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*