

Appendix **A**

Scoresheets

**Indicators Based on Constitutions, International
Conventions, and Statutes in Effect as of June 2011**

Table A.1 Scoresheet 1: Ratification of international conventions by African countries

Country characteristics			Convention ratified						Type of state	
Country	Income level (2011)	Legal system	CEDAW	Africa Women's Rights Protocol	ILO Convention 100 (equal pay for work of equal value)	ILO Convention 111 (non-discrimination in employment)	ILO Conventions 4, 41, 89, 1990 Protocol (night work)	ILO Convention 181 (maternity protections)	Monist	Dualist
Angola	Middle Income	Civil	Yes	Yes	Yes	Yes	Yes	No	No	Yes
Benin	Low Income	Civil	Yes	Yes	Yes	Yes	Yes	No	Yes	No
Botswana	Middle Income	Common	Yes	No	Yes	Yes	No	No	No	Yes
Burkina Faso	Low Income	Civil	Yes	Yes	Yes	Yes	Yes	No	Yes	No
Burundi	Low Income	Civil	Yes	No	Yes	Yes	Yes	No	Yes	No
Cameroon	Middle Income	Civil	Yes	No	Yes	Yes	Yes	No	Yes	No
Cape Verde	Middle Income	Civil	Yes	Yes	Yes	Yes	No	No	Yes	No
Central African Republic	Low Income	Civil	Yes	No	Yes	Yes	Yes	No	Yes	No
Chad	Low Income	Civil	Yes	No	Yes	Yes	Yes	No	Yes	No
Comoros	Low Income	Civil	Yes	Yes	Yes	Yes	Yes	No	Yes	No
Congo, Demo. Rep.	Low Income	Civil	Yes	Yes	Yes	Yes	Yes	No	Yes	No
Congo, Rep.	Middle Income	Civil	Yes	No	Yes	Yes	Yes	No	Yes	No
Côte d'Ivoire	Middle Income	Civil	Yes	Yes	Yes	Yes	Yes	No	Yes	No
Equatorial Guinea	Middle Income	Civil	Yes	No	Yes	Yes	No	No	Yes	No
Eritrea	Low Income	Civil	Yes	No	Yes	Yes	No	No	Yes	No
Ethiopia	Low Income	Civil	Yes	No	Yes	Yes	No	Yes	Yes	No
Gabon	Middle Income	Civil	Yes	No	Yes	Yes	Yes	No	Yes	No
Gambia, The	Low Income	Common	Yes	Yes	Yes	Yes	No	No	No	Yes
Ghana	Middle Income	Common	Yes	Yes	Yes	Yes	Yes	No	No	Yes
Guinea	Low Income	Civil	Yes	No	Yes	Yes	Yes	No	Yes	No
Guinea-Bissau	Low Income	Civil	Yes	Yes	Yes	Yes	Yes	No	Yes	No

Kenya	Low Income	Common	Yes	No	Yes	Yes	Yes	No	Yes	No
Lesotho	Middle Income	Common	Yes	Yes	Yes	Yes	No	No	No	Yes
Liberia	Low Income	Common	Yes	Yes	No	Yes	No	No	No	Yes
Madagascar	Low Income	Civil	Yes	No	Yes	Yes	Yes	No	Yes	No
Malawi	Low Income	Common	Yes	Yes	Yes	Yes	Yes	No	Yes	No
Mali	Low Income	Civil	Yes	Yes	Yes	Yes	Yes	No	Yes	No
Mauritania	Middle Income	Civil	Yes	Yes	Yes	Yes	Yes	No	Yes	No
Mauritius	Middle Income	Civil	Yes	No	Yes	Yes	No	No	No	Yes
Mozambique	Low Income	Civil	Yes	Yes	Yes	Yes	No	No	Yes	No
Namibia	Middle Income	Common	Yes	Yes	Yes	Yes	No	No	Yes	No
Niger	Low Income	Civil	Yes	No	Yes	Yes	Yes	No	Yes	No
Nigeria	Middle Income	Common	Yes	Yes	Yes	Yes	No	No	No	Yes
Rwanda	Low Income	Civil	Yes	Yes	Yes	Yes	Yes	No	Yes	No
São Tomé and Príncipe	Middle Income	Civil	Yes	No	Yes	Yes	No	No	—	—
Senegal	Middle Income	Civil	Yes	Yes	Yes	Yes	Yes	No	Yes	No
Seychelles	Middle Income	Common	Yes	Yes	Yes	Yes	No	No	No	Yes
Sierra Leone	Low Income	Common	Yes	No	Yes	Yes	No	No	No	Yes
Somalia	Low Income	Civil	No	No	No	Yes	No	No	—	—
South Africa	Middle Income	Common	Yes	Yes	Yes	Yes	Yes	No	Yes	No
Sudan	Middle Income	Common	No	No	Yes	Yes	No	No	No	Yes
Swaziland	Middle Income	Common	Yes	No	Yes	Yes	Yes	No	No	Yes
Tanzania	Low Income	Common	Yes	Yes	Yes	Yes	No	No	No	Yes
Togo	Low Income	Civil	Yes	Yes	Yes	Yes	Yes	No	Yes	No
Uganda	Low Income	Common	Yes	Yes	Yes	Yes	No	No	No	Yes
Zambia	Middle Income	Common	Yes	Yes	Yes	Yes	No	No	No	Yes
Zimbabwe	Low Income	Common	Yes	Yes	Yes	Yes	No	No	No	Yes

Source: CEDAW, African Union, International Labour Organization, and recent news reports.

