

الْحَمْدُ لِلَّهِ الَّذِي مَتَّعَنَا بِنِعْمَةِ الْعَافِيَةِ، وَأَشْهَدُ أَنْ لَا إِلَهَ إِلَّا اللَّهُ وَحْدَهُ لَا شَرِيكَ لَهُ، وَأَشْهَدُ أَنَّ سَيِّدَنَا وَنَبِيَّنَا مُحَمَّدًا عَبْدُ اللَّهِ وَرَسُولُهُ، أَرْسَلَهُ رَبُّهُ بِخَيْرِي الدُّنْيَا وَالْآخِرَةِ، صَلَّى اللَّهُ وَسَلَّم وَبَارَكَ عَلَيْهِ وَعَلَى آلِهِ وَصَحْبِهِ أَجْمَعِينَ، وَعَلَى مَنْ تَبِعَهُمْ بِإِحْسَانٍ إِلَى يَوْمِ الدِّينِ.

All praise is due to Allah Who endowed upon us the favour of wellness. I bear witness that there is no deity save Allah, having no associates. I also bear witness that our Master and Prophet Muhammad is the Servant of Allah and His Messenger. His Lord sent him with that which is best in this world and the Hereafter. May the peace and blessings of Allah be upon him, his pure blessed family and companions, and all those who follow them in righteousness till the Day of Judgment.

- **Our bodies & health is a trust & gift from Allah ﷻ , therefore we must use it responsibly, not waste it, and maximise its benefit.**
- **Muslims/Asians are high on the donor lists but low on the donation list. We are eager and happy to receive them to save or prolong our lives but not eager to donate them or even blood.**
- **Organ transplants are performed to replace non-functional or diseased organs in order to save/cure patients or prolong their lives. This medical procedure is permissible in Islam to protect/preserve life.**

وَمَنْ أَحْيَاهَا فَكَأَنَّمَا أَحْيَا النَّاسَ جَمِيعًا

“And if any one saved a life, it would be as if he saved the life of the whole people.” (5:32)

يَا رَسُولَ اللَّهِ تَتَدَاوَى؟ قَالَ: «نَعَمْ، تَدَاوَوْا، فَإِنَّ اللَّهَ لَمْ يَضَعْ دَاءً إِلَّا وَضَعَ لَهُ دَوَاءً غَيْرَ دَاءٍ وَاحِدٍ الْهَرَمُ

“O messenger of Allah shall we treat (our ill)?' he said: 'yes, use remedies. for indeed Allah did not make a disease but He made a cure for it' - except for one disease - 'old age.'”

Organ transplants saves lives, however, the transplant cannot bring great harm to the donor or be donated for money.

There are two types of organ donation - Live / Cadaveric

- There are two major opinions on organ donation. **Permissible / Not Permissible**
Illnesses are fated, so patients should accept it as Allah's will and thus not hope for donated organs? Nevertheless, we are also required to try and find suitable solutions to the problems we face and not to be fatalistic. Those who need organs have a right to receive help.

Organ transplanting violates the sanctity / dignity of the dead?

كَسْرُ عَظْمِ الْمَيِّتِ كَكَسْرِهِ حَيًّا – “Breaking the bones of a corpse, is similar to breaking the bones of someone who is alive.” (Ibn Majah)

- The hadith above forbids mutilating corpses as was practiced in the pre-Islamic era, especially done to those who died in battles.
- **However, Islamic law allows operation on corpses, such as a post-mortem, caesarean on a deceased mother to save her baby's life etc...**

Our bodies belong to Allah, so we cannot harm it for another?

We have been entrusted to take care of our bodies, to use our body well

وَلَا تُلْقُوا بِأَيْدِيكُمْ إِلَى التَّهْلُكَةِ وَأَحْسِنُوا إِنَّ اللَّهَ يُحِبُّ الْمُحْسِنِينَ

and do not seek destruction at your own hands. So do good for Allah loves those who do good. (2:195)

As such, we are not allowed to sell or buy human organs. Nevertheless, our organs can be used to save and prolong human life.

Funerals will be delayed because of the transplantation?

Funerals should not be delayed without valid reasons, **However, the process of transplanting organs for the purpose of saving human lives is considered to be a valid reason in Islamic law for such a delay.**

Will the organ donor be considered as an accomplice if the organ recipient commits any wrongdoings in his/her life?

If the organ recipient commits any misdeeds, harming oneself, others, then they will solely be responsible for their own actions

وَلَا تَكْسِبُ كُلُّ نَفْسٍ إِلَّا عَلَيْهَا وَلَا تَزِرُ وَازِرَةٌ وِزْرَ أُخْرَىٰ

“No person earns any (sin) except against himself (only), and no bearer of burdens shall bear the burden of another.” (6: 164)

Donating organs is highly encouraged in Islam illustrating Rahmah Mercy/Compassion/Ihsaan, Ta-Aawun helping one another, and benefiting humanity as Sadqa Jaariah

الرَّاحِمُونَ يَرْحَمُهُمُ الرَّحْمَنُ ارْحَمُوا مَنْ فِي الْأَرْضِ يَرْحَمَكُمْ مَنْ فِي السَّمَاءِ

"The merciful are shown mercy by Ar-Rahman. Be merciful on the earth, and you will be shown mercy from Who is above the heavens. (Tirmidhi)

CONCLUSION:

- 1. Seeking cure is an obligation...**
- 2. Saving a life or improving quality of life is a must...**
- 3. Necessity overrules prohibitions...**
- 4. Choosing the lesser of the two evils is preferred...**
- 5. Whatever is forbidden is clear & specified by Allah/Prophet...**
- 6. Allah has not directly or indirectly prohibited organ donation or transplantation. In fact, the saving of life is commanded, therefore permissibility is the default premise...**
- 7. Haraam must be proven by an authentic command...**