



NATIONAL OPEN UNIVERSITY OF NIGERIA
UNIVERSITY VILLAGE, PLOT 91, NNAMDI AZIKWE EXPRESSWAY,
JABI, ABUJA
FACULTY OF LAW
JULY 2017_1 SEMESTER EXAMINATION

Course Code: LAW 241
Course Title: HUMAN RIGHTS LAW I
Course Unit: 4 UNITS
Time Allowed: 2½ HOURS
Instruction: ANSWER QUESTION 1 (ONE) AND ANY OTHER 3 (THREE) QUESTIONS. (QUESTION 1 (ONE) ATTRACTS 25 MARKS)

1. Alex, a fifteen year old boy opened a bank account, and was issued with a silver-coloured debit card. On his way to use the ATM machine for the first time, he took the card from his pocket and fingered it as he walked along the street. Mbude, a Police Officer, saw something that looked metallic in Alex's hand, and thought that it might be a knife. He knocked Alex to the ground and then knelt on Alex's back to subdue him while he searched Alex's jacket for weapons. Finding only the debit card, he pulled Alex to his feet, and told him that he was arresting him in order to establish his identity. Alex was taken to the police station, where he was refused permission to call his family or speak to a lawyer. The police took his fingerprints and a sample of his DNA after a series of questions were asked. After thirty-eight hours in police custody, Alex was told that the police had established his identity and that he was free to leave.
 - (a) In the light of reported case law and other sources of law, consider the legality of the actions of the police.
 - (b) Explain what sources of legal advice and funding might be available to Alex if he wishes to sue the police.
2. A person shall not be deprived of his life save as provided for in the 1999 Constitution of Nigeria. Discuss citing relevant authorities.
3. Ladun, a 300 Law student of the National Open University of Nigeria was severely beaten by a Police officer, tied to his vehicle and dragged along the road for disobeying the instruction of the officer. Kindly advise Ladun on his Fundamental Human Rights in this regard.
4. Critically analyse in relation to Nigeria, the right to freedom of peaceful assembly and association.
5. Explain how the provisions of the Civil and Political rights as enshrined in the African Charter and UNDHR of 1948 can be enforced in Nigeria.

6. The concept of generation of rights is notorious under Human Rights law. Critically analyse the extent to which first generation rights are enshrined and enforced under the 1999 Constitution of the Federal Republic of Nigeria.