



NATIONAL INSTITUTE FOR LEGISLATIVE STUDIES/ UNIVERSITY OF BENIN POST GRADUATE PROGRAMMES

SEMESTER EXAMINATION

Programmes: **MLD**

Session: **2016/2017**

Semester: **2nd Semester**

Course Code: **MLD 806**

Course Title: **Comparative Legislative Drafting**

Instructions:

- i. Answer any **4** questions
- ii. Write your Registration Number **only**
- iii. Time allowed: **3hours**
- iv. Each question carries 17.5marks
- v. Orderly arrangement and good presentation of materials would be considered.

Question One

The Financial Memorandum or estimates of financial implication of a proposed legislative Bill is a supporting document that legislative drafters are required to submit alongside Bills, provide the correct citation and the relevant section of the relevant legislation or Standing Orders that contains this requirement in the following jurisdictions:

- (a) Nigeria's National Assembly-Standing Orders of the Senate (as amended), 2015
- (b) House of Commons, Parliament of the United Kingdom
- (c) Parliament of the European Union.

Provide a brief description of the contents and justification for financial memorandum or estimates of financial implication of a proposed Bill or legislation.

Total 17.5 marks

Question Two

(a) Provide brief description of the major similarities and differences in terms of drafting personnel, structure of legislation, legislation governing legislative drafting, and requirement for publication between the major Legislative Drafting styles in Nigeria namely: the National Assembly, the State Houses of Assembly and LGAs Legislative Assemblies.

(b) Write the Enacting Formulas for National Assembly, and the State Houses of Assembly respectively.

(c) Write two Enacting Formulas for LGAs when (i) there is only a Sole Administrator/Caretaker Chairman Legislative Assemblies; (ii) when there is a duly elected LGA Legislative Assembly.

Total 17.5 marks

Question Three

(a) Provide brief description of the major similarities and differences in terms of drafting personnel, legislation governing legislative drafting, structure of legislation and requirement for publication between the civil law Legislative Drafting styles in France and the Nigerian National Assembly. **(8.75marks)**

(b) Draft a sample of Purpose Clause of a civil law legislation, write a brief explanation of why Purpose Clause is not applied in common law legislative drafting style. **(8.75marks)**

Total 17.5marks

Question Four

(a) Provide brief description of the major features, similarities and differences in terms of drafting personnel, legislation governing legislative drafting, structure of legislation and requirement for publication between the European Union and the Nigerian National Assembly. **(8.75marks)**

(b) Write the Enacting Formulas for European Union. **(8.75marks)**

Total 17.5marks