



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

COURSE CODE: JIL 515

COURSE TITLE: JURISPRUDENCE AND LEGAL THEORY

CREDIT UNIT: 3

TIME ALLOWED: 2 ½ hrs

INSTRUCTIONS: ANSWER FOUR QUESTIONS IN ALL. QUESTION ONE IS COMPULSORY.

1. What is legal personality? With the aid of relevant cases and statutory provisions, comment on the seven different theories of legal personality.
2. Comment exhaustively on the relationship between law and justice. Does law have and relationship with religion?
3. “I want to make the point that there are many meaning of the word ‘possession’, that possession can only be usefully defined with reference to the purpose in hand; and that possession may have one meaning in one connection and another meaning in another”. SHARTOL, *Meanings of Meaning*. **Discuss**
4. “Ownership is simply a convenient method of denoting as a unit a multitude of claims. Ownership, therefore, can be treated apart from these component elements. The component elements constitute the content of ownership and not ownership itself. Thus a person may retain his ownership of a thing and yet part with some of his claims. **Discuss**.”
5. Write short but critical note on the following:
 - i. Customary Law
 - ii. Law and Morality
 - iii. Rights and Duties
 - iv. Retributive Theory of Justice
6. “The doctrine of judicial precedent is peculiarly of common law origin and what is more it is judge made and not statutory. The doctrine was imposed on the judges by the judges themselves and by nobody else. It is often said that judges intend to dispense justice in the sense that like cases must be treated alike and that the doctrine of judicial precedent is a way by which we can achieve certainty in the law”. **Critically examine this statement.**