

NAME OF EXAMINATION: HARMATTAN SEMESTER (2012/2013)

SUBJECT: CONSTITUTIONAL LAW (DIL 104)

INSTRUCTION ANSWER 4 QUESTIONS IN ALL

TIME: 2 1/2 Hours

1. President Abraham Lincoln of the United States of America rightly defined Democracy as

"A government of the people, by the people, for the people"

Discuss the features of a Democratic government as practised in present day Nigeria.

2. What is Federalism? *is a system of government whereby powers are shared with the central government and the component unit*
Examine the merits of Federalism. *It is written / rigid constitution, It is a bi-cameral legislature, it protect the interest of minority ethnic group*
3. "Political liberty is to be found only when there is no abuse

Of power. Experience shows that every man invested with

power will abuse it.....To prevent this abuse it is necessary

from the nature of things that one power should check on another"

Baron De Montesquieu in his book "The Spirit of The Law". With the aid of Judicial and statutory provisions critically Analyse the concept of "Checks and Balances" as practised in Nigeria.

4. The 1999 constitution is referred as the 'Grundnorm' in which the Nigeria's democracy is based on. Discuss the concept of constitutional supremacy under the 1999 constitution.

5. The Rule of Law is better than the Rule of Man. Discuss

6. Alhaji Ibrahim and Otunba Johnson are both renowned politicians in Nigeria, They both aspire to be the presidential candidate under the platform of PEOPLE FREEDOM PARTY. As provided by the party's constitution, they bought and filled their candidacy form and made known their intentions to Chief Mbakwe Collins the party's chairman who consented. Six months later Chief Magnus informed Alhaji Ibrahim to withdraw his form and step down on the grounds that he has been indicted for fraud by a tribunal set up by the National Assembly to the tune of 3 BILLION NAIRA when he was the chairman of the Nigerian Ports Authority. Chief