Note: CEDAW is the Committee on the Elimination of Discrimination against Women. ILO is the International Labour Organization. — Not available.

Table A.2 Scoresheet 2: Selected features of constitutions of African countries

Country	Income level (2011)	Legal system	Recognizes nondiscrimination based on gender as a guiding principle	Includes specific provision for gender equality	Guarantees private property ownership	Explicitly provides for gender equality in property ownership	Recognizes equal rights to work, right to equal pay for work of equal value, or both	Recognizes customary law as prevailing in certain areas	Grants individuals right to challenge constitutionality of statutes	Grants right to challenge constitutionality of statutes only to executive branch
Angola	Middle Income	Civil	Yes	Yes	Yes	No	No	No	No	Yes
Benin	Low Income	Civil	Yes	Yes	Yes	No	Yes	No	Yes	Yes
Botswana	Middle Income	Common	Yes	No	No	No	No	Yes	Yes	No
Burkina Faso	Low Income	Civil	Yes	Yes	Yes	No	Yes	No	No	Yes
Burundi	Low Income	Civil	Yes	Yes	Yes	No	Yes	No	Yes	No
Cameroon	Middle Income	Civil	Yes	Yes	Yes	No	Yes	No	No	Yes
Cape Verde	Middle Income	Civil	Yes	No	Yes	No	Yes	No	Yes	No
Central African Republic	Low Income	Civil	Yes	Yes	Yes	No	Yes	No	Yes	No
Chad	Low Income	Civil	Yes	Yes	Yes	No	Yes	Yes	Yes	No
Comoros	Low Income	Civil	Yes	Yes	Yes	No	No	No	Yes	No
Congo, Demo. Rep.	Low Income	Civil	Yes	Yes	Yes	No	Yes	Yes	Yes	Yes
Congo, Rep.	Middle Income	Civil	Yes	Yes	Yes	Civil	Yes	Yes	Yes	Yes
Côte d'Ivoire	Middle Income	Civil	Yes	Yes	Yes	No	Yes	No	Yes	No
Equatorial Guinea	Middle Income	Civil	Yes	Yes	Yes	No	No	Yes	No	Yes
Eritrea	Low Income	Civil	Yes	Yes	Yes	No	No	No	Yes	No
Ethiopia	Low Income	Civil	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No
Gabon	Middle Income	Civil	Yes	Yes	Yes	No	Yes	No	Yes	Yes
Gambia, The	Low Income	Common	Yes	Yes	No	No	No	Yes	Yes	No
Ghana	Middle Income	Common	Yes	No	Yes	No	Yes	Yes	Yes	No
Guinea	Low Income	Civil	Yes	Yes	Yes	No	No	No	No	No

Guinea-Bissau	Low Income	Civil	Yes	Yes	No	Yes	No	No	Yes	No
Kenya	Low Income	Common	Yes	Yes	Yes	Yes	No	Yes	Yes	No
Lesotho	Middle Income	Common	Yes	Yes	No	No	Yes	Yes	Yes	No
Liberia	Low Income	Common	Yes	No	Yes	Yes	Yes	Yes	Yes	No
Madagascar	Low Income	Civil	Yes	Yes	Yes	No	Yes	No	No	Yes
Malawi	Low Income	Common	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No
Mali	Low Income	Civil	Yes	Yes	Yes	No	Yes	No	No	Yes
Mauritania	Middle Income	Civil	Yes	Yes	Yes	No	No	No	No	No
Mauritius	Middle Income	Civil	Yes	No	Yes	No	No	No	Yes	No
Mozambique	Low Income	Civil	Yes	Yes	Yes	No	Yes	Yes	Yes	No
Namibia	Middle Income	Common	Yes	Yes	Yes	No	Yes	Yes	Yes	No
Niger	Low Income	Civil	Yes	Yes	No	No	No	Yes	Yes	Yes
Nigeria	Middle Income	Common	Yes	Yes	Yes	No	Yes	Yes	Yes	No
Rwanda	Low Income	Civil	Yes	Yes	Yes	No	Yes	Yes	Yes	No
São Tomé and Príncipe	Middle Income	Civil	Yes	Yes	—	—	—	No	—	—
Senegal	Middle Income	Civil	Yes	Yes	Yes	Yes	Yes	No	No ^a	Yes
Seychelles	Middle Income	Common	Yes	Yes	Yes	No	Yes	No	Yes	No
Sierra Leone	Low Income	Common	Yes	Yes	Yes	No	Yes	Yes	Yes	No
Somalia	Low Income	Civil	Yes	Yes	Yes	No	Yes	Yes	Yes	No
South Africa	Middle Income	Common	Yes	Yes	Yes	No	No	Yes	Yes	No
Sudan	Middle Income	Common	Yes	Yes	Yes	No	Yes	Yes	Yes	No
Swaziland	Middle Income	Common	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No
Tanzania	Low Income	Common	Yes	Yes	Yes	No	Yes	No	Yes	No
Togo	Low Income	Civil	Yes	Yes	Yes	No	Yes	No	Yes	Yes
Uganda	Low Income	Common	Yes	Yes	Yes	No	Yes	Yes	Yes	No
Zambia	Middle Income	Common	Yes	Yes	Yes	No	No	Yes	Yes	No
Zimbabwe	Low Income	Common	Yes	Yes	No	Yes	No	Yes	Yes	No

Source: National constitution of each country.

Note: — Not available.

a. By statute, citizens can bring constitutional challenges in the high or ordinary courts.

