



ELIZADE UNIVERSITY, ILARA-MOKIN, ONDO STATE.  
PROF YEMI OSIBAJO FACULTY OF LAW  
SECOND SEMESTER 2018/2019 ACADEMIC SESSION  
BACHELOR OF LAWS (LL.B.) DEGREE EXAMINATION

NIGERIA LEGAL SYSTEM II (PIL 204)

Answer Any Four (4) Questions.  
Time Allowed: 2 ½ Hours

1. Watson, an indigene of Rivers State (Nigeria) and Omolabake, an indigene of Ilara-Mokin are friends. Omolabake is a banker while Watson is a businesswoman. On 1<sup>st</sup> of April 2019, Watson borrowed a sum of One Thousand American dollars from Omolabake and promised to pay by the end of the month. By the time Watson decided to pay the money, she issued a Bill of Exchange which cannot translate into cash. Omolabake, through her counsel, Barrister Agbejoro decided to institute an action in Igbara Oke High Court for raising a fraudulent Bill of Exchange. Barrister Olofo, counsel to Watson raised an objection to the trial that since both of them are Nigerians, customary law should govern the transaction. You have been consulted by Omolabake as her counsel. You are required to do the following:

- A) Make a legal presentation before the court on the appropriate law that should govern the transaction and why. (10 marks)
- B) Would your answer be different from A above assuming that Watson is a native of Jambaputra in India? (5 marks)

2. (a) Chief Tanumowei was arrested and arraigned in Agadagba High court on a Ten Count charges of illegal fishing on the Atlantic Ocean, contrary to International law. As an exposed and wealthy oil magnate, he decided to hire an expert in International law, Professor Launterpacht (A professor of law from Oxford University, London) to defend him in the criminal matter. Can Professor Launterpacht act as his counsel? If the answer is yes, how should he go about it and what are the possible challenges he is likely to face? 9 marks

(b) Upon enrolment, a lawyer has the right of audience in all Nigerian Courts subject to certain limitations. With the aid of statutes, list these limitations. 6 marks

3. Professor Segelu is the current National President of the Academic Staff Union of Universities (ASUU). Sometimes in March 2019, the Union led by the President went on a one week warning strike over the inability of the Federal Government of Nigeria to honour the 2009 Memorandum understanding entered into by both the parties. After the warning strike, the Union has written to the Federal Government of their intention to embark on an indefinite strike which is scheduled to commence on 1<sup>st</sup> of August 2019. The letter was signed by the under-listed Professors: Professor Abiodun Ajomale,