

**NATIONAL OPEN UNIVERSITY OF NIGERIA**

**PLOT 91, CADASTRAL ZONE, NNAMDI AZIKWE EXPRESS WAY, JABI – ABUJA**

**FACULTY OF LAW**

**JANUARY 2018 EXAMINATION**

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**COURSE CODE: JIL 532**

**COURSE TITLE: MARITIME LAW II**

**CREDIT UNIT: 4**

**TIME ALLOWED: 2 ½ hrs**

**INSTRUCTIONS: ANSWER QUESTION ONE AND ANY OTHER THREE QUESTIONS.**

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1. A Nigerian ship registered in Liberia was contracted to carry Goods from Italy to Cape Town, South Africa. During the Voyage the captain discovered the goods were over loaded consequence the ship could not sail at high nautical mile and was about to sink. With reference to the relevant statutory provisions and judicial authorities. Discuss the concept of salvage operation in maritime law, pointing out the criteria for determining the reward and elements of salvage operation. **25 marks**
2. The regulation of pilotage services in Nigeria is by statute. The Legislation fails to set out the duties and responsibilities of a pilot. Under common Law a pilot has a duty to perform. Discuss pilots duty and responsibilities under common law and the types of ships exempted from the pilotage services in Nigeria. **(15 marks)**
3. a. A contract of Marine insurance is an agreement whereby the insurer undertakes to indemnify the assured against marine losses. Otherwise the contract will not be admissible in court. In line with the above statement and with the aid of judicial and statutory authorities discuss types of marine policy.  
  
b. What are the contents of a policy expected in the contract terms? **15 marks**
4. What is General Average contribution in marine adventure and what are the insurer's rights and obligation concerning settlement of general average contribution. In your opinion should general average be retained or abolish? **15 marks**
5. Jurisdiction is a fundamental issue for a Court of Law to first consider before delving into trial otherwise no matter how good the proceedings is well conducted. The judgment amounts to a nullity. Discuss the scope and extend of admiralty jurisdiction of the Nigerian court in maritime matters.  
List at least 7 general maritime claims as provided by S. 2 (3) A-U by the Admiralty jurisdiction Act, 2004. **15 marks**
6. What are the rights and obligation of a Mortgagor in a ship mortgage? Discuss the advantages of Registration of a ship mortgage. **15 marks**

