



DEPARTMENT OF JURISPRUDENCE AND INTERNATIONAL LAW

2021_1 EXAMINATION QUESTIONS¹²³⁴

COURSE TITLE: MARITIME LAW 11

COURSE CODE: JIL532

INSTRUCTION: ANSWER FOUR QUESTIONS ONLY

TIME ALLOWED: 3 HOURS

QUESTION NO. ONE IS COMPULSORY

1. Account for the admiralty jurisdiction, enforcement and the writs a successful party can elect to use to reap the fruits of his/her judgment in Nigeria. 25 marks
2. What is a ship mortgage under maritime law? Is ship mortgage different from other means of security for borrowing money from a bank? Explain
3. By virtue of section 57(1) and (2) of the Merchant Shipping Act 2007, the mortgagee is not by reason of the mortgage, regarded as the owner of the ship. But if the situation arise for a mortgagee to realize his security he has owner-type rights conferred on him, but only such rights as and necessary for the enforcement of the security. Justify this statement from your understanding of ship mortgage.
4. Under the Merchant Shipping Act of 2007 certain inventory have been categorized as maritime liens on ship and this category takes precedent and has to be settle before any maritime liens. Do you concede or not why?

5. What is Cabotage? The Nigerian Cabotage Regime Pursuant to section 22 of the Cabotage Act 2003 that vessels intended for use in cabotage trade are required to be registered in the Special Register for Cabotage Vessels and Ship Owning Companies engaged in Cabotage. However, some vessel are given waiver. Discuss the vessels not affected by the current cabotage regime.

6. A Ship in the course of International voyage sailed through the Egyptian canal collided with another laying by the side without warning that it is in distress. As a maritime judge how do assess the damages of the ship at fault?