



FULL ANSWERS ON WWW.ISOCHUKWU.COM
NIGERIAN LAW SCHOOL
BWARI – ABUJA

BAR PART I EXAMINATIONS

NIGERIAN LEGAL SYSTEM

WEDNESDAY, SEPTEMBER 14, 2016 TIME ALLOWED: 3 HOURS

ANSWER FIVE QUESTIONS ONLY. ALL QUESTIONS CARRY
EQUAL MARKS.

QUESTION 1

- (a) Section 6(5) of the 1999 Constitution (as amended) vests judicial powers in the superior courts of record. List the superior courts of record in Nigeria.
- (b) Briefly discuss the jurisdiction of three of the courts you outlined above. 15

QUESTION 2

Legal legislations constitute a principal source of Nigerian law, and consists of statutes and subsidiary legislations.

- (a) List and briefly explain five (5) types of Nigerian statutes. 10
- (b) What do you understand by the following:
- Blue Pencil Rule
 - Contra *Prefèrentem* Rule
 - Expressio Unis est exclusio alterius*

QUESTION 3

Write short notes on the following controlling bodies in the legal profession:-

- (a) Council of Legal Education
- (b) Legal Practitioners Disciplinary Committee 10
- (c) Legal Practitioners Privileges Committee
- (d) Briefly explain the following parts of a legislation:-

- i. Long Title
- ii. Enacting Clause
- iii. Enabling Section

QUESTION 4

- (a) What is a "statute of general application"?
- (b) Certain tests have been used by jurists to determine whether or not a statute is of general application. Comment on any four (4) of such tests.

QUESTION 5

- (a) With the aid of decided cases, discuss the characteristics of Customary Law.
- (b) Briefly set out five (5) major differences between Islamic customary law and ethnic customary law.

QUESTION 6

In the course of arguing a brief in the High Court of the Federal Capital Territory (FCT), Abuja, Dengi Esq relied heavily on past decisions of superior courts in order to convince the Judge of his position.

- (a) Briefly explain the two Courts whose decisions would be binding on the High Court, Abuja which the Judge of the High Court of the FCT is bound to follow. 6-5 ✓
- (b) Briefly set out the appointments and compositions of the two Courts identified in (a) above. 6-2
- (c) Assuming that there are conflicting decisions of the Courts discussed above on the point in issue, advise the Court on three possible ways of receiving the conflict. Explain the current position of the Supreme Court with regards to conflicting decisions. 6-1

QUESTION 7

- (a) State the functions of the Nigerian Law Reform Commission.
- (b) State the core functions of the Ministry of Justice in Nigeria.