

NATIONAL OPEN UNIVERSITY OF NIGERIA
PLOT 91, CADASTRAL ZONE, NNAMDI AZIKWE EXPRESS WAY,
JABI - ABUJA
FACULTY OF LAW
JANUARY 2018 EXAMINATION

COURSE CODE: CIL 307

COURSE TITLE: LAW OF BANKING AND INSURANCE II

CREDIT UNIT: 4

TIME ALLOWED: 2 ½ HOURS

**INSTRUCTIONS: ANSWER QUESTION ONE AND ANY OTHER
THREE QUESTIONS**

- 1) Chief Adewale a Car Seller with is office located in Isaac John Street, Ikeja, Lagos State had comprehensive insurance cover on theft and accident o all his vehicles. At the just concluded Lagos car exhibition Dr. Bankole a friend of Chie Adewale bought a FJ Cruiser Toyota from Chief Adewale and the entire vehicles document was transferred to Dr. Bankole inclusive of a document purporting to assign the insurance cover on the car at JOKE INSURANCE COMPANY to him. Chief Adewale also wants to travel out of the country and on a ground of friendliness, he assigned his Life Policy in AMULUDUN INSURANCE COMPANY to Dr. Bankole who kept the information and documentation private and secret to himself alone and this fact was unknown to the insurer. While Dr. Bankole was taking the car to show his parent in Ijebu the day after the purchase, some group of armed bandit disposes him of the car. He also learnt some days after that Chief Adewale fell sick and died in London. Dr. Bankole has written the JOKE INSURANCE COMPANY and AMULUDUN INSURANCE COMPANY to claim the benefits of the policies on his car theft and death of Chief Adewale. Advise him as to the propriety and likelihood of the success of the claims.
- 2) The understanding of the concept of Insurance is one which can be derived and deduced not only from the operational definition but from the relational statutory and judicial description, the purpose it sets out to achieve and its overriding benefits. Discuss

- 3) Insurance whether as a concept or practise is not in any way subjected or limited to a particular brand, but has its beauty entrenched in a host of operational varieties; examine this in the light of the nature of its contract and general characteristics.
- 4) Insurance underwriting is more than just a professional and procedural nomenclature; it encompasses a whole lot of values, factors, procedures and obligations that makes the process worthwhile and impactful Venture. Discuss
- 5) Give a vivid and concise examination of the following concepts in insurance
 - a. Offer and Acceptance in insurance
 - b. Counter Offer in insurance
 - c. Insurance Brokers
 - d. Insurer
 - e. Loss Adjuster
- 6) A contract of insurance was meant to indemnify the assured and not to enrich him over and above that which was necessary to enable him recoups his loss". Critically discuss this statement.