

NATIONAL OPEN UNIVERSITY OF NIGERIA

UNIVERSITY VILLAGE, PLOT 91 NNAMDI AZIKWE EXPRESS WAY JABI, ABUJA

FACULTY OF LAW

COURSE CODE: JIL 100

COURSE TITLE: INTRODUCTION TO LAW

CREDIT UNIT: 4

TIME ALLOWED 2 ½ HOURS

***INSTRUCTIONS:** Answer Questions one and any three questions. Question one is compulsory and carries 25 marks while other questions carry 15marks each.*

1. Mr. Owambe is being accused of Murder. He entered into argument with his wife Mrs. Owambe, which resulted in a quarrel, bitter words and insults ensued. In a fit of rage, MrOwambe stabbed his wife with a kitchen knife. He was arrested, kept in Police Custody and bail refused by the Police. On the day Mr. Owambe was arraigned at the High court of Justice, Jos, Plateau State, his lawyer Barrister Overdo, formally applied for his bail, stating that he was a first offender, and the offence he committed was not grievous and severe among other reasons. The judge refused to grant bail on the severity of the offence, stating also, other reasons for refusal.
 - i. Define bail. **5 marks.**
 - ii. Discuss the criteria for grant of bail. **10 marks.**
 - iii. Do the Police have power to grant bail, How is police bail different from court bail? **10 marks.**
2. Discuss the differences between criminal law and civil law. **15 marks.**
3. Discuss the practical hints for reading and understanding statute . **15 marks**

4. Discuss the general considerations or approaches courts adopt in determining whether a contract exists or not. **15 marks**
5. (i) Discuss two common issues which arise in relation to vicarious liability. **7 1/2 marks.**
(ii). Discuss two tests likely to assist in deciding between an employment situation and that of an independent contractor. **7 1/2 marks.**
6. a. Discuss the Three main differences between commercial arbitration and litigation. **15 marks**

b. Discuss the categories of persons whose capacity to enter into a binding contract is limited. and differentiate between individuals who are generally recognized as needing protection from the society. **15 marks.**

