

## ABSTRACT

Afiah Nuri Rahmati, 11210097, **Implementation of legal age's limitation of Being Guardian of Marriage According to Madzhab Shafi And PMA No. 11 of 2007 (Studies In Religious Affairs office in Maron district).** Thesis, Islamic Famili's law, syariah Faculty Islamic state University Maulana Malik Ibrahim of Malang. Advisor : Dr. H. Mujaid Kumkelo, MH

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**keywords:** legal age, guardian of marriage, madzhab syafi'i.

The low problem in this research is related to the minimum age becoming wali in wedding, in the Office Of Religious Affairs In Maron District, Probolinggo Regency there is problem of low that does not opprppriate with PMA No 11 yeras 2007 about registration of marriage in 18 coluch say that minimal age of wali or marriage is 19 years old but it is different with the fact of low that happen in the Office Of Religious Affairs In Maron District, Probolinggo Regency it is case of marriage with wali nasab that in 17 years old. facing this fact the officer of the office of religious affairs in maron district, probolinggo regency doen not follow the rote of goverment, and yuridisly the officer should follow PMA No 11 years 2007 about the register of marriage no 18 because they are country serving who have to support the law in Indonesia.

In this research, there are two problems of study. Those are: 1) how is the stipulation of legal age's limitation of Being Guardian of Marriage According to MadzhabShafiAnd PMA No. 11 of 2007? 2) how is the implementation legal age's limitation of Being Guardian of Marriage According to MadzhabShafi And PMA No. 11 of 2007 In Religious Affairs office in Maron district Probolinggo?.This research is categorized as empirical research, to answer the problem od study above, the research and use Qualitative Approach.

The result of this study is the limitation of legal age based on Madzhab Syafi'i 1) is someone who start Feeling to another sex when experience *ihtilaam*, intelegent, hair- browing and he is 15 years old. The limitation of legal age based on PMA No. 11 year 2007 concerning the registration of marriage is at least 19 years old. It does not appropriate with the condition of the society especially for the society in eastern Java that prefer to educate their children from childhood in the Islamic boarding school. 2) the implementation of PMA No. 11 year 2007 pers 18 unrealized completly in the office religious affair in every area especialy in remote area.

KUA in maron district does not only follow t one Madzhab but follow four madzhab which the head of this KUA believe that constitution will not be different with four madzhab. KUA in Maron district does not follow the regulation of legal age limitation based on PMA No. 11 year 2007 about the registration of marriage because of several reasons: Their misunderstanding about PMA No. 11 year 2007 about the registration of marriage that decide the limitation of legal age for the guardian of marriage at least 19 years old, In every training that held every month never discusses the constitution especially PMA

No. 11 year 2007 about the registration of marriage, The lack of infrastructures that can reach the latest information even there is no internet. d) The environment that is in remote area, They are guided by the vision and mission that emphasizes technical matters rather than the law itself.