

**HELAL EXPO 2015  
TURKEY, ISTANBUL  
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***ISSUES AROUND  
ISTIHALAH***

**SHEIKH THAFIER NAJJAAR**



**GIMDES Halal and Tayyib Workshops Program  
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بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

All praise is due to Allah, Lord of the Universe. Peace and blessings unto our Beloved Nabie Muhammad SAW, his families, friends and all those who follow him.

Beloved Brothers and Sisters

In nearly all the western countries, the PRIMARY choice for meat is PIG. There are a lot of farms in these countries to breed this animal. In France alone, Pig Farms account for over thousands.

PIGS have the highest quantity of FAT in their body than any other animal. But Europeans and Americans try to avoid fats.

Thus, where does the FAT from these PIGS go? All pigs are cut in slaughter houses under the control of the department of food and it was the headache of the department of food to dispose of the fat removed from these pigs.

Formally, it was burnt (about 60 years ago). Then they thought of utilizing it. First, they experimented it in the making of SOAPS and it worked.



Then, a full network was formed and this FAT was chemically Processed, Packed and Marketed, while the other manufacturing companies bought it. In the meantime, all European States made it a rule that every Food, Medical and Personal Hygiene product should have the ingredients listed on its cover. So, this ingredient was listed as PIG FAT.

Those who are living in Europe for the past 40 years know about this. But, these products came under a ban by the ISLAMIC COUNTRIES at that time, which resulted in a trade deficit.



Going back in time, if you are somehow related to South East Asia , you might know about the provoking factors of the 1857 CIVIL WAR. At that time, Rifle Bullets were made in Europe and transported to the sub-continent through the Sea. It took months to reach there and the gun powder in it was ruined due to the exposure to sea.

Then, they got the idea of coating the Bullets with fat, which was PIG FAT. The fat layer had to be scratched by teeth before using them. When the word spread, the soldiers, mostly Muslim and some Vegetarians, refused to fight. Which eventually lead to the Civil War. The Europeans recognized these facts, and instead of writing PIG FAT, they started writing ANIMAL FAT.



All those living in Europe since 1970's know this fact. When the companies were asked by authorities from the MUSLIM COUNTRIES, what animal fat is it, they were told it was COW and SHEEP Fat. Here again a question raised, if it was COW or SHEEP Fat, still it is HARAAM to MUSLIMS, as these animal were not SLAUGHTERED as per the ISLAMIC LAW.

Thus, they were again banned. Now, these multinational companies were again facing a severe drought of money as 75% of their income comes from selling their goods to Muslim Countries, and these earn BILLIONS OF DOLLARS of Profit from their exports to the MUSLIM WORLD.



Finally they decided to start a coding language, so that only their Departments of Food Administration should know what they are using, and the common man is left lurking in the dark. Thus, they started E-CODES. These E-INGREDIENTS are present in a majority of products of multinational firms including, but not limited to:

TOOTH PASTE,  
SHAVING CREAM  
CHEWING GUM,  
CHOCOLATE,  
SWEETS,  
BISCUITS,  
CORN FLAKES, TOFFEES,  
CANNED FOODS,  
FRUIT TINS



Some medication Multi-vitamins Since these goods are being used in all MUSLIM Countries indiscriminately, our society is facing problems like shamelessness, rudeness and sexual promiscuity.

So, request all MUSLIMS or non-pork eaters to check the ingredients of the ITEMS of daily use and match it with the following list of E-CODES. If any of the ingredients listed below is found, then DEFINITELY AVOID IT, as it has got PIG FAT;



E100, E110, E120, E140, E141, E153, E210, E213,  
E214, E216, E234, E252, E270, E280, E325, E326,  
E327, E334, E335, E336, E337, E422, E430, E431,  
E432, E433, E434, E435, E436, E440, E470, E471,  
E472, E473, E474, E475, E476, E477, E478, E481,  
E482, E483, E491, E492, E493, E494, E495, E542,  
E570, E572, E631, E635, E904.

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Allah says:

حرمت عليكم الخبائث

**Haram unto you are all wicked things.**

يا ايها الناس كلوا مما في الارض حلالا طيبا ولا تتبعوا خطوات الشيطان انه لكم عدو مبين

Surah Al-Baqarah Verse: 168

**O mankind, eat from whatever is on earth [that is] lawful and good and do not follow the footsteps of Satan. Indeed, he is to you a clear enemy.**



The Nabie SAW said:

ان الله طيب لا يقبل الا طيبا

**Verily, Allah is good, He does not accept, except (what) is good.**

Right now the Muslims are just over 30% of the World's population and by 2030 it should be 5% more than Christians. In the year 2050, the estimate for the Muslim Community will be 73% of the world population.

What does this mean, to my humble understanding, the demand for halaal food/products will always be on the increase. Because of the demand of food, this leads to the growth of technology and yes, automatically changes of lifestyle.



