

# Review of legal frameworks regulating ownership rights/marital regimes



- An individual's property rights are dependent on
  - Inheritance laws (daughters and spouses)
  - Marital laws (determine allocation of ownership and management of property during marital union and its dissolution due to death or divorce)
    - Can affect poverty status
    - Ability to raise capital, financial inclusion, access credit

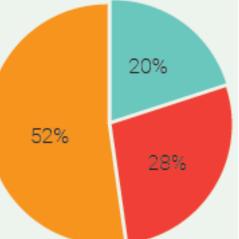
## **Inheritance Laws**



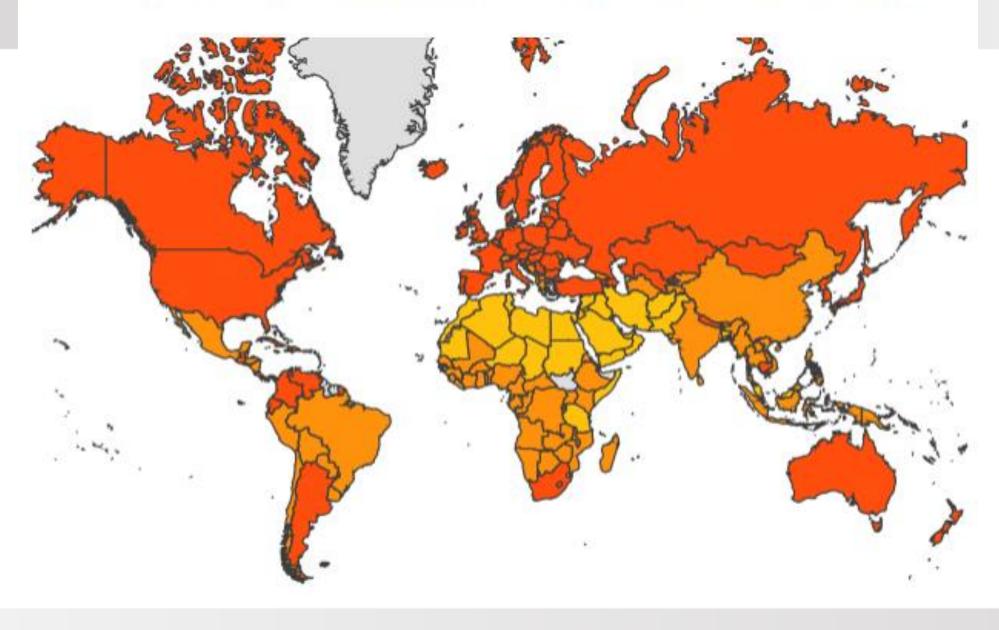
Existing statutory and customary laws restrict women's access to assets Proportion of developing countries where:

Law does not guarantee the same inheritance rights

Law guarantees the same rights, but discriminatory practices against women exist Law guarantees the same rights for women and men



### 10 - Whether or not inheritance rights discriminate against women and girls





The law guarantees the same inheritance rights

The law guarantees the same inheritance rights, but some customary, traditional or religious practices discriminates

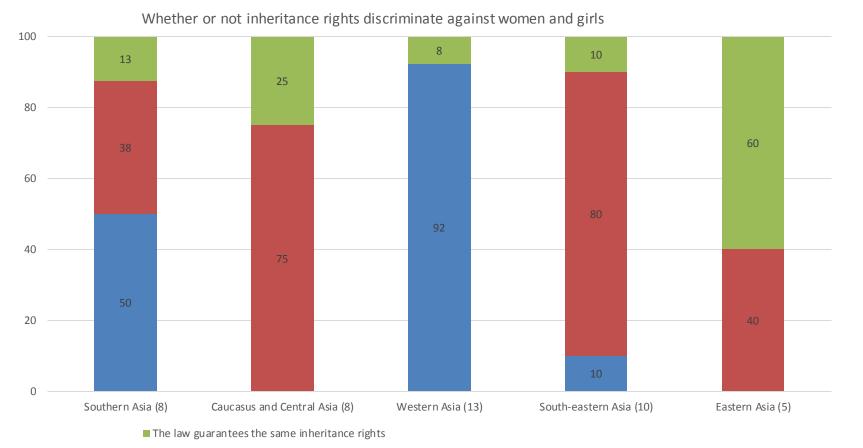
The law does not guarantee the same inheritance rights

No fixed data

No data

## **Inheritance Laws**





The law guarantees the same inheritance rights but some customary traditional or religious practices discriminates

The law does not guarantee the same inheritance rights

#### Source: UN Gender Statistics (https://genderstats.un.org/#/qindicators)



common property regime	partial community property regime	separation of property regime
all assets acquired prior to marriage and all assets acquired during marriage as well as inheritances are considered the joint property of the couple	assets brought into marriage and inheritance remain the sole property of the individual. Only those assets acquired during the marriage become joint property of the couple	no concept of marital or joint property; all assets (purchased or inherited) are considered individual property unless the couple has specifically sought joint ownership for an asset



- Which type of law regarding property ownership within marriage exist in your country?
- In addition to legal framework, are there customary norms that govern the marital regimes?
- Please describe the legal framework and customary norms that govern inheritance regimes in the country.