Table A.3 Scoresheet 3: Legal recognition of and limitations on customary and religious law in African countries

Country	Country characteristics		Constitutional recognition					Statutory recognition						
	Income level (2011)	Legal system	Constitution recognizes customary law and prohibits discrimination with a clear test (such as a bill of rights)	Constitution recognizes customary law and explicitly exempts it from nondiscrimination provisions	Constitution is silent about customary law	Constitution formally recognizes religious law	Constitution explicitly limits ability of religious law to discriminate based on gender	Customary law is granted statutory recognition as source of law	Explicit statutory recognition limits customary law based on nondiscrimination (such as a bill of rights or repugnancy test)	Religious law has statutory recognition as source of law	Statutes limit ability of religious law to discriminate based on gender	Establishment of formal customary courts	Recognition of informal customary courts	State formally recognizes religious courts
Angola	Middle Income	Civil	No	No	Yes	No	n.a.	No	n.a.	No	n.a.	No	No	No
Benin	Low Income	Civil	No	No	Yes	No	n.a.	No	n.a.	No	n.a.	No	No	No
Botswana	Middle Income	Common	No	Yes	No	No	n.a.	Yes	Yes	Yes	Yes	Yes	Yes	No
Burkina Faso	Low Income	Civil	No	No	Yes	No	n.a.	No	n.a.	No	n.a.	No	No	No
Burundi	Low Income	Civil	No	No	Yes	No	n.a.	No	n.a.	No	n.a.	No	No	No
Cameroon	Middle Income	Civil	No	No	Yes	No	n.a.	Yes	Yes	Yes	Yes	Yes	No	Yes
Cape Verde	Middle Income	Civil	No	No	Yes	No	n.a.	No	n.a.	No	n.a.	No	No	No
Central African Republic	Low Income	Civil	No	No	Yes	No	n.a.	—	—	No	n.a.	No	No	No
Chad	Low Income	Civil	Yes	No	No	No	n.a.	Yes	Yes	—	—	—	Yes	No
Comoros	Low Income	Civil	No	No	Yes	Yes	No	No	n.a.	Yes	No	No	No	No
Congo, Demo. Rep.	Low Income	Civil	Yes	No	No	No	n.a.	—	—	No	n.a.	Yes	No	No
Congo, Rep.	Middle Income	Civil	No	No	Yes	No	n.a.	No	n.a.	No	n.a.	No	—	No
Côte d'Ivoire	Middle Income	Civil	No	No	Yes	No	n.a.	No	n.a.	No	n.a.	No	No	No
Equatorial Guinea	Middle Income	Civil	Yes	No	No	No	n.a.	Yes	Yes	No	n.a.	No	No	No
Eritrea	Low Income	Civil	No	No	Yes	No	n.a.	No	n.a.	Yes	No	Yes	No	Yes
Ethiopia	Low Income	Civil	Yes	No	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes

Gabon	Middle Income	Civil	No	No	Yes	No	n.a.	No	n.a.	No	n.a.	No	No	No
Gambia, The	Low Income	Common	No	Yes	No	Yes	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes
Ghana	Middle Income	Common	No	Yes	No	Yes	No	Yes	Yes	Yes	Yes	No	No	No
Guinea	Low Income	Civil	No	No	Yes	No	n.a.	No	n.a.	No	n.a.	No	Yes	No
Guinea-Bissau	Low Income	Civil	No	No	Yes	No	n.a.	No	n.a.	Yes	Yes	No	—	No
Kenya	Low Income	Common	Yes	No	No	Yes	Yes	Yes	Yes	Yes	Yes	No	No	Yes
Lesotho	Middle Income	Common	No	Yes	No	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes	No
Liberia	Low Income	Common	Yes	No	No	No	n.a.	Yes	Yes	No	n.a.	Yes	No	No
Madagascar	Low Income	Civil	No	No	Yes	No	n.a.	—	—	No	n.a.	—	Yes	No
Malawi	Low Income	Common	Yes	No	No	No	n.a.	Yes	Yes	Yes	Yes	No	No	No
Mali	Low Income	Civil	No	No	Yes	No	n.a.	Yes	Yes	Yes	No	No	No	No
Mauritania	Middle Income	Civil	Yes	No	No	Yes	No	No	n.a.	Yes	No	No	No	No
Mauritius	Middle Income	Civil	No	Yes	No	Yes	No	No	n.a.	No	n.a.	No	No	No
Mozambique	Low Income	Civil	Yes	No	No	No	n.a.	Yes	Yes	Yes	Yes	Yes	Yes	No
Namibia	Middle Income	Common	Yes	No	No	No	n.a.	Yes	Yes	No	n.a.	Yes	No	No
Niger	Low Income	Civil	Yes	No	No	No	n.a.	Yes	Yes	Yes	Yes	Yes	Yes	No
Nigeria	Middle Income	Common	Yes	No	No	Yes	No	Yes	Yes	Yes	Yes	Yes	No	Yes
Rwanda	Low Income	Civil	Yes	No	No	No	n.a.	Yes	Yes	No	n.a.	Yes	No	No
São Tomé and Príncipe	Middle Income	Civil	No	No	Yes	No	n.a.	No	n.a.	No	n.a.	—	—	No
Senegal	Middle Income	Civil	No	No	Yes	No	n.a.	Yes	No	Yes	No	No	No	No
Seychelles	Middle Income	Common	No	No	Yes	No	n.a.	No	n.a.	No	n.a.	No	No	No
Sierra Leone	Low Income	Common	No	Yes	No	Yes	No	Yes	Yes	Yes	Yes	Yes	No	No
Somalia	Low Income	Civil	Yes	No	No	Yes	No	—	—	Yes	No	No	No	Yes
South Africa	Middle Income	Common	Yes	No	No	Yes	Yes	Yes	Yes	No	n.a.	Yes	No	No
Sudan	Middle Income	Common	Yes	No	No	Yes	No	Yes	No	Yes	No	Yes	Yes	Yes
Swaziland	Middle Income	Common	Yes	No	No	No	n.a.	Yes	Yes	No	n.a.	Yes	No	No
Tanzania	Low Income	Common	No	No	Yes	No	n.a.	Yes	Yes	Yes	Yes	Yes	No	No
Togo	Low Income	Civil	Yes	No	No	No	n.a.	Yes	Yes	No	n.a.	No	Yes	No
Uganda	Low Income	Common	Yes	No	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	—	Yes
Zambia	Middle Income	Common	No	Yes	No	No	n.a.	Yes	Yes	No	n.a.	Yes	No	No
Zimbabwe	Low Income	Common	No	Yes	No	No	n.a.	Yes	Yes	No	n.a.	Yes	No	No

