



**NATIONAL OPEN UNIVERSITY OF NIGERIA, UNIVERSITY VILLAGE, PLOT 91,
CADASTRAL ZONE, NNAMDI AZIKIWE EXPRESS WAY, JABI, ABUJA**

2023_1 POP EXAMINATION.

COURSE TITLE: CONFLICTS OF LAWS II

COURSE CODE: JIL 514

TIME ALLOWED: 3 HOURS

INSTRUCTIONS: ANSWER QUESTIONS ONE (1) AND ANY OTHER THREE (3) QUESTIONS. QUESTION ONE (1) IS COMPULSORY AND CARRIES TWENTY FIVE (25) MARKS, WHILE OTHER QUESTIONS CARRY FIFTEEN (15) MARKS EACH.

QUESTION 1:

- a) Tenle and Demin met in an exclusive holiday resort in Dubai and fell in love. Within a month of knowing each other, they decided to get married and break the news to their families. On the faithful day, Demin's family members gathered together to meet Tenle's family. To Tenle and Demin's dismay, Demin's father impregnated Tenle's mother as youngsters and she gave birth to Tenle. Also, it was discovered that Tenle's father is related by marriage to Demin's mother. Upon disclosure by Tenle's mother, it was discovered that Tenle is yet to attain the legal age stipulated for marriage. Feeling guilty and obligated to Tenle's father by reason of the existing relationship between them, Demin's mother admitted that Demin is in a subsisting marriage. Tenle and Demin, still in love, but confused about their position, have come to you. Advise Tenle and Demin. (15 marks)
- b) Discuss with the aid of decided cases previous marriage as a bar to contract a subsequent marriage. (10 marks)
2. a) Discuss the traditional concept of marriage as against same sex marriage. (7 marks)

- b) Discuss the position of Nigerian Law on same sex marriage in Nigeria. (8 marks)**
- 3. Discuss, with relevant section(s) of the law, grounds for presumption of death of a spouse. (15 marks)**
- 4. a) Discuss how custody issues arise. (5 marks)**
- b) Discuss the issues involved in custody settlements in matrimonial proceedings.**
- 5. a) Discuss the Prohibited Conducts in Adoption. (10 marks)**
- b) State the formal requirement of a will. (10 marks)**
- 6. Distinguish between recognition and enforcement of foreign judgement. (15 marks)**