



NATIONAL OPEN UNIVERSITY OF NIGERIA
14/16 AHMADU BELLO WAY, VICTORIA ISLAND, LAGOS
FACULTY OF LAW
DEPARTMENT OF PUBLIC LAW
2017_2 EXAMINATION QUESTIONS
JANUARY 2018

COURSE CODE: PUL244

COURSE TITLE: CONSTITUTIONAL LAW 11

TIME ALLOWED: 2 ½ HOURS

INSTRUCTION: ANSWER QUESTION 1 (ONE) AND ANY OTHER 3 (THREE) QUESTIONS. (QUESTION 1 (ONE) ATTRACTS 25 MARKS)

1. The Constitution of the federal Republic of Nigeria guarantee various rights to be enjoyed by its citizens. Some call it Fundamental Rights others call it Human Rights. With the aid of statutory and judicial authorities list and explain eight human rights provided under sections 33 to 44 of the 1999 Constitution of Nigeria.

2. Fundamental objectives and directive principles of state policy require the President or the Governor of the state to observe these objectives and principles for the benefit of the citizens. However, the President or the Governor may not observe same. With the aid of statutory or judicial authority explain five of the main principles and objectives. Is it justiciable or not and what is the solution where the president or Governor fails to adhere to these objectives.

3. Explain in details the following terms.

i. Ministerial Responsibility

ii. Judicial powers of the Federation

iii. The doctrine of Ripeness.

4. In criminal matters once an accused is arrested and detained by the police and subsequently arraigned before a court of competent jurisdiction. The Constitution still grants an accused person certain Rights as regards to fair hearing. Failure by a court to observe these rights will lead the Court of Appeal to set aside the judgment no matter how well the proceedings is conducted. Discuss eight of these Rights provided by the Constitution.

5. (a) Describe the qualification, tenure of office and grounds upon which the President of Nigeria may be removed from office.

(b) What is the composition, jurisdiction and appointment of the Chief Justice of Nigeria and other justices of the Supreme Court, the President of the Court of Appeal and other justices of the Court of Appeal?

6.(a) Draw the structure of the Judicial system or the hierarchy of the Nigerian courts in descending order.

(b). Write short notes on any two of the following:

i. prohibition and certiorari

ii. Mandamus

iii. Habeas corpus

iv. Injunctions