Stakeholders at the National Conference on the Review of Electoral Laws

Do you have any area of law that you would like the Commission to develop or review? If so, contact us using the given details

7. HOW TO CONTACT US

The Commission can be reached through:

Postal and physical address:
The Law Commission
Off African Unity Avenue
Filimoni House
City Centre
Private Bag 373
Capital City,
Lilongwe 3, Malawi.

Tel.: +265 1 772 841/822
+265 1 773 996
Fax.: (265) 1 772 532
Email: lawcom@lawcom.mw

LAW COMMISSION

Promoting public participation and good governance through reform and development of the law

1. WHO ARE WE?

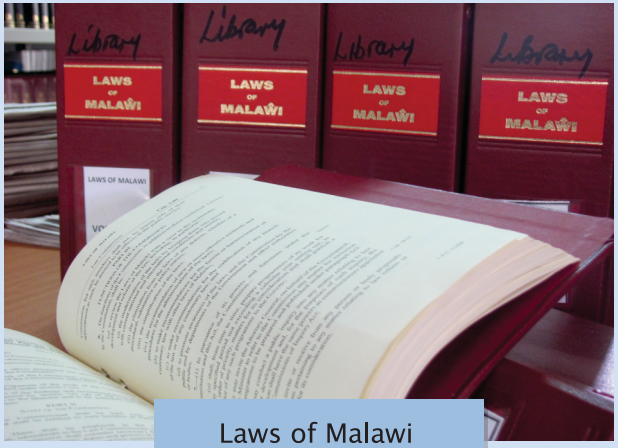
The Law Commission (the Commission) is an independent institution established under Section 132 of the Constitution. The enabling legislation for the Commission is the Law Commission Act (Cap.3:09) which clearly states the mandate of the Commission as follows: to review the Laws of Malawi and make recommendations relating to the repeal, amendment and development of laws; and to promote public awareness on the Constitution and the Laws of Malawi.

2. OUR MISSION

To provide expert advice to Government on law development and reform.

3. OUR VISION

Expert advisers on the law, its reform, development and status in Malawi.



Laws of Malawi

4. STRUCTURAL SET UP

(a) The Secretariat

The Secretariat comprises a salaried Law Commissioner as the head of the institution and other professional, technical and administrative staff subordinate to the Law Commissioner. The Law Commissioner is appointed by the President on the recommendation of the Judicial Service Commission for a term of five years which is renewable.

(b) Special Law Commissions

The Constitution empowers the Law Commissioner, in consultation with the Judicial Service Commission, to appoint such number of persons as are required on account of their expert knowledge of a matter of law being under review by the Commission to constitute the special Law Commission for the review of that matter of law.

These persons are appointed for such a period of time as they are required and they are called Commissioners. Membership of every Commission includes the Law Commissioner.

5. OUR FUNCTIONS

The functions of the Commission are to:

(a) review the laws of Malawi with a view to the systematic development and reform of the law;

(b) make recommendations for the fusion or harmonization of customary law with other laws of Malawi;

(c) make recommendations for the codification of any branch of the law or of any customary law; and

(d) promote awareness of the laws and the Constitution by the public and departments of the Government and other authorities or bodies.

6. CURRENT LAW REFORM PROGRAMMES

The following are the law reform programmes currently underway:

(a) Review of the Witchcraft Act, (Cap. 7:02);

(b) Review of the Public Health Act (Cap. 34:01); and

(c) Review of the Malawi Citizenship Act (Cap. 15:01).