



NATIONAL OPEN UNIVERSITY OF NIGERIA
FACULTY OF LAW, DEPARTMENT OF PUBLIC LAW
Plot 91, Cadastral Zone, Nnamdi Azikiwe Express Way, Jabi – Abuja
2022_2 POP EXAMINATION

COURSE CODE: PUL242
COURSE TITLE: HUMAN RIGHTS LAW II
CREDIT UNIT: 4
TIME ALLOWED: 3 HOURS

Instruction: ANSWER QUESTION 1 (ONE) AND ANY OTHER 3 QUESTIONS. ALL QUESTIONS CARRY EQUAL MARKS (15 MARKS) EXCEPT QUESTION 1 WHICH CARRIES 25 MARKS.

1. Bante is a final year medical student in the University of Otokoro. Miss Bante had started finding life so hard and difficult since 2018 after the death of her father Coolman. Bante's mother could not adequately cater for her and her younger siblings due to the high cost of things in the nation today. To make the matter worse, Mr. Fearless, Bante's uncle has been tormenting her and her mother over their late father's property. Fearless has told them that the tradition in Uleh community where they hail from, is that women have no right to inherit property especially landed ones. Fearless attempted to eject the tenant in late Coolman's house, for paying rent to Bante and her mother instead of him. Bante's mother has advised her and her younger sisters to accept the position of Mr. Fearless and allow peace reign. But with her little exposure, Bante has vowed to resist the attempt by her uncle to dispossess them of their father's property. Being angered with this decision, Fearless has issued many threats to deal with them, one of which threats materialized last month when he physically assaulted Bante and her mother for daring to ask him question over the harvest of the entire pear in their compound. Bante is now making preparations to take some legal actions but is afraid, because everyone in the neighbourhood is warning her that she will lose any suit against Fearless who has the right to treat his brother's property the way he likes and that beating her and her mother does not offend any law because they are women.
 - (a) From the above events, and with the aid of relevant law and conventions, briefly discuss how, and prove that women's rights are indeed human rights and the abuse of women's rights is tantamount to abuse of human rights. **=14Marks**
 - (b) As a human rights lawyer and analyst, educate the government and relevant authorities on what must be done to get rid of abuse of women's rights in Nigeria. **=11Marks**

2. With particular reference to the African society, briefly explain the term ‘self-determination’ and how the right to self-determination arise. **=15Marks**
3. Globally, the rise in armed conflicts and humanitarian issues have made more intricate the problem associated with refugees. With reference to relevant law, give a brief overview of the rights of refugees showing reason(s) why you think that refugees’ rights are a special type of human rights. **=15Marks**
4. With reference to relevant convention(s), briefly discuss women’s rights in relation to international law. **=15Marks**
5. It is trite that children do not measure with adults because, they are young people with limited knowledge and exposure. It is not surprising therefore, in line with the above reality that children’s rights are less than the general human rights. Discuss this position. **=15Marks**
6. (a) With the aid of decided case(s), briefly explain the rule in the enforcement of Fundamental Human Rights by way of Ex-Parte application. **=9Marks**

(b) Identify and briefly explain the main import of Articles 10 and 11 of the *Convention on the Elimination of All Forms of Discrimination against Women*. **=6Marks**