

BOWEN UNIVERSITY, IWO, OSUN STATE

COLLEGE OF LAW

SECOND SEMESTER EXAMINATION, 2023-2024 SESSION

COURSE CODE: PIL 422 COURSE TITLE: PUBLIC INTERNATIONAL LAW II

INSTRUCTIONS: Answer two (2) questions from Section A and two (2) questions from Section B.

Each question carries 17 ½ Marks

TIME ALLOWED: Three (3) Hours

SECTION A

1. (a) Examine the various types and means through which the International Court of Justice exercises its jurisdiction.
(b) Despite the functionality of the Security Council, it has received more knocks than praises. The dissatisfaction notwithstanding, the international community has not, and may not be able to resolve this nagging question. **Discuss.**
2. Oceania is a coastal state that is contiguous to the Atlantic Ocean. On its routine surveillance around 10 nautical miles away from its coastline, its coastal guards detected an underwater navigation of Aquaman Republic-owned submarine used for scientific study. The submarine was apprehended and seized. The newly elected President-General of Oceania is obsessed with aggressive revenue generation for the state through expansion of the frontiers of its blue economy. Following the recent scientific discovery that the state is endowed with continental shelf spanning over 250 nautical miles, the President-General ordered the state-owned oil producing corporation to explore exhaustively the entire breath of its continental shelf for petroleum and natural gas. In the same aggressive drive for economic expansion, Oceania signed a treaty with United State of Amapiano to grant mutual navigation permission to cargo ships carrying children to work in the mineral mines of both states. Meanwhile, Aquaman Republic and United State of Amapiano are contiguous neighbours with overlapping territorial seas. There are disagreements between both states regarding the exercise of territorial rights over this maritime area.
As a budding scholar of international law, identify and address the legal issues in the preceding.
3. (a) The determination of the baseline of a coastal state for the purpose of zonation of the ocean may not be as simple as the physical outlook suggests. This is particularly so when the applicable state is an archipelago, has an indented coastline, and an Island or a low tide elevation. **Discuss.**
(b) Appraise the fine line of distinction between counter measures and reprisal.
(c) Examine the international law rules on reservation.

SECTION B

4.
 - (a) Discuss the differences in the legal regimes governing airspace and outer space.
 - (b) Explain briefly the various offences cognizable under international criminal law.
 - (c) The concepts of belligerency and neutrality in international law feature frequently in times of war. The reality, however, is that there cannot be a war without a cause. Against this background, enumerate the factors that are responsible for war under international law.
5.
 - (a) Differentiate between "air law" and "aviation law".
 - (b) Discuss briefly, but accurately, the applicable treaties in air law, pointing out in the process the most significant one in the regulation of air law.
6.
 - (a) The principle of sovereignty of a nation over the air space above its territory is a fundamental one under the Chicago Convention of 1944. **Discuss.**
 - (b) Explain briefly the municipal sources of air law in Nigeria?