

# CENTRAL VIRGINIA LEGAL AID SOCIETY, INC.



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## **Annulment – 12 Reasons for Annulment in Virginia**

(1) No marriage license - Code of Virginia §20-13. This is voidable - Code of Virginia §20-89.1.

(2) Bigamy - Code of Virginia §20-38.1(a)(1). This is void without decree - Code of Virginia §§20-43 & 20-45.1(a).

(3) Incest - Code of Virginia §§20-38.1(a)(2) & (3). This is void without decree - Code of Virginia §20-45.1(a).

(4) Underage (*i.e.*, between 16 & 18 and did not have parental consent, or under 16 and no pregnancy and did not have parental consent) - Code of Virginia §20-45.1(a). This is void without decree - Code of Virginia §20-45.1(a).

(5) Lacked capacity to consent due to mental incapacity or infirmity - Code of Virginia §20-45.1(b). This is voidable - Code of Virginia §20-45.1(b).

(6) Marriage between persons of the same sex - Code of Virginia §20-45.2. This is void without decree - Code of Virginia §20-45.2.

(7) Fraud or duress - Code of Virginia §20-89.1(a). This is voidable - Code of Virginia §20-89.1(a).

(8) Impotency at marriage - Code of Virginia §20-89.1(b). This is voidable - Code of Virginia §20-89.1(a).

(9) Prior felony conviction unknown to spouse - Code of Virginia §20-89.1(b). This is voidable - Code of Virginia §20-89.1(a).

(10) Wife pregnant at marriage, not by husband & unknown by husband - Code of Virginia §20-89.1(b). This is voidable - Code of Virginia §20-89.1(a).

(11) Husband fathered a child at marriage, not by wife & unknown by wife - Code of Virginia §20-89.1(b). This is voidable - Code of Virginia §20-89.1(a).

(12) Prior prostitution unknown to spouse - Code of Virginia §20-89.1(b). This is voidable - Code of Virginia §20-89.1(a).

*Authorized by Henry McLaughlin, Esq., Executive Director, P.O. Box 12206, Richmond, VA 23241*