

BOWEN UNIVERSITY, IWO

COLLEGE OF LAW

SECOND SEMESTER EXAMINATION, 2024/2025 SESSION

COURSE CODE: PUL 201 COURSE TITLE: CONSTITUTIONAL LAW II

Instructions: Answer TWO questions from each section. Each question carries 17½ marks.

Time Allowed: 3 hours

SECTION A

1. At an international conference, a group discussed their ties to Nigeria. Ade was born in Nigeria to parents from Adamawa and Ogun. Taiwo, born abroad, has Nigerian parents. Fiona, an Irish woman married to an Igbo man, was given an Igbo name. Felix, a Swede, has Nigerian grandparents from Kano. Erik, a German, has lived in Gombe for 16 years, taken an oath of allegiance, received a Hausa name and traditional title, and acquired property. Umoru, Nigerian-born, also holds Australian citizenship. Nur, a Turkish woman married to a Nigerian, declined to seek Nigerian citizenship. As a constitutional law student who overheard them, examine the types of Nigerian citizenship applicable to each person, citing relevant statutory authorities. (17½ marks)
 - 2a. Ade a police man in a mufti was at a bar drinking and called his colleague Muktar to come join him, while Muktar was on his way coming, he saw a man Gababa whose face was scruffy (rough) with a suspicious look, he quickly apprehended him without explanation and detained him at the police station for three months. Gababa' sister approached you narrating his ordeal. **As a constitutional lawyer, advise Gababa' sister on the steps to retake and the remedies that can avail Gababa, citing relevant authorities. (9 marks)**
 - b. Shade, a student of Latsgidi State University visited her friend Amara, a student of Grace Chapel University being a faith based institution. Both of them were lamenting on how they are being forced to participate in religious activities in the university. **They have approached you as a constitutional law students on the remedies that can avail each of them, advise them. (8½ marks)**
3. Discuss the process of creating new states in Nigeria under the 1999 Constitution. (17½ marks).
4. (a) Laura and Lanna became sworn enemies when Lanna could not repay the loan she took from Laura. On Laura's instruction, Lanna was arrested and has been incarcerated for three days. All efforts made by Lanna's sister to see her so she can take her blood pressure medication proved abortive. Lanna's sister has come to you for advice if there could be

any remedy that could secure her sister's freedom as she fears for her health. **Kindly advise her. (7 marks)**

- 4b. Dan parades himself as a Pharmacist and operates a pharmacy shop. Dav, who was his former classmate saw him one day plying his trade however, Dav knew that Dan was rusticated in their 400 Level and was unable to finish. He made up his mind to stop Dan from parading himself as a pharmacist immediately and has come to you to advise him as his lawyer. **Advise him. (6 marks)**
- 4c. Highlight the establishment, appointment and constitution of the apex court. (5 ½ marks)
5. The recent order suspending the executive and legislative arms of government in Rivers State generated, and is still generating, a lot of dust with different opinions emerging for and against it. In your view, to what extent is the use and form of Executive Orders in Nigeria by the President legal or not supporting your answer with relevant statutory provisions.
6. It is trite that law making is a traditional function of the legislative arm of government; however, there are instances where such powers to make laws are found in other arms of government. **Examine this statement in relation to the current situation in Nigeria giving three instances, and supporting your answers with statutory provisions.**