Source: National constitutions, codes, and statutes.

Note: n.a. = not applicable.

Table A.4 Scoresheet 4: Legal capacity of men and women in African countries

Country	Income level (2011)	Legal system	Husband is formally recognized as head of household	Husband is given right to choose location of marital domicile	Wife requires husband's permission to open bank account	Husband can deny wife permission to pursue trade or profession or to work outside the home
Angola	Middle Income	Civil	No	No	No	No
Benin	Low Income	Civil	No	Yes	No	No
Botswana	Middle Income	Common	Yes	Yes	Yes	No
Burkina Faso	Low Income	Civil	No	Yes	No	No
Burundi	Low Income	Civil	Yes	No	No	No
Cameroon	Middle Income	Civil	Yes	Yes	Yes	Yes
Cape Verde	Middle Income	Civil	No	No	Yes	No
Central African Republic	Low Income	Civil	Yes	Yes	No	No
Chad	Low Income	Civil	Yes	Yes	—	—
Comoros	Low Income	Civil	Yes	No	No	No
Congo, Demo. Rep.	Low Income	Civil	Yes	Yes	Yes	Yes
Congo, Rep.	Middle Income	Civil	Yes	Yes	No	Yes
Cote d'Ivoire	Middle Income	Civil	Yes	Yes	No	Yes
Equatorial Guinea	Middle Income	Civil	No	—	No	No
Eritrea	Low Income	Civil	No	No	No	No
Ethiopia	Low Income	Civil	No	No	No	No
Gabon	Middle Income	Civil	Yes	Yes	No	Yes
Gambia, The	Low Income	Common	No	No	No	No
Ghana	Middle Income	Common	No	No	No	No

Guinea	Low Income	Civil	Yes	Yes	No	Yes
Guinea-Bissau	Low Income	Civil	Yes	Yes	Yes	Yes
Kenya	Low Income	Common	No	No	No	No
Lesotho	Middle Income	Common	No	No	No	Yes
Liberia	Low Income	Common	No	No	No	No
Madagascar	Low Income	Civil	Yes	Yes	No	No
Malawi	Low Income	Common	No	No	No	No
Mali	Low Income	Civil	Yes	Yes	Yes	Yes
Mauritania	Middle Income	Civil	Yes	Yes	No	No
Mauritius	Middle Income	Civil	No	No	No	No
Mozambique	Low Income	Civil	No	No	No	No
Namibia	Middle Income	Common	No	No	No	No
Niger	Low Income	Civil	Yes	Yes	No	Yes
Nigeria	Middle Income	Common	No	No	No	No
Rwanda	Low Income	Civil	Yes	Yes	No	No
São Tomé and Príncipe	Middle Income	Civil	No	No	—	No
Senegal	Middle Income	Civil	Yes	Yes	No	No
Seychelles	Middle Income	Common	No	No	No	No
Sierra Leone	Low Income	Common	No	No	No	No
Somalia	Low Income	Civil	Yes	Yes	—	—
South Africa	Middle Income	Common	No	No	No	No
Sudan	Middle Income	Common	Yes	Yes	No	Yes
Swaziland	Middle Income	Common	Yes	Yes	Yes	Yes
Tanzania	Low Income	Common	No	No	No	No
Togo	Low Income	Civil	Yes	Yes	Yes	Yes
Uganda	Low Income	Common	No	No	No	No
Zambia	Middle Income	Common	No	No	No	No
Zimbabwe	Low Income	Common	No	No	No	No

Source: National family codes and statutes.

Note: — Not available.

