

**A LEGAL STUDY  
ON THE RIGHTS OF MUSLIM WOMEN AND CHILDREN  
UNDER UNREGISTERED MARRIAGE IN SELANGOR**

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## ABSTRACT

This research concerns about Muslim women's incapability to claim their rights in marriage under Islamic Family Law (State of Selangor) Enactment 2003 when they failed to register their marriage in accordance to **Section 25** of the Enactment. Chapter 3 talks on requirements for a valid marriage that need to be complied with under *Hukum Syarak* and under Islamic Family Law (State of Selangor) Enactment 2003 by couples who intend to get married. This chapter also discusses on the substantive requirements that need to be conformed to by couples before getting married. Chapter 4 deals with the procedures on registration of marriage, the procedures on registration of unregistered marriage, punishments available for non-registration of marriage. All these are subjected to Selangor Islamic Family Law Enactment 2003. This chapter also talks on factors that contribute to unregistered marriage. Chapter 5 mentioned on the rights of women in marriage under Islamic Family Law (State of Selangor) Enactment 2003 and the difficulties in enforcing these rights in absence of a registered marriage. In addition, adverse effects to children and to the family institution itself are mentioned under this chapter. In Chapter 6, several recommendations to overcome the problem of unregistered marriage are provided. Finally in Chapter 7, the overall conclusion for this research will be made. This research is a library based research. Internet is also one of our sources to dig information on this matter. We also did some interviews with persons that can provide relevant information regarding to our research, among others are Puan Kamaazura, a Syarie lawyer in Klang and Ustaz Khairul Jahrin, Pendaftar Nikah, Cerai dan Rujuk at Jabatan Agama Islam Selangor (JAIS).

## TABLE OF CONTENTS

Acknowledgement	ii
Abstract	iii
Contents	iv
List of Cases	vii

### CHAPTER ONE: INTRODUCTION

1.0	Background	1
1.1	Problem Statement	3
1.2	Objectives of the Study	4
1.3	Significance of the Study	5
1.4	Limitations of the Study	5
1.5	Research Methodology	6
1.6	Provisional Plan of the Study	7
1.7	Conclusion	8

### CHAPTER TWO: LITERATURE REVIEW

2.0	Introduction	9
2.1	Literature Review	9
2.2	Conclusion	15

### CHAPTER THREE: MARRIAGE

3.0	Introduction	16
3.1	Marriage	16
3.2	The Requirements of a Valid Marriage	17
3.2.1	A Prospective Husband	18
3.2.2	A Prospective Wife	19
3.2.3	Wali	20
3.2.4	The Witnesses	24

3.2.5	Ijab and Qabul	24
3.3	The Substantive Requirements of a Marriage	25
3.3.1	Pre-Marital Course	25
3.3.2	Pre-Marital HIV Test	26
3.4	Conclusion	29

#### **CHAPTER FOUR: REGISTRATION OF A MARRIAGE**

4.0	Introduction	30
4.1	The Needs of Registration of a Marriage	30
4.2	Procedures on Registration of Marriage under Selangor Islamic Family Law Enactment 2003	33
4.3	Procedures on Registration of Unregistered Marriage under Selangor Islamic Family Law Enactment 2003	41
4.4	Punishments Available under Selangor Islamic Family Law Enactment 2003 for Non-Registration of Marriage	44
4.5	Factors That Contribute to the Unregistered Marriage	45
4.6	Conclusion	48

#### **CHAPTER FIVE: EFFECTS ON THE RIGHTS OF WOMEN AND CHILDREN UNDER UNREGISTERED MARRIAGE**

5.0	Introduction	49
5.1	The Legal Rights of Women and Children under Registered Marriage and The Adverse Effects If a Marriage Is Not Registered	49
5.1.1	Divorce by Talaq	51
5.1.2	Divorce by Ta'liq	53
5.1.3	Divorce by Way of Fasakh	54
5.1.4	Divorce by Khul' or Cerai Tebus Talaq	57
5.1.5	Divorce by Presumption of Death	58
5.1.6	Right to Harta Sepencarian	58