes/No.
- Will the children out of previous marriages be alienated such as not being part of family vacations, denied gifts all the other children have, etc. Yes/No.
- Will the children out of a previous marriage be looked down upon and treated as second class citizen. Yes/No.
- How will the children be raised by the non biological parent in case of a patchwork family. Please describe in detail on a new page with the title " patchwork family raising children", if it applies to you.
- Is boarding school an option for the parents. Yes/No.
- ___ % of salary of the husband is given as child support per child in case of divorce.
- custody is given to _____ or is shared = yes/no in case of divorce.
- visitation rights _____ days in a week spend at mother's/father's residency. Weekends spend in a month _____ at mother's/ father's residency.
- Islamic education is very important yes/no. Islamic education is secondary after conventional education yes/no.
- Secondary education is very important yes/no.
- Children need to be raised with strict discipline yes/no. Children need to be raised with lots of love and patience yes/no. I will spank and yell at my children which might seem aggressive to my spouse and outsiders yes/no.
- Both parents will raise the children yes/no.
- Both parents decide about the whereabouts and education of the children yes/no.
- Abuse towards children is not acceptable and abuse it considered whatever the country I am signing the contract in legally claims as abusive. I will not abuse my children agree/disagree.
- I agree to pay the highest penalty for sexually/physically abusing any children and ongoing child support for life. I agree/disagree.

DEALING WITH CONFLICT

I hereby agree to go to *marriage counseling if my spouse wants me to go. I agree/disagree.

*Marriage counseling can be held with a Sheikh, non Islamic professional, friends or family members.

Both spouses being present and both agreeing on the individual that will give the counselling. In case of

abuse a professional must be sought out including in case of mental , emotional and psychological abuse. In case of professional ongoing counselling the spouse may or may not choose to have his or her spouse with him/her at the therapy sessions.

POSESSIONS

A: All possessions coming into the marriage will be shared by the husband with the wife. I agree/disagree.

B: All possessions obtained within the marriage will be shared by the husband with the wife. I agree/disagree.

*possessions shared refers to what the wife can legally ask for in case of a divorce as it is also her property if agreed to in this contract. If not agreed to the wife has been given those things to be borrowed and eventually to be returned to the husband. Be it a car, house, clothing, diamonds or any other gifts given to the wife by her husband. Not included are those she buys with her own money or the allowance she received from her husband.

TRAIT OF CHARACTER

I hereby verify that I _____ have never been convicted of any felony. True/False.

I hereby verify that I _____ have never abused a spouse or a child. True/False.

*please add a police report not older than 1 month.

I hereby verify that I _____ have never been convicted of any felony. True/False.

I hereby verify that I _____ have never abused a spouse or a child. True/False.

*please add a police report not older than 1 month.

Unfortunately many women and children get abused and many incidents could have been avoided by simply researching the past of the soon to be spouse. Even if no reports have been filed it is always advised to put safety before blind trust. From the Sheikh to your local teacher, to the one selling groceries and cars. Trust of lives especially those of children is earned and not blindly given. Any reasonable adult understands that.

ADDITIONAL MAY BE ADDED IF AGREED BY BOTH PARTIES

LEGAL BINDING SIGNATURE

Both parties (soon to be husband and wife) have signed ALL pages and understood the meaning of them.

With the given signature I agree to be legally accountable and that all the statements above are true to the best of my knowledge. I am of age and in stable mental condition to sign a legal contract. I will provide a legal translation if required by law to make this contract valid.

Name:

Name:

NOTARY

It is understood that the contract is only valid and binding with a registered notary verifying the identities of the two parties AND the witnesses. The notary is to sign off on the contract.

Signature of Notary