

## Live Questions - Break1

1. is it applicable to **residents of US**?
2. Any **RESP** that belongs to a beneficiary does not form the part of your estate
3. Is there any **legal format as a "WILL FORM" is available...?** Which one could be downloaded and just fill in it. Or we have to contact a legal advisor..?
4. How do you put information for your **kids custody**, in the event if both parents passed away suddenly, will government take custody of your kids if there is not Will? Jazakallah
5. **is Islamic will is accept by Canadian law.**
6. QUESTION - What about houses where wives and family live. I know Islamic will says 30% goes to sons parents (if alive) so that would mean the house is also part of that will? Will that mean spouse has to sell house to allow her in-laws to obtain their 30% share?
7. Can you put someone's name as **guardian for kids** or to claim on your wealth who lives outside Canada?
  - a. can we make **temporary guardian** or can ask to send kids to back home to our relatives
8. what happens if you **passed away suddenly**, without leaving a Will behind in Ontario?
9. if out of children some are younger than 18. so **can older child be a guardian of younger kid?**

## Live Questions - Break2

### **Executor / Guardian related:**

10. Can the executor be from family?
11. Can Executor and Guardian be the same person
12. can adult son or daughter can be witness for my will
13. can we appoint multiple guardian ?
14. **if will in locker** make sure name of executor or some other person should have access to locker (Please confirm)
15. For all our assets and liabilities for example, RRSPs, RESP, TFSA, etc we do have beneficiaries declared. For home mortgages we do have our spouse named as co-owner and also have a Term insurance meaning in case of demise, they will be paid. How does all this coincide with Islamic will ?
16. What happens if I designate my wife as a beneficiary of my RESP and then my wife elects in favour of Equalization. Is she entitled to keep RESP and go for Equalization both?

### **Live Questions - Break3**

17. How often should you update your will
18. if I have setup my will through a Canadian lawyer. Can I incorporate Islamic will with the existing will.
19. Please confirm if probate requires original will document?
20. If you name a beneficiary in an bank account/investment, and by mistake appoint another person in the will, what instructions will prevail?

### **Live Questions - Break4**

21. **Sunnah distribution** is going against the law of the land, would Canadian Court accept Islamic Distribution?
22. Question for Zeinab Khan: What is the **estimated cost** of making a Will using your office?
  - a. How much does it cost to make an Islamic will or a will recognized by the government by a lawyer at an average and how many days does it take.
23. I am a widow with no siblings who will be my witness?
24. what is the **approximate fee for probation** of will in the superior court of Ontario.
25. in the will, can RRSP be transferred to an offspring to avoid taxes? or is it only the spouse whom you can transfer it to without any tax deduction?
26. what if one has out of Canada assets so should you have 2 wills depending on the law of that country
27. again I reiterate if original will is kept in locker, second person should have access to get will out of locker otherwise bank won't let access the locker
28. in case of a conflict between will and specified beneficiary, does the will override?
29. Can we include the assets (that we own back home in Pakistan) be included in the Will made here in Canada

**Shariah Questions: (to be consulted with Scholar)**

Is there any difference of opinion from a Shariah perspective based on the 4 Mazahibs...Maliki Hanafi, Sha'afi etc. And if yes, what perspective is being presented here on this forum?

Will form or format does it have any particular Islamic wording or notes that need to be mentioned in particular to make the will according to Islamic sharia.

Islamic laws for inheritance are clear in Nisaa verses 11-15 but this means selling the house to execute on the Islamic inheritance laws.....This will not protect wife who is left behind after her husband dies...

Share of daughter under Sharia law is 50% of a son. What's allowed under Canadian laws. What path should we follow for our daughters' share of will?