



Name of Country and Jurisdiction:

Malawi



What forms of legally recognized relationships are available?



| LEGAL RECOGNITIONS FOR OPPOSITE-SEX COUPLE | GEOGRAPHY | LAW | AVAILABLE TO SAME-SEX COUPLE? |
|--|-----------|--|-------------------------------|
| Statutory marriage | Malawi | Marriage Ordinance of 1902. | No |
| Customary marriage | Malawi | Marriage, Divorce and Family Relations Bill No. 5 of 2015. | No |
| Permanent cohabitation/ Marriages by repute | Malawi | Malawi Constitution, Section 22(5). The Marriage, Divorce and Family Relations Bill No. 5 of 2015 recognizes these forms of marriage also. | No |
| Religious marriage | Malawi | Marriage, Divorce and Family Relations Bill No. 5 of 2015. | No |

Sources:

- Marriage Ordinance of 1902.
- Constitution of the Republic of Malawi, *available at* [http://www.icrc.org/applic/ihl/ihl-nat.nsf/0/4953f2286ef1f7c2c1257129003696f4/\\$FILE/Constitution%20Malawi%20-%20EN.pdf](http://www.icrc.org/applic/ihl/ihl-nat.nsf/0/4953f2286ef1f7c2c1257129003696f4/$FILE/Constitution%20Malawi%20-%20EN.pdf).
- Marriage, Divorce and Family Relations Bill No. 5 of 2015, *available at* http://www.humandignitytrust.org/uploaded/Library/Other_Material/Malawi_-_Marriages_Divorce_and_Family_Relations_Act_2015.compressed.pdf.