These changes I have no doubt, this gives and lead to affect the Muslim Community globally. Very important to this is the issues of Halal and Haram ingredients in food, even cosmetics and pharmaceutical products.

Thus **ISTIHALAH** will be introduced and very important we have today the capacity, with modern technology to determine the origin of each product.



I would also like to mention here various companies, because of demands, has given the consumer a wide variety of innovative products, but at the same time, previously food was prepared and consumed immediately (fresh) and today because the advancement of science, they have developed the concept of preservation in food and medical products.

In society today, we find some businesses make no distinction between what is Halal and what is Haram.

This group of people will use the modern science for advantages and justification from a business aspect.

At the same time, that same product is of great concern for Muslims who make a great distinction of what is Halal and what is Haram.



One of the main concerns to us as Muslims is that these products that have undergone a change from their original state. Is it Halal or is it Haram?

We are thankful for our Fuqaha and researchers that have stated clearly, the Shariah position of these issues.

These products change is known as **ISTIHALAH**.

This means that the original status of the products changes, either on its own or with external help. So the Fiqh ruling also changes.

In addition, the changes that takes place, from filthy to pure. It means switching ones substantial change, or transformation.



This, we see Allah says in the Holy Quran in Surah An-Nahl 16 verse 66.

وان لكم في الاتعام لعبرة نسقيكم مما في بطونه من بين فرث ودم لبنا خالصا سائغا للشاربين

**And indeed, for you in gazing live stock is a lesson.**

**We give you drink from what is in their bellies.**

**Between excretion and blood.**

**Pure milk easy to swallow to those who consume it/drink it.**

(And no doubt, there is a lesson for you in the cattle. We give you to drink of what is in their bellies from between the dung and blood, milk pure easy to swallow for the drinkers.)



Here the verse points to process of **ISTIHALAH** whereby 3 different entities have different legal status excretion (the act or process of discharging waste matter from the blood, tissues, or organs) and blood is Haram while milk is Halaal yet all of them originate from the very same sources.

But however, to me, this is a change and it is not naturally with external assistance.

In today's time, there is a lot of products that indulges transformation, that may originate from unlawful sources, sneaking its ways into foods, and medicine.



## ACCEPTABLE

I am going to use 2 examples:

1. Gelatine – Maryke Foulds says the gelatine was marked at 1.8 billion Dollars in the year 2014.
2. Alcohol

Gelatine is usually used as an ingredient to improve the quality of food products.

Muslim Fuqaha agreed gelatine from Halal slaughter permitted animals is Halal. However, amongst them is a difference ,the Halal and Haram status if it derived from pork or carrion (dead meat).





Many are of the opinion if it is from prohibited source (Haram), it is Haram. Whereas some others say it is Halal even if it is from Haram source as it undergoes the process of **ISTIHALAH**.

What is very important to understand here is that there is an acid that remains in the gelatine known as amino acids that never change and also the progress of science that the kind of animal, can be analysed of the gelatine. So if it is of pig, they will say the originality of this gelatine is pork.



I am of the humble opinion that there is a strong doubt in the **ISTIHALAH** and so because of that we implement. What Nabie SAW said:

أبي عبد الله النعمان بن بشير رضي الله عنهما قال: سمعت رسول الله ﷺ يقول: إن الحلال بين وإن الحرام بين وبينهما أمور مشتبهات لا يعلمهن كثير من الناس، فمن اتقى الشبهات فقد استبرأ لدينه وعرضه، ومن وقع في الشبهات وقع في الحرام

Verily, the Halal is clear and verily Haram is clear. But between it are things that is Mustahabaat and not a lot of people will know that he who fears (cautious), the Mustahabaat indeed has protected his religion and his honour.

And he who fell (indulge) in the Mustahabaat has fell (indulge) in Haram.

So we cannot allow it to be used in food etc.



I want to make mention here to what Shalghah Laila Nasheeba said:

Allah says in Surah Al-An Am Verse 145:

قُلْ لَا أَجِدُ فِي مَا أُوحِيَ إِلَيَّ مُحَرَّمًا عَلَى طَاعِمٍ يَطْعَمُهُ إِلَّا أَنْ يَكُونَ مَيْتَةً أَوْ دَمًا  
مَّسْفُوحًا أَوْ لَحْمَ خِنزِيرٍ فَإِنَّهُ رِجْسٌ أَوْ فِسْقًا أُهْلًا لِغَيْرِ اللَّهِ بِهِ فَمَنْ اضْطُرَّ غَيْرَ  
بَاغٍ وَلَا عَادٍ فَإِنَّ رَبَّكَ غَفُورٌ رَحِيمٌ ﴿١٤٥﴾

**Say, I find not in that which has been revealed/inspired to me (Muhammad) anything forbidden to one who would eat it. (Forbidden to be eaten by one who wishes to eat it.**



She said:

*No one can make lawful what Allah has made Haram. And it does not matter what they do to try to change it. They can boil it, dry it, spoon it, it still remains Haram. If the gelatine comes from the hoove of a pig, there is nothing they can do to change it, no matter what they claim to do.*

So anything with gelatine that comes from the pig is not allowed.



