

NLT

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8-10.30

5/2/2020

REDEEMER'S UNIVERSITY

EDE, OSUN STATE



FACULTY: LAW

COURSE CODE /TITLE: PUL 101/ LEGAL METHOD I

NUMBER OF UNITS: Two (2)

FIRST SEMESTER EXAMINATIONS: 2019/2020 SESSION

INSTRUCTIONS: Answer Three (3) Questions in all, at least one from each Section.

TIME ALLOWED: 2½ HOURS TIME: 8.00AM – 10.30AM DATE: 05 FEBRUARY 2020

SECTION ONE

1. (A) Examine three (3) of the theories of Law, stating which of them is adjudged the best for a contemporary society. **(15 Marks)**

(B) Write explanatory notes on any two (2) of the following:

- i) Public Law and Private Law;
- ii) Civil Law and Criminal Law;
- iii) Substantive Law and Procedural Law;
- iv) Municipal Law and International Law; and
- v) Written Law and Unwritten Law. **(5 Marks)**

2. John leased a parcel of land to Ade, upon which Ade proceeded to build a house and to plant trees and gardens, without clearly obtaining John's consent. John now seeks to forcefully eject Ade from the land, and Ade has rushed to consult you for sound legal advice.

Against the background of the evolution of Common Law and Equitable Reliefs, advise Ade on his likely fate. **(20 Marks)**

3. "Alas! Alas! There is no Golden Rule nor is there a Mischief Rule or a Literal Rule or any other Rule at all, instead, there are a thousand and one interpretative criteria." [Francis Bennion *Statute Law* (Longman 1990), cited in Abiola Sanni (ed.) *Introduction to Nigerian Legal Method* (Obafemi Awolowo University Press Ltd., 2006), p.227.]

Discuss. **(20 Marks)**

SECTION TWO

4. (A) When a lawyer is confronted with a given legal problem, they must necessarily employ the tools of legal reasoning. Explain the following tools in the context of legal reasoning and approach to problems:

- i) Facts and Truths
- ii) Legal Rhetoric
- iii) Logic **(15 marks)**

(B) Summarily explain the difference between reason in the law; reason the law; and reason with the law. **(5 Marks)**

5. You have been appointed as the personal assistant to the Chairman, National Judicial Council (NJC). He is slated to present a conference paper in the coming 14th Annual Conference of the NJC scheduled for 3rd February 2020. He has chosen the topic 'Judicial Officers, Legal Reasoning and Approach to Judicial Problems' as his choice of conference paper presentation.

Advise him in detail, on the content of the proposed paper. **(20 Marks)**