



Please read the following information carefully before filling and signing this form. See also the Districts Commissioners website, [www.syslumenn.is](http://www.syslumenn.is).

Wife / spouse 1:		
Full name as in The National Registry:		Id. number (Kennitala)
Registered address (lögheimili):		Email:
Place / city / country:	Zip code:	Phone number:

Husband / spouse 2:		
Full name as in The National Registry:		Id. number (Kennitala):
Registered address (lögheimili):		Email:
Place / city / country:	Zip code:	Phone number:

You can ask for an appointment with The District Commissioner instead of using this form.

The District Commissioner can ask the parties to an appointment, if he deems necessary.

This request will only be processed once the payment has been made.

Original or a certified copy of the legal separation license or court order shall accompany this request.	<b>The parties declare:</b>
	We agree on asking The District Commissioner to grant us a divorce on the basis of article 36.1 in the Marriage Law, no. 31 from 1993, and the decree for a legal separation / court order, is enclosed with this request.
	We have not been living together since the legal separation.
See information below regarding article 35 of the marriage act.	We ask for a divorce with the same terms and conditions that we agreed on or were decided when we were granted a legal separation, as stated in the enclosed decree for a legal separation or a court order for a legal separation.
If the parties want to make changes to the terms and conditions, it is necessary to come to a meeting.	

Children under the age of 18, including adopted children:	
Name:	Id. number:
Name:	Id. number:
Name:	Id. number:



If the parents want to make changes on their agreement on custody, legal address or child support, it is necessary to book an appointment with the District Commissioner to make the divorce application.	<b>The parties declare – if they have children under the age of 18 together:</b>
	We agree that custody, legal address and child support will be as decided on the legal separation, as stated in the enclosed license for a legal separation / court order for a legal separation.

<b>Enclosed document:</b>	<input type="checkbox"/> Original or a certified copy of a license for a legal separation. or <input type="checkbox"/> A court order on a legal separation.
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<b>Signatures:</b>	<p>We declare that we have read the information below, on divorce following a legal separation, and we agree on the requested divorce, as stated above.</p> <p>Information in this form is given according to our best knowledge.</p>
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Place and date:	Place and date:
Signature of wife / spouse 1:	Signature of husband / spouse 2:

Witnesses to signature of wife / spouse 1: - must be 18 years or older -		Witnesses to signature of wife / spouse 2: - must be 18 years or older -	
Signature:	id.no.:	Signature:	id.no.:
Signature:	id.no.:	Signature:	id.no.:

### Divorce following a legal separation

-Spouses that have been legally separated for a period of six months or longer and wish to get divorce under same terms that were decided on the legal separation, can ask for a divorce by filling out the attached form and handing it to the District Commissioner.

-The request should be directed to the District Commissioner in the district where the couple have registered address / domicile. If not in the same district, they have a choice of where the request is submitted.

-Original or a certified copy of a license to a legal separation must accompany this request for a divorce. Payment shall also be made.

-It is possible to request legal separation in an interview with the District Commissioner or his representative, instead of using this application form.

-The District Commissioner may decide to call the parties to an appointment, if deemed necessary.

-Spouses who wish to change the terms and condition from what was decided on the legal separation, do not use this form, but ask for an appointment with the District Commissioner to submit a request for a divorce.



Spouses who have been legally separated for a period of six months or longer, may apply for a divorce based on article 36.1 in the marriage law no. 31 from 1993. Six months must have passed from the issue date of the legal separation license / court order.

If the couple do not agree to request a divorce after six months, the couple can request a divorce when they have been legally separated for 12 months or more, based on article 36.2 in the Marriage law, no. 31 from 1993. If the couple disagree on if a divorce shall be granted, The District Commissioner can not issue a divorce licence, and the case must be referred to the courts.

There is no time limit for how long period of time a couple can stay legally separated. Divorce is not granted automatically, it has to be applied for.

You can request a divorce on this form provided by The District Commissioner if a divorce is requested under the same terms as applied to the legal separation. If the couple wishes to change those terms, a request for legal separation is discussed in an appointment with The District Commissioner or his representative. An appointment must be booked in advance. A couple can always request to file for divorce in an interview with a District Commissioner, instead of using this form. In the interview, the position of the couple is entered in the magistrate's record book and they are given information on their legal status according to marital law and child law.

The couple need to answer on the form, whether they have lived together after the legal separation. If a couple resumes cohabitation after a legal separation, or have never ceased to live together after the legal separation, they can not get divorce, since the legal effects of the legal separation are then canceled, according to Article 35 in the Marriage Law.

The divorce terms (custody, legal residence and child support, alimony payments and financial settlement) that married couples have agreed or otherwise have been decided for the purpose of the legal separation shall also apply after legal separation is granted, unless otherwise was mentioned when a legal separation was granted.

It is important to mention if changes have been made to custody of a child, legal residence or child support, since the legal separation was granted.

The District Commissioner issues a license for a divorce, confirming that a divorce has been granted. When the license is issued, the marriage is legally ended. Issuance of the license can not be appealed to a higher authority. A license letter for a divorce is sent to both parties. Also, The Register Iceland (Þjóðskrá Íslands) is sent information on the divorce and the parties legal addresses. The legal address of the parties and their children is registered in The National Registry according to that information.

A license for a legal divorce includes information about custody of children, registered addresses, and child support. The recipient of the child support may request it payed from the State Social Insurance Agency (Tryggingastofnun ríkisins), which is done electronically, see [www.tr.is](http://www.tr.is)

Payment for the license letter is made to The District Commissioner when the request is submitted. Debit cards are accepted, but not credit cards. Each District Commissioner gives details about bank account and ID number if you wish to pay with a deposit on an account. This information can also be obtained from The District Commissioners website.

Law in respect of marriage (Icelandic): <http://www.althingi.is/lagas/nuna/1993031.html>

Law in respect of marriage Law (English): [https://www.government.is/Law\\_in\\_Respect\\_of\\_Marriage\\_English](https://www.government.is/Law_in_Respect_of_Marriage_English)

Children Act (Icelandic): <http://www.althingi.is/lagas/nuna/2003076.html>

Children Act (English): [https://www.government.is/library/Files/Barnalog\\_thyding\\_020513.pdf](https://www.government.is/library/Files/Barnalog_thyding_020513.pdf)

The District Commissioners website: [www.syslumenn.is](http://www.syslumenn.is)