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Islam and polygamy – Affidavit and other documents submitted by Mohammad H. Fadel to the Supreme Court of British Columbia

Original address: <http://www.scribd.com/doc/48230405/Affidavit-of-Prof-Mohammad-Fadel-re-Islamic-law-WRT-polygamy>

In 2010, Mohammad Fadel was asked by the attorney general of British Columbia to address the relationship between polygamy and Islam. On this occasion he submitted various documents to the Court. They are all reproduced below:

Affidavit – Fadel mentions his qualifications for giving an opinion on the issue of polygamy and Islam and lists the specific questions that he was asked to address by the Court. He describes two attached exhibits.

Exhibit A – Fadel's curriculum vitae

Exhibit B – A 69-point report on the relationship between polygamy and Islam. In this report, Fadel mentions at section 54 having attached an appendix containing a model Islamic marriage contract and a marriage kit that was published by the Canadian Council of Muslim Women. His submission of the CCMW kit to the Court constitutes an endorsement of its content.

Industry Canada: Canadian Council of Muslim Women (File [868337593RC0001](#))

Appendix A – Model Islamic marriage contract and CCMW Q&As about Islamic marriage

In this Appendix (page 52/page 13 in the kit), the *Umdat al-Salik* (Reliance of the Traveller) is endorsed and referred to as “the famous *Umdat al-Salik*”. This manual of sharia was written by Ahmad ibn Naqib al-Misri (1302-1367). Its English translation is also [endorsed](#) by the International Institute of Islamic Thought (IIIT) not only as a historical document but as a “legal reference” for use by Muslims today. The IIIT is the main Muslim Brotherhood research institute in the West,

Mohammad Fadel is specifically referred to in the BC Supreme Court decision at sections 240, 247 and 426.

Supreme Court of British Columbia (November 23, 2011): [Reference re: Section 293 of the Criminal Code of Canada, 2011 BCSC 1588](#)