



**NATIONAL OPEN UNIVERSITY OF NIGERIA
DEPARTMENT OF JURISPRUDENCE AND INTERNATIONAL LAW
FACULTY OF LAW
2023_1 POP EXAMINATION.**

COURSE CODE: JIL 516

COURSE TITLE: JURISPRUDENCE AND LEGAL THEORY 11

INSTRUCTION: ANSWER 4 QUESTIONS IN ALL. QUESTION NO. ONE IS COMPULSORY

TIME: 3 Hours

1. Burlanqui, in his book *Principles of Natural law*, 1751, said, “Natural Law comprises rules which necessarily agreed with nature and state of man, that without observing their maxims, the peace and happiness of society never preserved.” Justify this statement and explain the tenets of historical school of jurisprudence.
2. Natural Law has many categories but despite this fact, the categories of Natural law is not close. Examine this statement.
3. The School of Natural law has not been completely accepted by other jurists in Jurisprudence. However, different accusations and attacks comes here and there. Elucidate.
4. In what other possible senses can positive law be understood by a students of jurisprudence?
5. According to Savigny, said that the growth of law is the function of the interface or interaction between one generation and another generation. That the strength or weakness of a law found its rudiments to the people in the past.

Is he correct or you have a contrary opinion?

6. Henry Maine discovered 3 stages of legal development while Durkheim perceived law as an index to the level of development within a community. In his research on development he discovered that early societies had levels of social cohesion. Discuss these levels of development discovered by him.