



**NATIONAL OPEN UNIVERSITY OF NIGERIA
FACULTY OF LAW
DEPARTMENT OF PUBLIC LAW
2021_2 EXAMINATION QUESTIONS.**

COURSE CODE: PUL443

COURSE TITLE: ADMINISTRATIVE LAW 1

CREDIT UNITS: 4

TIME ALLOWED: 3 HOURS

INSTRUCTION: ANSWER QUESTION 1 (ONE) AND ANY OTHER 3 (THREE) QUESTIONS. QUESTION 1 (ONE) ATTRACTS 25 MARKS WHILE OTHERS ARE 15 MARKS EACH.

- 1.(a) Professor Dickinson to some extent summarized the reasons for the growth of administrative law which were inherent in the legal system. Compare and contrast the particular advantages which a system of regulation by government has over one of regulation by law. **10 Marks**
- 1.(b) The study of administrative law is the study of how the President carries out his enormous duties through the ministries, public corporations and other government agencies in accordance with the provisions of the constitution, thus maintaining the rule of law which is the president's primary function. Discuss the functions of administrative law. **15 Marks. Total = 25 marks**
2. The rule of law insists that "the agencies of the Government are no freer than the private individual to act according to their own arbitrary will or whim but must conform to legal rules developed and applied by the courts". The business of the written constitution is to embody these standards in the form of constitutional guarantees and limitations and it is the duty of the courts to protect the individual from a breach of his rights by the departments of the Government or other administrative agencies. Arising from the above, enumerate the main features of the 1999 Constitution. **15 Marks**
3. Examine the powers and functions of the following agencies established by the 1999 Constitution.
 - (i) INEC **7.5 marks**
 - (ii) Federal Character Commission **7.5 marks****Total = 15 Marks**
4. Delegation is considered to be a sound basis for administrative efficiency and it does not by itself amount to abdication of power if restored to within proper limits. Examine the nature and scope of delegated power. **15 Marks**
5. There are criticisms of the constitutional or statutory delegation of legislative power to administrative agencies. Such criticisms are rife amongst adherents of strict application of the doctrines of rule of law and separation of powers. Discuss five (5) of these criticisms. **15 Marks**
6. You have been asked to draft certain rules to regulate the behavior of students living on-campus. What procedural issues will you consider before drafting? **15 Marks**