



UNIVERSITY OF BENIN

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

SEMESTER EXAMINATION

Programmes: MPD
Semester: **1st**
Course Title: **Administrative Law**

Session: 2020/2021
Course Code: MPD 805

Instructions:

- i. Answer any Four (4) Questions, each question carries **17.5marks**
- ii. Time allowed: **3hours** iii. Write your **Matriculation Number Only**
- iv. Orderly arrangement and good presentation of materials will be considered.

Question One

- (a) To what extent is a Pre-Action Notice relevant to litigation? **(3.5marks)**
- (b) Highlight the process of taking action by an individual against the following bodies:
- (i) A Local Government. **(4 marks)**
 - (ii) A State Government. **(4 marks)**
 - (iii) The Independent National Electoral Commission. **(5 marks)**

Question Two

Section 36(1) of the Constitution of the Federal Republic of Nigeria 1999 (as altered) states the exception to the general rule of Separation of Powers.

Discuss with appropriate illustrations.

(17.5marks)

Question Three

Although, Constitutional Law and Administrative Law are different aspects of Public Law, they cannot be divorced. Compare and Contrast between Constitutional Law and Administrative Law.

(17.5marks)

Question Four

With the aid of appropriate examples;

- (a) Distinguish between a Tribunal and a Panel of inquiry. **(7.5marks)**
- (b) Discuss the functions of Tribunals and Panels of Inquiry. **(10marks)**

Question Five

Write notes on the function of any two of the following;

- (i) Economic and financial crime commission **(4.38 marks)**
- (ii) Public Complaints Commission **(4.38 marks)**
- (iii) Independent Corrupt Practice Commission **(4.38 marks)**
- (iv) National Assembly Service Commission **(4.38 marks)**

Question Six

"There are many Laws enacted by Legislatures that may contain clauses empowering the administering authorities or agencies to make further laws and rules. These rules or regulations made by the agencies are known as delegated Legislation".

In the light of the above assertion, discuss;

- (a) The reasons for Delegated Legislation **(7.5marks)**
- (b) The forms of Delegated Legislation **(5marks)**
- (c) Control of Delegated Legislation **(5marks)**