

JIL211 List of Questions

Latex formatted questions may not properly render

Q1 The head of the judiciary at the state level is the

- ☐ Attorney General and commissioner of Justice
- ☐ The permanent secretary ministry of justice
- ☐ Chief Registrar of the High court
- ☐ Chief Judge

Q2 The office that has the constitution power to discontinue, take over of cases in court signed by

- ☐ Solicitor General
- ☐ Attorney General where applicable at Federal and State
- ☐ State counsel on behalf of A. G.
- ☐ Private legal practitioner

Q3 The chief Law officer of the federation is

- ☐ The Chief Justice of the federation
- ☐ The Chief judge of the state
- ☐ The Attorney General of the Federation
- ☐ The solicitor General of the Federation

Q4 The qualities of a Judge are good sound judgement based on knowledge of the law, willing to study and sides♦?♦..opening accordind to:

- ☐ Lord Denmig
- ☐ Lord Mackay
- ☐ Lord Succrotian
- ☐ Lord Hart

Q5 Judicial immunity applies to:

- ☐ Magistrate and judges
- ☐ Prosecutor
- ☐ State Counsel
- ☐ Registrars of courts

Q6 A judicial officer who ceases to be a judicial office cannot appear in any court of law. This applies to

- ☐ judge of the High court
- ☐ Justice of the court of Appeal
- ☐ Justice of the Supreme court
- ☐ Chief Magistrate

Q7 One of the following cannot be appointed into a judicial office

- ☐ 20 years standing at the Bar
- ☐ Legal practitioner of 5 years post-call
- ☐ 6 months post-call legal practitioner
- ☐ Serving member of state judicial commission

Q8 Who is a judicial officer♦?♦. except

- ☐ Sharia court of Appeal judge
- ☐ Justice of the Supreme court
- ☐ Chief Magistrate
- ☐ Customary court of Appeal judge

Q9 A judicial officer stands remove under the following conditions except

- ☐ unable to perform the function
- ☐ dies
- ☐ on leave of absence
- ☐ Resigns or retires

Q10 For a person to qualified appointment as justice of the court of Appeal must have been so qulaified for a period of

- ☐ 10 years post-call
- ☐ 12 years post-call
- ☐ 15 years post-call
- ☐ 10 years graduation from LLB

Q11 The justices of the Supreme court are appointed by the president on the recommendation of

- ☐ Federal judicial service commission
- ☐ State judicial service commission
- ☐ National judicial council
- ☐ The Governor of a State

Q12 The current nomenclature of the Head of the supreme is:

- ☐ Chief justice of the federation
- ☐ Chief justice of the Republic of Nigeria
- ☐ Chief Justice of Nigeria
- ☐ All of the above

Q13 Nigeria became a federation in the year

- ☐ 1960
- ☐ 1954
- ☐ 1958
- ☐ 1963

Q14 The Federal High court was formerly known as:

- ☐ Federal Revenue court
- ☐ Federal High Court
- ☐ Federal Electoral court
- ☐ All of the above

Q15 The Court of Appeal was formally known as:

- ☐ Federal Revenue court
- ☐ Federal supreme court
- ☐ Federal court of Appeal
- ☐ National industrial court

Q16 Superior courts of record comprises of the following except

- ☐ High court and Federal High court
- ☐ Supreme court and court of appeal
- ☐ Chief Magistrate and upper court
- ☐ Sharia court of appeal and customary court of appeal

Q17 Remuneration and emolument of superior judges are charged in the

- ☐ joint account of the Federal and State
- ☐ Trust fund of the federation
- ☐ consolidated fund
- ☐ Federation account

Q18 The general recognition of the role of the judiciary as defender of the rights guaranteed by constitution and insurance against arbitrariness according to

- ☐ Hon. Justice Emmanuel Ayoola
- ☐ Hon. Justice Nnamani
- ☐ Hon. Justice Nikitobi
- ☐ Hon. Justice Muhan Uwais

Q19 The importance function discharged by courts in sustaining order, peace, harmony and happiness is best appreciated and there is a small organ in the body of a man

- ☐ president Muhammad Buhari
- ☐ General Abdulsalam Abubakar
- ☐ Alhaji Shehu Shagari
- ☐ General Ibrahim Babangida

Q20 A person/individual fundamental rights can be enforced in which court

- ☐ The supreme court
- ☐ court of Appeal
- ☐ The High court of a state
- ☐ The Chief magistrate court

Q21 In what case was it stated that it is possible for a precedent to be persuasive in one Court and authoritative in another?

- ☐ DPP v. Smith
- ☐ Henderson v. Folkestone Waterworks Co
- ☐ Wilkes v. Godwin
- ☐ Ribeiro v. Chahin

Q22 Which of the following does not fall under the realist school of law?

