

**AS-SALIHIN TRUSTEE BERHAD  
ESTATE PLANNING PRODUCT-JOINTLY ACQUIRED ASSET  
AGREEMENT**

**PRODUCT DISCLOSURE SHEET (PDS)**

Read this Product Disclosure Sheet before you decide to take the As-Salihin Trustee Berhad's Estate Planning Product-Wasiat. Be sure to also read the Terms and Conditions of the product. Seek clarification from us if you do not understand any part of this document or the general terms.

Date :

[The date is to be filled in by Sales Personnel]

**1. What is this product about?**

This product offers married couples where the husband and wife(s) make a declaration, either jointly or separately, to the effect that the assets in question were acquired jointly by them in the ratio clearly stipulated under same

**2. What is the Shariah contract applicable?**

- i. Wakalah : an agency contract whereby the banks acts as an agent to facilitate the wasiat writing
- ii. Harta Sepencarian Concept. Harta Sepencarian is Malay customary law. However, any custom that is consistent with Syariah Law is accepted and allowable in Islam. Since it is allowable in Islam, a mutual agreement towards that is always encouraged since it is to avoid any dispute arising upon it. What more it is meant for public interest (masalah mursalah)

**3. What benefit could I get from the Jointly Acquired Asset Agreement?**

- i. Arguments over matrimonial property, be it upon divorce, death or polygamous marriage invariably occur, almost on daily basis, in Shariah courts throughout the country. Law reports abound with such cases, and more often than not, the bitter family argument that occur during such court proceedings leave behind scars that may take years, if not forever, to heal. The aim of this product is simply to substantially reduce, if not to eliminate totally, such a happening.
- ii. Asset under Jointly Acquired Asset Agreement does not form part of the asset of the deceased thereof must be settled before distribution under *Faraid* can be effected.

**4. How much will it cost to have a Jointly Aset Agreement (Perjanjian Aset Perolehan Bersama)?**

Minimum is RM1,000.00 and RM250 for processing fee

**5. Cancellation fee ( drafting stage )**

RM250.00 will be charged if the document (draft) is issued

**6. Can unregistered married couples enter into the Jointly Acquired Asset agreement ?**

The couples shall register their marriage with local Islamic Authority first before execute the agreement.

**7. May I amend or revoke the Jointly Asset Agreement?**

Spouses must mutually agree to revoke the document in writing by executing deed of revocation

**8. What is the Risk?**

For encumbered asset, upon occurring of divorce or polygamous, the asset can only be transferred to the recipient upon full settlement.

**9. Where can I get further information?**

If you have any enquiries, please contact :  
Bank Muamalat Malaysia Berhad