

OVERVIEW OF DRAFTING ISSUES BY FAITH

	CHRISTIANITY	ISLAM	JUDAISM
Inheritance	<p>No special issues, follow secular law.</p>	<p>Follow Sharia, see “Islam – Specific Drafting Issues,” page 4.</p> <ul style="list-style-type: none"> • See also wasiyya bequest, page 6. • Be aware of differences between Sunni vs. Shi’a, see page 7. 	<p>Follow halachah, see “Judaism – General Principles of Inheritance,” page 9.</p> <ul style="list-style-type: none"> • For individuals who want to leave assets that do not comply with halachic requirements, see “Issues in Complying with Jewish Law,” page 10.
Burial	<ul style="list-style-type: none"> • May be preference for cemetery affiliated with denomination. <p>Cremation:</p> <ul style="list-style-type: none"> • Catholic – allowed, but full body present for funeral rites preferred; if not, cremated remains treated like body in casket. Cremated remains must be buried in timely manner, not scattered, divided or kept at home. • Orthodox – Gaining acceptance, but counsel client to discuss with religious advisor. • Protestant – No issues. 	<ul style="list-style-type: none"> • Burial must occur before the next sundown following time of death. • Never a viewing of body • Cremation forbidden 	<ul style="list-style-type: none"> • Burial should occur within 24 hours, unless death occurs immediately before the Sabbath or other religious holidays, in which case the burial waits until those holidays are completed. • No embalming is done, and burial is traditionally in a simple wood box. • Traditionally, cremation is not permitted, although it has become more acceptable.
Organ Donation	<p>No special issues, but confirm denomination’s definition of death: cessation of brain function vs. all bodily functions.</p>	<p>Generally acceptable, but if any question, consult with an imam or Muslim funeral director.</p>	<p>Most Jewish movements allow, but Orthodox definition of when death occurs may make organ donation impossible (see below).</p>
Other Special Issues	<ul style="list-style-type: none"> • For Orthodox client, balance alleviation of pain at end-of-life with ability to be lucid during last days. • A Mormon client may request specific instruction to support mission work of child(ren). 	<p>Be aware of investment issues under Sharia – Islamic law does not allow investment in companies or entities involved in activities prohibited under Islamic law, see pages 7-8.</p>	<p>Be aware of views on giving treatment to individual who has a terminal illness:</p> <ul style="list-style-type: none"> • Orthodox believes all efforts to maintain life required, and food and hydration cannot be withheld. • Conservative and Reform allow choice about life-sustaining treatment.

northerntrust.com

© 2016 Northern Trust

LEGAL, INVESTMENT AND TAX NOTICE: This information is not intended to be and should not be treated as legal advice, investment advice or tax advice. Readers, including professionals, should under no circumstances rely upon this information as a substitute for their own research or for obtaining specific legal or tax advice from their own counsel.

OTHER IMPORTANT INFORMATION: Opinions expressed and information contained herein are current only as of the date appearing in this material and are subject to change without notice.