- ☐ international law
- ☐ customary law
- ☐ constitutional law
- ☐ the Judges rules

Q23 Which of this court is the apex court in Nigeria?

- ☐ High court
- ☐ Court of Appeal
- ☐ National Industrial
- ☐ Supreme court

Q24 Who referred to judicial precedent as 'dog's law'?

- ☐ Bentham
- ☐ Goodheart
- ☐ Maitland
- ☐ Holmes

Q25 Which of these did not emanate from natural law?

- ☐ the concept of reasonableness
- ☐ Apartheid law
- ☐ the colour Bar in America
- ☐ Freedom of Information Act

Q26 Which of these is not a distinction between common law and equity?

- ☐ common law is rigid while equity is flexible
- ☐ common law remedies are insufficient while equitable remedies are wide
- ☐ common law acts in personam while equity acts in rem
- ☐ common law provides rules and principles while equity follows the law

Q27 According to _____, the motive of the law was to protect the vested interests that are desirable to the ruling class

- ☐ Aristotle
- ☐ Vyshinsky
- ☐ Karl Marx
- ☐ Cicero

Q28 In Nasir v. Bouari, the court interpreted a statute on

- Q42 which of these is a private law report?**

- ☐ All Nigerian Law Report
- ☐ Nigerian Weekly Law Report
- ☐ Western Nigerian Law Report
- ☐ all of the above

Q43 which of these is not a delegated legislation?

- ☐ rules of courts
- ☐ court judgements
- ☐ local government by laws
- ☐ all of the above

Q44 a convention is

- ☐ an accepted use of practice which later becomes binding
- ☐ an accepted use of practise which is not binding
- ☐ a presidential proclamation during pre colonial nigeria
- ☐ a presedential proclamation post independence Nigeria

Q45 After General Pako took over power in 1972 he dismissed Justice Locus (the then Chief Justice of the Federation) without regard to the Constitution. Advise Justice Locus in the light of Decree No. 5 of 1972

- ☐ Decree No. 5 of 1972 gives the Head of State power to appoint and dismiss the CJ
- ☐ The CJ can seek redress at the Supreme Court
- ☐ The CJ can challenge his dismissal before the Supreme Military Council
- ☐ The CJ should leave the matter to God

Q46 The aim of the Bill of Rights was the constitutional safeguard against

- ☐ the colonialist
- ☐ violation of human rights
- ☐ universal franchise
- ☐ maintenance of the Army and Air Force

Q47 All but one is not a form of statute

- ☐ Ordinances
- ☐ Edicts
- ☐ Regulation
- ☐ Subsidiary legislation

Q48 in a military regime, the supreme military council promulgates

- ☐ decrees
- ☐ Edicts
- ☐ decrees and Edicts
- ☐ ouster clauses

Q49 a lower court cannot refuse to follow the decision of a superior court unless

- ☐ the facts of both cases are dissimilar
- ☐ the ratio of the previous case has been overuled by a superioir court
- ☐ there is a conflicting decision by the superior court
- ☐ all of the above

Q50 The type of approach where the Judge first considers the ordinary meaning of the statutory word or expression in the general context of the Statute before proceeding to consider other rules is _____

- ☐ analytical
- ☐ functional
- ☐ definitional
- ☐ unified

Q51 Suicide was decriminalised in England in 1961

- ☐ 1960
- ☐ 1961
- ☐ 1962
- ☐ 1963

Q52 which of these is untrue about the nature of decrees

- ☐ they are promulgated by fiat
- ☐ the replace the entire constitution
- ☐ they take imediate effect
- ☐ they can be restrospective in nature

Q53 all but one of the following is not a merit of delegated legislation

- ☐ it is useful during emergency situations
- ☐ it allows for professionalism
- ☐ it encourages seperation of powers
- ☐ it is useful during emergency situations

Q54 another name for authentic approach is

- ☐ analytical
- ☐ functional
- ☐ definitional
- ☐ unified

Q55 The realist idea of law is that the purpose of law is

- ☐ to meet man's social ends
- ☐ to be backed by sanctions
- ☐ solve the problem of social stability
- ☐ to meet man's seculsr social needs

Q56 the court took judicial notice of the idi-igi and ori-ojiri custom of the yoruba ladn in

- ☐ Adesubokan v Yinusa
- ☒ Dawodu v Danmole
- ☐ Cole v Akinyele
- ☐ Lewis v Bankole

Q57 the approach of the courts to the problem of interpretation of statutory words are all but one of the following approaches

- ☐ analytical
- ☐ functional
- ☒ definitional
- ☐ unified

Q58 which of these is not a defect of the literal rule?