Table A.5 Scoresheet 5: Marital property regimes in African countries

Country	Income level (2011)	Marital property regime					Administration of property within marriage				
		Legal system	Default marital property regime	"Community of property" is allowed	Marriage statutes recognize customary marriages	Polygamy is formally allowed	Husband is recognized as head of household and allowed to administer or manage community of property alone Husband must gain wife's consent in managing marital property Husband has power to administer personal property of wife Husband can pay community debts from personal property of wife Husband can use community property to pay own personal debts				
Angola	Middle Income	Civil	Community	Yes	No	No	No	No	No	No	No
Benin	Low Income	Civil	Separate	Yes	No	No	No	No	No	No	No
Botswana	Middle Income	Common	Customary	Yes	Yes	No	No	No	No	No	No
Burkina Faso	Low Income	Civil	Community	Yes	No	Yes	No	Yes	No	No	No
Burundi	Low Income	Civil	Customary	Yes	No	No	No	Yes	No	No	No
Cameroon	Middle Income	Civil	Community	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes
Cape Verde	Middle Income	Civil	Community	Yes	No	No	No	No	No	No	No
Central African Republic	Low Income	Civil	Separate	Yes	No	Yes	No	Yes	No	No	No
Chad	Low Income	Civil	Community	Yes	Yes	Yes	—	—	—	—	—
Comoros	Low Income	Civil	Community	Yes	No	Yes	No	No	No	No	No
Congo, Demo. Rep.	Low Income	Civil	Community	Yes	No	No	No	Yes	No	No	No
Congo, Rep.	Middle Income	Civil	Community	Yes	No	Yes	No	Yes	No	No	No
Côte d'Ivoire	Middle Income	Civil	Community	Yes	No	No	No	Yes	No	No	No
Equatorial Guinea	Middle Income	Civil	—	—	Yes	Yes	—	—	—	—	—
Eritrea	Low Income	Civil	Community	Yes	Yes	No	No	No	No	No	No
Ethiopia	Low Income	Civil	Community	Yes	Yes	No	No	No	No	No	No
Gabon	Middle Income	Civil	Separate	Yes	No	Yes	No	Yes	No	No	No
Gambia, The	Low Income	Common	Separate	No	Yes	Yes	No	No	No	No	No
Ghana	Middle Income	Common	Separate	No	Yes	Yes	No	No	No	No	No
Guinea	Low Income	Civil	No provision	Yes	No	No	No	No	No	No	No
Guinea-Bissau	Low Income	Civil	Community	Yes	No	No	Yes	No	No	No	No
Kenya	Low Income	Common	Separate	No	Yes	Yes	No	No	No	No	No
Lesotho	Middle Income	Common	Community	Yes	Yes	Yes	No	No	No	No	No
Liberia	Low Income	Common	Separate	Yes	Yes	Yes	No	No	No	No	No
Madagascar	Low Income	Civil	Community	Yes	Yes	No	Yes	No	No	No	No

Dowry and bride price						Division of property upon divorce					Inheritance of property								
Dowry legally required (goes straight to wife)	Bride price to her family/wealth legally required	Dowry/bride price legally recognised	Bride price/dowry customarily required	Symbolic/fixed sum (where legally required; amt in statute)	Dowry or bride price are banned	Women in statutory marriages are entitled to some of the marital property upon divorce	Women in customary marriages are entitled to some of the marital property upon divorce	Women in consensual unions are entitled to some of the marital property upon divorce	Marital property is divided equally upon divorce	Wife's nonmonetary contribution is recognized in determining share of property she receives in countries with separate property regimes	Right of women married under statutory law to inherit is recognized	Right of women married under customary law to inherit is recognized	Woman's ability to inherit in a consensual union is recognized	Statutory recognition is granted to customary law in property inheritance (through succession acts; for example)	Nonmonetary contributions to matrimonial property are recognized in determining inheritance	Wife's portion of joint property is recognized in cases of intestate inheritance	Widow has right to remain in and use house and land of husband upon his death, at least until she remarries	Right of maintenance from deceased's estate	Childless women have right to inherit if husband dies intestate
No	No	No	Yes	No	No	Yes	No	Yes	Yes	Yes	Yes	No	Yes	No	Yes	Yes	Yes	Yes	Yes
No	No	Yes	Yes	Yes	No	Yes	No	No	No	No	Yes	No	No	No	No	Yes	Yes	Yes	Yes
—	—	—	Yes	—	—	No	No	No	No	No	No	No	Yes	No	No	No	No	No	No
No	No	No	Yes	No	Yes	Yes	No	No	Yes	Yes	Yes	No	No	No	No	Yes	Yes	Yes	Yes
No	No	yes	Yes	No	No	No	No	No	No	No	No	No	No	No	No	No	No	No	No
No	No	no	Yes	No	Yes	No	No	No	No	Yes	Yes	No	Yes	No	Yes	Yes	Yes	Yes	No
—	—	—	—	—	—	Yes	No	Yes	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes	No	Yes	Yes
No	Yes	Yes	Yes	No	No	—	No	—	—	—	Yes	No	No	No	No	—	—	—	Yes
Yes	Yes	Yes	Yes	No	No	Yes	—	—	Yes	Yes	Yes	—	—	Yes	Yes	—	—	—	Yes
Yes	No	Yes	Yes	No	No	Yes	Yes	No	No	Yes	Yes	Yes	No	Yes	No	Yes	Yes	Yes	Yes
—	Yes	Yes	Yes	Yes	No	Yes	No	No	Yes	Yes	Yes	No	No	No	Yes	Yes	Yes	Yes	Yes
—	Yes	Yes	—	Yes	—	Yes	No	No	Yes	Yes	Yes	No	No	No	Yes	Yes	Yes	Yes	Yes
No	No	No	—	No	Yes	Yes	No	No	Yes	Yes	Yes	No	No	No	Yes	No	No	Yes	Yes
No	No	—	Yes	No	Nob	—	No	No	No	—	No	No	No	No	No	No	No	No	No
No	No	—	Yes	No	Yes	Yes	—	—	Yes	Yes	Yes	No	—	No	Yes	Yes	—	—	Yes
No	No	—	Yes	No	No	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes	No	Yes	No	Yes	Yes	Yes
No	No	—	Yes	No	Yes	Yes	No	No	No	No	Yes	No	No	No	Yes	Yes	Yes	Yes	Yes
—	—	—	Yes	No	No	No	No	No	No	No	Yes	No	Yes	No	No	Yes	No	Yes	Yes
No	No	No	Yes	No	No	Yes	No	No	No	No	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes
Yes	Yes	Yes	—	Yes	No	Yes	No	No	Yes	No	Yes	No	No	No	Yes	No	Yes	Yes	Yes
—	—	—	Yes	—	—	Yes	No	Yes	Yes	Yes	Yes	No	Yes	No	Yes	—	—	—	Yes
Yes	Yes	Yes	Yes	No	No	No	No	No	No	No	Yes	No	No	Yes	No	No	Yes	Yes	Yes
—	—	—	yes	No	No	Yes	No	No	Yes	Yes	Yes	No	Yes	Yes	Yes	Yes	—	—	Yes
—	—	Yes	Yes	No	No	Yes	Yes	No	No	—	Yes	Yes	No	Yes	—	Yes	Yes	—	Yes
—	Yes	yes	Yes	—	—	Yes	No	No	No	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes

continued

Table A.5 Scoresheet 5: Marital property regimes in African countries *continued*