# ALCOHOL

There is a consensus amongst the Jurists of Islamic Law whenever the change is natural, without any chemical treatment it become pure and it is permissible to use for consumption.

This is based on that the Nabie SAW said: **The flesh which has grown out of the Haram food, will not enter Jannah.**



However, there are differences **اختلف** when transformation has taken place with the assistance of human beings.

1. It is permitted to transform even with the assistance.
2. The majority of Jurists held the view of prohibit **حرم** if it is done with assistance.

We find that the National Fatwa Council of Malaysia in 2006 agreed with the majority that it is prohibited to use wine vinegar which is processed and added with other ingredients. This is done by Prof. Dr Abdul Rahman Awang (also a Professor at Islamic University of Malaysia).

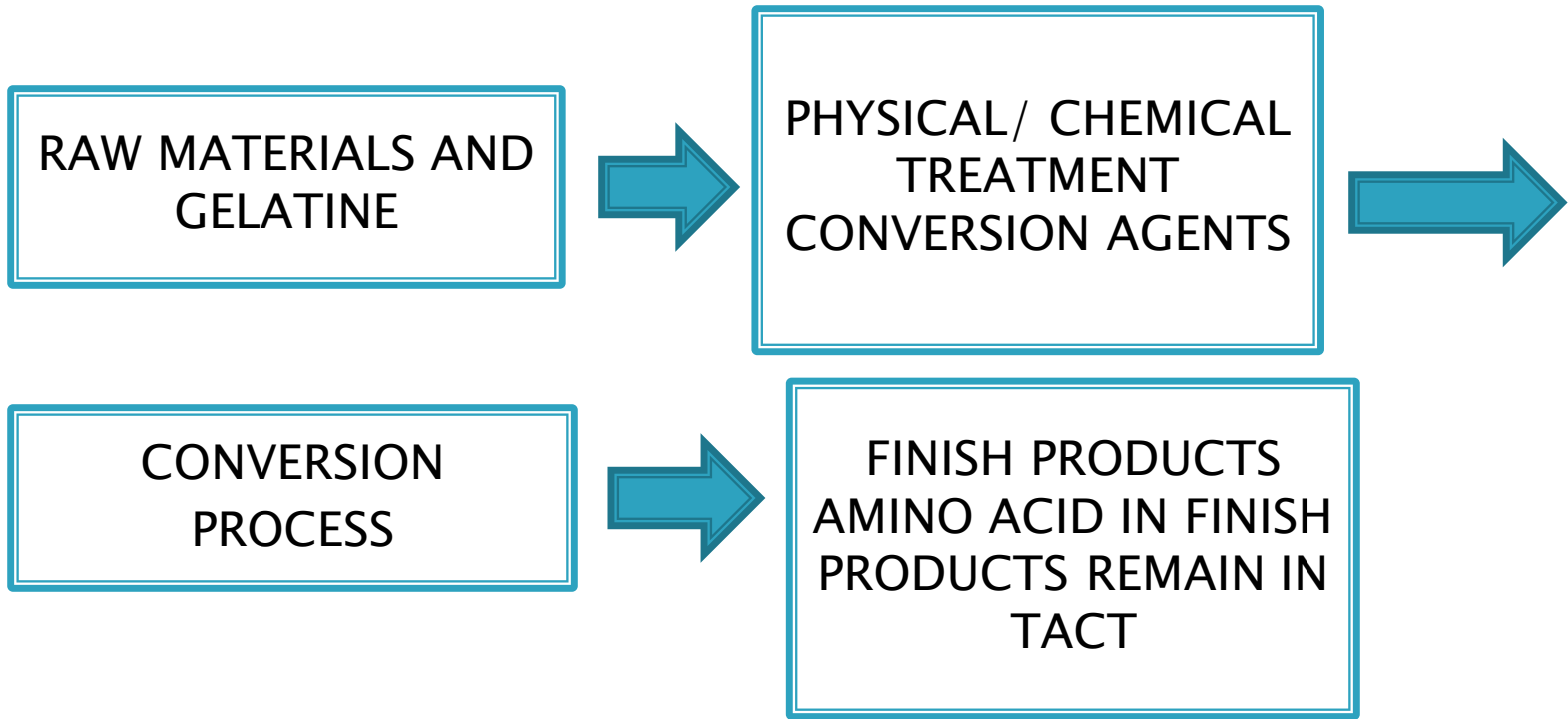


Application of **ISTIHALAH** is in Gelatine and Alcohol products.

The food production, Gelatine can be used extracted from Halal and non-Halal sources. Gelatine will be added with other ingredients, mixes together and undergo various processing methods including heat treatment.

This method involved do not break the amino acids according to Prof. Hogue. In fact, excessive heating could degrade the gelatine. This amino acid is not affected by physical or chemical treatment.







# SHUKRAN

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