- ☒ Possibility of enforcing outdated and repealed law despite the
- ☐ A plug in the wheel of social change through the law.
- ☐ Likelihood of an interpretation that is contrary to the intention of
- ☐ Perpetuation of hardship, inconvenience and incongruity

Q59 In Attorney General v. Brown, the _____ rule was applied

- ☐ literal
- ☐ mischief
- ☐ golden
- ☒ ejusdem generis

Q60 _____ is an abrupt change not within the contemplation of the constitution.

- ☐ illegality
- ☒ revolution
- ☐ military rule
- ☐ all of the above

Q61 In the case of _____ it was held that the Land Transfer Act 1875 was not applicable to land in Nigeria

- ☐ Agbamuche V. Warri Divisional Court
- ☐ Att. Gen. V. John Holt & Co.
- ☐ Young V. Abina
- ☒ Chief Young Dede V. African Association Ltd.

Q62 the conflict between common law and equity was settled by

- ☐ the king
- ☐ the chief judge
- ☐ Lord Coke
- ☒ Francis Becan

Q63 Opobo has brought a claim before the Jaja Magistrate Court. He intends to rely on a High Court case that has been overruled by a statute. Advise the magistrate.

- ☐ Since the High Court is superior, the magistrate is bound to apply the case
- ☐ Declare a mistrial
- ☒ The court can decline to apply the high court case since it has been overruled by statute
- ☐ Instruct the parties to withdraw the suit and file it before the high court that decided the other case.

Q64 Who referred to judicial precedent as 'dog's law'?

- ☒ Betham
- ☐ Goodheart
- ☐ Maitland
- ☐ Holmes

Q65 the rule of interpretation where the courts looks into the old law to see what the new law wants to correct is

- ☐ Ejusdem Generis rule
- ☒ Mishief Rule
- ☐ Golden Rule
- ☐ expressio unis est exclusio alterius

Q66 which of these is not a distinction between common law and equity?

- ☐ common law is rigid while equity is flexible
- ☐ common law remedies are insufficient while equitable remedies are wide
- ☒ common law acts in personam while equity acts in rem
- ☐ common law provides rules and principles while equity follows the law

Q67 the decision of the judge is the

- ☒ ratio decidendi
- ☐ obiter dictum
- ☐ stare decisis
- ☐ judgment

Q68 According to Seneca, _____ rent the first happy society

- ☐ War
- ☐ Tyranny
- ☒ Avarice
- ☐ Chaos

Q69 the literal rule of interpretation was applied in

- ☒ R v Bangaza
- ☐ Alake v Pratt
- ☐ R v Princewell
- ☐ Nasr v Bouari

Q70 In line with the case of Fisher & Co. V. Swanikier, when may English statute not be applied in a suit between a European and a Native

- ☐ When the Native is subject to customary law
- ☐ When the European is not English
- ☐ When it may occasion injustice.
- ☐ When the Native is illiterate

Q71 The $\diamond\diamond\diamond\diamond\diamond\diamond$ of rules refers to the belief in the efficacy of the law before enforcement

- ☐ Normative aspect
- ☐ Internal aspect
- ☐ External aspect
- ☐ Substantive aspect

Q72 Which of the following doctrines was not developed by equity?

- ☐ Ademption
- ☐ Marshalling of Assets
- ☐ Conversion
- ☐ Procurement

Q73 According to Bright V. Hutton, why do the courts follow the doctrine of precedent?

- ☐ To preserve respect for the law
- ☐ For equity
- ☐ For timely dispute resolution
- ☐ For certainty

Q74 the supervisory roles of superior courts is usually performed by

- ☐ supreme court
- ☐ court of appeal
- ☐ federal high court
- ☐ state high court

Q75 Under Common Law what happened if there was an error in procedure

- ☐ The whole process was repeated
- ☐ The error was corrected by writ of court
- ☐ The guilty party was made to pay damages
- ☐ The court adjourned the case

Q76 One of the following is not another word for 'treaty'

- ☐ Accord
- ☐ Convention
- ☐ Protocol
- ☐ None of the options

Q77 who were first appointed as Lord chancellors

- ☐ the kings'
- ☐ the judges
- ☐ priest
- ☐ all of the above

Q78 which of these is was not a problem of common law?

- ☐ restrictive application
- ☐ general application
- ☐ inadequate remedies
- ☐ inadequate write

Q79 The case of Paul Odi & Anor V. Gbaniyi Osafire & Anor confirms that

- ☐ Any court can overrule itself
- ☐ The supreme court is not final because it is infallible
- ☐ Judicial precedence is a tool of wicked judges
- ☐ No lower court can overrule a higher court

Q80 the decision of the judge is the

- ☐ ratio decidendi
- ☐ obiter dictum
- ☐ stare decisis
- ☐ judgment