



# Customary Law and Statutory Jurisprudence in Ghanaian Family Matters: A Theoretical Framework

Esi Afriyie<sup>1</sup>, Kofi Dankson<sup>2</sup>, Amma Asare<sup>1,3</sup>

<sup>1</sup> University for Development Studies (UDS)

<sup>2</sup> Department of Research, Kwame Nkrumah University of Science and Technology (KNUST), Kumasi

<sup>3</sup> Kwame Nkrumah University of Science and Technology (KNUST), Kumasi

**Published:** 10 September 2010 | **Received:** 07 May 2010 | **Accepted:** 26 August 2010

**Correspondence:** [eafriyie@yahoo.com](mailto:eafriyie@yahoo.com)

**DOI:** [10.5281/zenodo.18916484](https://doi.org/10.5281/zenodo.18916484)

## Author notes

*Esi Afriyie is affiliated with University for Development Studies (UDS) and focuses on Law research in Africa.  
Kofi Dankson is affiliated with Department of Research, Kwame Nkrumah University of Science and Technology (KNUST), Kumasi and focuses on Law research in Africa.*

*Amma Asare is affiliated with Kwame Nkrumah University of Science and Technology (KNUST), Kumasi and focuses on Law research in Africa.*

## Abstract

Ghana is a country where customary law plays a significant role in family matters, alongside statutory laws such as the Family Code Act of . The approach is conceptual and analytical, drawing on existing literature and comparative jurisprudence studies. This theoretical framework identifies gaps in legal understanding and proposes recommendations for improving the integration of customarily recognised rights into statutory frameworks. The article recommends a comprehensive review of existing laws and judicial practices to facilitate smoother application of both customary and statutory provisions in family cases.

**Keywords:** *African geography, customary law, jurisprudence, statutory law, legal pluralism, socio-legal studies, comparative family law*

## ABSTRACT-ONLY PUBLICATION

This is an abstract-only publication. The complete research paper with full methodology, results, discussion, and references is available upon request.

✉ **REQUEST FULL PAPER**

**Email:** [info@parj.africa](mailto:info@parj.africa)

Request your copy of the full paper today!

## SUBMIT YOUR RESEARCH

**Are you a researcher in Africa? We welcome your submissions!**

Join our community of African scholars and share your groundbreaking work.

**Submit at:** [app.parj.africa](http://app.parj.africa)



Scan to visit [app.parj.africa](http://app.parj.africa)

**Open Access Scholarship from PARJ**

Empowering African Research | Advancing Global Knowledge