Country	Income level (2011)	Marital property regime					Administration of property within marriage				
		Legal system	Default marital property regime	"Community of property" is allowed		Marriage statutes recognize customary marriages	Polygamy is formally allowed	Husband is recognized as head of household and allowed to administer or manage community of property alone			
							Husband must gain wife's consent in managing marital property	Husband has power to administer personal property of wife	Husband can pay community debts from personal property of wife	Husband can use community property to pay own personal debts	
Malawi	Low Income	Common	Separate	No	Yes	No	No	No	No	No	No
Mali	Low Income	Civil	Separate	Yes	No	Yes	No	Yes	No	Yes	Yes
Mauritania	Middle Income	Civil	Separate	No	No	Yes	No	No	No	No	No
Mauritius	Middle Income	Civil	Community	Yes	No	No	No	Yes	No	No	Yes
Mozambique	Low Income	Civil	Community	Yes	Yes	No	No	No	No	No	No
Namibia	Middle Income	Common	Community	Yes	Yes	No	No	Yes	No	No	No
Niger	Low Income	Civil	Separate	Yes	Yes	Yes	Yes	No	No	No	No
Nigeria	Middle Income	Common	Separate	No	Yes	Yes	No	No	No	No	—
Rwanda	Low Income	Civil	Community	Yes	No	No	No	Yes	No	No	No
São Tomé and Príncipe	Middle Income	Civil	Community	Yes	No	No	No	No	No	No	No
Senegal	Middle Income	Civil	Separate	Yes	Yes	Yes	No	No	No	No	No
Seychelles	Middle Income	Common	Separate	No	No	No	No	No	No	No	No
Sierra Leone	Low Income	Common	Separate	Yes	Yes	Yes	No	No	No	No	No
Somalia	Low Income	Civil	Separate	—	—	Yes	—	—	—	—	—
South Africa	Middle Income	Common	Community	Yes	Yes	Yes	No	Yes	No	No	No
Sudan	Middle Income	Common	Separate	—	Yes	Yes	No	No	No	No	No
Swaziland	Middle Income	Common	Customary	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes
Tanzania	Low Income	Common	Separate	No	Yes	Yes	No	No	No	No	No
Togo	Low Income	Civil	Separate	Yes	Yes	Yes	No	Yes	No	Yes	Yes
Uganda	Low Income	Common	Separate	No	Yes	Yes	No	No	No	No	No
Zambia	Middle Income	Common	Separate	No	Yes	Yes	No	No	No	No	No
Zimbabwe	Low Income	Common	Separate	Yes	Yes	Yes	No	Yes	No	No	No

Source: National family and inheritance codes and statutes.

Note: — Not available.

Dowry and bride price						Division of property upon divorce					Inheritance of property								
Dowry legally required (goes straight to wife)	Bride price to her family/wealth legally required	Dowry/bride price legally recognised	Bride price/dowry customarily required	Symbolic/fixed sum (where legally required; amt in statute)	Dowry or bride price are banned	Women in statutory marriages are entitled to some of the marital property upon divorce	Women in customary marriages are entitled to some of the marital property upon divorce	Women in consensual unions are entitled to some of the marital property upon divorce	Marital property is divided equally upon divorce	Wife's nonmonetary contribution is recognized in determining share of property she receives in countries with separate property regimes	Right of women married under statutory law to inherit is recognized	Right of women married under customary law to inherit is recognized	Woman's ability to inherit in a consensual union is recognized	Statutory recognition is granted to customary law in property inheritance (through succession acts; for example)	Statutory recognition of a minimum share that a wife inherits on the death of her husband	Wife's portion of joint property is recognized in cases of intestate inheritance	Widow has right to remain in and use house and land of husband upon his death, at least until she remarries	Right of maintenance from deceased's estate	Childless women have right to inherit if husband dies intestate
—	—	—	Yes	—	—	No	Yes	No	No	No	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes
Yes	—	Yes	Yes	Yes	No	Yes	No	No	No	No	Yes	No	No	Yes	No	Yes	Yes	Yes	Yes
Yes	—	Yes	Yes	No	No	Yes	No	No	No	No	Yes	No	No	No	No	Yes	Yes	No	Yes
—	—	—	—	—	—	Yes	No	Yes	Yes	Yes	Yes	Yes	No	Yes	No	Yes	Yes	No	Yes
—	—	—	Yes	—	—	Yes	No	No	Yes	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	No	Yes
—	—	—	Yes	No	No	Yes	No	No	No	No	Yes	No	No	Yes	No	Yes	Yes	Yes	Yes
Yes	—	Yes	Yes	No	No	Yes	No	No	Yes	No	Yes	No	No	No	Yes	Yes	Yes	Yes	Yes
—	—	—	—	—	—	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No	—	—	—	—	—
Yes	—	Yes	Yes	No	No	Yes	No	No	No	No	Yes	No	No	No	No	Yes	Yes	No	Yes
No	No	—	—	No	No	Yes	No	No	No	No	Yes	No	No	No	No	Yes	No	—	Yes
—	Yes	Yes	Yes	No	No	Yes	No	No	No	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
—	—	—	Yes	—	—	—	—	—	—	—	Yes	—	—	—	—	—	—	—	Yes
No	No	Yes	Yes	No	No	Yes	Yes	No	Yes	Yes	Yes	Yes	No	Yes	Yes	No	Yes	Yes	Yes
Yes	—	Yes	yes	No	No	No	No	No	No	No	Yes	No	No	Yes	No	Yes	—	Yes	Yes
—	—	—	Yes	No	No	No	No	No	No	No	No	No	Yes	No	No	No	No	No	No
—	No	Yes	Yes	No	No	Yes	Yes	No	No	Yes	No	No	Yes	No	No	Yes	No	No	No
—	Yes	Yes	—	No	No	Yes	No	No	No	No	No	No	No	Yes	No	No	No	No	No
—	Yes	Yes	—	—	—	Yes	No	No	No	No	Yes	No	No	Yes	No	Yes	Yes	Yes	Yes
No	No	No	Yes	No	No	Yes	No	No	No	Yes	Yes	No	Yes	Yes	No	Yes	Yes	Yes	Yes
—	Yes	Yes	Yes	No	No	Yes	Yes	No	No	Yes	Yes	No	Yes	Yes	No	Yes	Yes	Yes	Yes

