



NATIONAL OPEN UNIVERSITY OF NIGERIA
14/16 AHMADU BELLO WAY, VICTORIA ISLAND, LAGOS
SCHOOL OF LAW
JUNE/JULY 2013 EXAMINATION

COURSE CODE: LAW 241

COURSE TITLE: HUMAN RIGHTS LAW 1

TIME ALLOWED: 3 Hours

INSTRUCTIONS: Answer any 5 questions.
carry equal marks

All questions

1. Ernest and Oturkpo have been courting for three years. Ernest aged 21 is a Christian male from Delta State and Oturkpo aged 15 is a Hindu female from Yola State. Parents of both parties have refused to give their consent for this marriage. Oturkpo's parents forcefully removed her from her A' Level college and transferred her to Pandam, a remote community with no educational or communication facility. Oturkpo is unable to establish contact with Ernest, from Pandam. Her Parents arranged for her marriage with Raja a Buddhist from Yenagoa. Against all odds Ernest makes his way to Pandam and rescue Oturkpo. He is arrested, detained and beaten on the orders of the DPO at Pandam.

i. Identify the legal issues in the above matter.

2. Explain in detail the Right to fair hearing via the help of decided cases.

3. Bayo was dragged to the market square naked and beaten in public by his elder brother Chukwuma for taking corn from Sidi's farm without her permission. Totally humiliated by the treatment meted out to him, Bayo decides to sue his elder brother for breach of his Fundamental Human Rights.

i. Describe what is a Fundamental Human Right?

ii. With the help of decided cases describe breach of which Right Bayo is likely to allege?

4. Briefly describe the Right to acquire and own immovable property anywhere in Nigeria.

5. Briefly discuss what restrictions have been imposed by the Constitution of Nigeria on the Right to Life?

6. Briefly discuss the following treaties/organizations and their objectives stating their effectiveness or otherwise and changes implemented to curb their perceived inadequacies where they exist.

i) The ECJ

ii) The ECHR

7. Briefly discuss the evolution and development of the ECSR.

8. Fatima and Ayo have been dating for quite some time. Fatima's ex-boyfriend Yusuf becomes jealous. He subjects Ayo his sub-ordinate in the Navy to 'fatigue' at every given opportunity to prevent Ayo from having the energy to go on a date with Fatima after the close of work daily.

Which if any of Ayo's fundamental Human Rights been infringed? Can he bring a legal action under the circumstance? If yes, against whom? What possible remedy can he expect to receive?

9a. Briefly discuss the concept "Isotimia".

9b. "Power concedes nothing without demand..." (John Tocke). Discuss your position on this statement in detail with the help of at least two decided cases in respect of the Nigerian Governments attitude towards respect for Human Rights.