

**MARRIAGE UNDER MYANMAR  
CUSTOMARY LAW**

**PhD DISSERTATION**

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It is well accepted that the law of land based on its own tradition and customs and it is not an exaggeration to say that the religion has also influence on the customary law. Myanmar legal system has her own root since ancient time (Pre-historic and historic periods) and the principal source of Myanmar Customary Law is Dhammathats written by Myanmar Scholars. Myanmar Customary Law is the law applicable to all Buddhist in Myanmar as the personal law which mainly concern with family matters, such as marriage, divorce and matrimonial rights. Marriage is a civil institution and Buddhism is nothing concern with the marriage tie. The outstanding feature of the Myanmar marriage is the consensus and tenant in common of the ownership of family property. There are some requirements for legal marriage, for instance, free consent of the parties, capacity to marry but ceremony is not the essential one. Myanmar Customary Law contains no prohibition forbidding marriage between a Myanmar Buddhist and a person of another race or religion. There may be the problems arising out of mix- marriages. The law and the practice relating to those matters are studied with related international conventions.

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