Table A.6 Score sheet 6: Land Rights in African Countries

Country	Income level (2011)	Legal system	Women's land rights are granted statutory protection under land laws	Statutory recognition is granted to customary law governing ownership or distribution of land	Customary land is exempt from succession	Women are entitled to co-ownership through marriage
Angola	Middle Income	Civil	No	Yes	No	Yes
Benin	Low Income	Civil	Yes	Yes	No	No
Botswana	Middle Income	Common	Yes	Yes	Yes	No
Burkina Faso	Low Income	Civil	Yes	No	No	No
Burundi	Low Income	Civil	No	Yes	Yes	No
Cameroon	Middle Income	Civil	Yes	Yes	No	No
Cape Verde	Middle Income	Civil	—	No	No	No
Central African Republic	Low Income	Civil	Yes	No	No	No
Chad	Low Income	Civil	No	Yes	—	No
Comoros	Low Income	Civil	No	No	No	No
Congo, Demo. Rep.	Low Income	Civil	No	Yes	—	No
Congo, Rep.	Middle Income	Civil	—	No	No	No
Côte d'Ivoire	Middle Income	Civil	Yes	Yes	No	No
Equatorial Guinea	Middle Income	Civil	No	No	No	No
Eritrea	Low Income	Civil	Yes	No	No	No
Ethiopia	Low Income	Civil	Yes	No	No	No
Gabon	Middle Income	Civil	No	No	No	No
Gambia, The	Low Income	Common	No	Yes	No	No
Ghana	Middle Income	Common	Yes	Yes	Yes	No

Guinea	Low Income	Civil	No	No	No	No
Guinea-Bissau	Low Income	Civil	No	Yes	—	No
Kenya	Low Income	Common	Yes	Yes	Yes	No
Lesotho	Middle Income	Common	No	Yes	Yes	No
Liberia	Low Income	Common	No	Yes	No	No
Madagascar	Low Income	Civil	No	Yes	No	No
Malawi	Low Income	Common	Yes	Yes	Yes	No
Mali	Low Income	Civil	No	Yes	No	No
Mauritania	Middle Income	Civil	No	No	No	No
Mauritius	Middle Income	Civil	Yes	No	No	Yes
Mozambique	Low Income	Civil	Yes	Yes	No	No
Namibia	Middle Income	Common	Yes	Yes	No	Yes
Niger	Low Income	Civil	Yes	Yes	No	No
Nigeria	Middle Income	Common	No	Yes	Yes	No
Rwanda	Low Income	Civil	No	Yes	Yes	No
São Tomé and Príncipe	Middle Income	Civil	—	No	No	No
Senegal	Middle Income	Civil	No	No	No	No
Seychelles	Middle Income	Common	No	No	No	No
Sierra Leone	Low Income	Common	No	Yes	Yes	No
Somalia	Low Income	Civil	No	No	No	No
South Africa	Middle Income	Common	Yes	Yes	No	Yes
Sudan	Middle Income	Common	No	Yes	Yes	No
Swaziland	Middle Income	Common	No	Yes	Yes	No
Tanzania	Low Income	Common	Yes	Yes	Yes	Yes
Togo	Low Income	Civil	No	No	Yes	No
Uganda	Low Income	Common	Yes	Yes	Yes	No
Zambia	Middle Income	Common	Yes	Yes	Yes	No
Zimbabwe	Low Income	Common	Yes	Yes	No	No

Source: National family, inheritance, and land codes and statutes.

Note: — Not available.

