



**NATIONAL OPEN UNIVERSITY OF NIGERIA**  
**14/16 AHMADU BELLO WAY, VICTORIA ISLAND, LAGOS**  
**FACULTY OF LAW**  
**DEPARTMENT OF COMMERCIAL LAW**  
**JANUARY 2018 EXAMINATION**

**COURSE CODE: CLL (MBA) 804**  
**LAW**

**COURSE TITLE: BUSINESS AND COMPANY**

**TIME ALLOWED: 3 HOURS**

**INSTRUCTIONS: ANSWER FOUR QUESTIONS.**

1. Ben Gares, a wealthy European businessman intends to set up a business in Nigeria. He has come to you to advice him on the legal rules he needs to take cognisance of and there sources.
2. Adumbrate the elements of a valid contract.
3. Discuss the distinction between a condition and warranty.
4. What are the remedies available to an agent?
5. Discuss the jurisdiction of the following:
  - (a) Seyi plans to appeal the decision of the national industrial court that was not given in his favour.
  - (b) Ahmed is unhappy with the decision of the Sharia Court of Appeal that granted full custody of his children to his former wife and a hundred thousand naira in monthly child support upon the dissolution of there marriage. He feels the amount of money is high and he should be granted joint custody of his children.
  - (c) The just concluded presidential elections brought in Yawa as the winner. His opponent Yaro plans to bring an action in court as a result of massive rigging and impropriety that occurred during the elections.
6. Write short notes on the following:
  - (a) Factor Agent
  - (b) Hire Purchase
  - (c) Jurisdiction of the State High Court