Table A.7 Scoresheet 7: Restrictions on and Protection of Women's Labor Rights in African Countries

Country	Income level (2011)	Legal system	Statutory protection for nondiscrimination in the workplace	Statutory protection is granted to equal pay for work of equal value	Women face statutory restrictions on industries in which they may work	Pregnant women face statutory restrictions on industries in which they may work	Women face statutory restrictions on hours they may work	Pregnant women face statutory restrictions on hours they may work	Statutory requirements exist providing maternity leave, mandating duration of maternity leave, and way in which it is funded	Mandated minimum duration of paid maternity leave	Mandated percentage of salary to be paid by employer during maternity leave
Angola	Middle Income	Civil	Yes	Yes	No	Yes	No	Yes	Yes	56 days	100
Benin	Low Income	Civil	Yes	Yes	Yes	Yes	No	Yes	Yes	14 weeks	100
Botswana	Middle Income	Common	No	No	No	No	No	No	Yes	12 weeks	25
Burkina Faso	Low Income	Civil	Yes	Yes	Yes	Yes	Yes	Yes	Yes	14 weeks	100
Burundi	Low Income	Civil	Yes	Yes	No	Yes	No	Yes	Yes	12 weeks	50
Cameroon	Middle Income	Civil	Yes	Yes	Yes	Yes	Yes	Yes	Yes	14 weeks	100
Cape Verde	Middle Income	Civil	Yes	Yes	No	Yes	No	Yes	Yes	45 days	Variable formula
Central African Republic	Low Income	Civil	Yes	Yes	Yes	Yes	Yes	Yes	Yes	14 weeks	50
Chad	Low Income	Civil	Yes	Yes	Yes	Yes	Yes	Yes	Yes	14 weeks	50
Comoros	Low Income	Civil	Yes	Yes	Yes	Yes	Yes	Yes	Yes	14 weeks	100
Congo, Demo. Rep.	Low Income	Civil	Yes	Yes	Yes	Yes	Yes	Yes	Yes	14 weeks	67
Congo, Rep.	Middle Income	Civil	Yes	Yes	Yes	Yes	Yes	Yes	Yes	15 weeks	50
Côte d'Ivoire	Middle Income	Civil	Yes	Yes	Yes	Yes	Yes	Yes	Yes	14 weeks	100
Equatorial Guinea	Middle Income	Civil	Yes	Yes	Yes	Yes	No	Yes	Yes	12 weeks	75
Eritrea	Low Income	Civil	Yes	Yes	No	Yes	No	Yes	Yes	60 days	100
Ethiopia	Low Income	Civil	Yes	No	Yes	Yes	No	Yes	Yes	90 days	100
Gabon	Middle Income	Civil	Yes	Yes	Yes	Yes	Yes	Yes	Yes	14 weeks	100
Gambia, The	Low Income	Common	No	No	No	No	No	No	Yes	12 weeks	100

Ghana	Middle Income	Common	Yes	Yes	No	No	No	Yes	Yes	12 weeks	100
Guinea	Low Income	Civil	Yes	Yes	Yes	Yes	No	Yes	Yes	14 weeks	100
Guinea-Bissau	Low Income	Civil	Yes	Yes	Yes	Yes	No	No	Yes	60 days	100
Kenya	Low Income	Common	Yes	Yes	No	No	No	No	Yes	3 months	100
Lesotho	Middle Income	Common	Yes	Yes	Yes	Yes	No	Yes	Yes	12 weeks	0
Liberia	Low Income	Common	No	No	No	Yes	No	No	No	n.a.	n.a.
Madagascar	Low Income	Civil	Yes	Yes	Yes	Yes	Yes	Yes	Yes	14 weeks	100
Malawi	Low Income	Common	Yes	Yes	No	No	No	No	Yes	8 weeks	100
Mali	Low Income	Civil	Yes	Yes	Yes	Yes	Yes	Yes	Yes	14 weeks	100
Mauritania	Middle Income	Civil	Yes	Yes	Yes	Yes	Yes	Yes	Yes	14 weeks	100
Mauritius	Middle Income	Civil	No	No	Yes	Yes	Yes	Yes	Yes	12 weeks	100
Mozambique	Low Income	Civil	Yes	Yes	No	Yes	No	Yes	Yes	60 days	100
Namibia	Middle Income	Common	Yes	Yes	No	No	No	Yes	Yes	12 weeks	80
Niger	Low Income	Civil	Yes	Yes	Yes	Yes	No	Yes	Yes	14 weeks	50
Nigeria	Middle Income	Common	Yes	Yes	Yes	No	Yes	No	Yes	12 weeks	50
Rwanda	Low Income	Civil	Yes	Yes	No	Yes	No	Yes	Yes	12 weeks	67
São Tomé and Príncipe	Middle Income	Civil	Yes	Yes	Yes	Yes	Yes	Yes	Yes	60 days	100
Senegal	Middle Income	Civil	Yes	Yes	Yes	Yes	Yes	Yes	Yes	14 weeks	100
Seychelles	Middle Income	Common	Yes	Yes	No	No	No	Yes	Yes	10 weeks	Flat rate for 10 weeks
Sierra Leone	Low Income	Common	—	—	Yes	—	—	—	—	—	—
Somalia	Low Income	Civil	—	—	—	—	—	—	Yes	14 weeks	50
South Africa	Middle Income	Common	Yes	Yes	No	Yes	No	Yes	Yes	4 months	45
Sudan	Middle Income	Common	No	Yes	Yes	No	Yes	No	Yes	8 weeks	100
Swaziland	Middle Income	Common	Yes	Yes	No	No	No	No	Yes	12 weeks	0
Tanzania	Low Income	Common	Yes	No	No	Yes	No	Yes	Yes	84—100 days	100
Togo	Low Income	Civil	Yes	Yes	No	Yes	No	Yes	Yes	14 weeks	100
Uganda	Low Income	Common	Yes	No	Yes	Yes	No	No	Yes	60 days	100
Zambia	Middle Income	Common	No	No	No	No	No	No	Yes	12 weeks	100
Zimbabwe	Low Income	Common	Yes	Yes	No	No	No	No	Yes	98 days	100

Source: National labor codes and statutes.

Note: — Not available.

