
Family Law In Nigeria

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Private International Law in Nigeria African Books Collective

Originally published in 1968, we were witnessing a new – and welcome – emphasis on Comparative Law, both in the Universities and even the practising profession, together with a quickened interest in the law of family relations. This volume provided a wealth of information for anyone wishing to study these relations in a widely comparative context. The chapters cover not only the basic law of marriage and divorce in a number of developing countries both in Asia and Africa, but also discuss in considerable detail the ways in which matrimonial property is regulated under different systems. This was a highly topical subject at the time, when our own law of matrimonial property was under criticism and active reconsideration. The book also treats such subjects as the eclipse of the patriarchal family in contemporary Islamic law, religious law and the modern family in Israel, the juristic basis and context of Parsi family law, and contemporary family law in Southern Africa.

The Practice of Muslim Family Law in Nigeria African Books Collective
Derived from the renowned multi-volume International Encyclopaedia of Laws, this concise exposition and analysis of the

essential elements of law with regard to family relations, marital property, and succession to estates in Nigeria covers the legal rules and customs pertaining to the intertwined civic status of persons, the family, and property. After an informative general introduction, the book proceeds to an in-depth discussion of the sources and instruments of family and succession law, the authorities that adjudicate and administer the laws, and issues surrounding the person as a legal entity and the legal disposition of property among family members. Such matters as nationality, domicile, and residence; marriage, divorce, and cohabitation; adoption and guardianship; succession and inter vivos arrangements; and the acquisition and administration of estates are all treated to a degree of depth that will prove useful in nearly any situation likely to arise in legal practice. The book is primarily designed to assist lawyers who find themselves having to apply rules of international private law or otherwise handling cases connected with Nigeria. It will also be of great value to students and practitioners as a quick guide and easy-to-use practical resource in the field, and especially to academicians and researchers engaged in comparative studies by providing the necessary, basic material of family and succession law. *Child Marriage in Nigeria: Human Rights and the Islamic Law Perspectives* Wolters Kluwer In "Islamic Family Law in a Changing World,"

Abdullahi A. An-Na'im explores the practice of the Shari'a, commonly known as Islamic Family Law. An-Na'im shows that the practical application of Shari'a principles is often modified by theological differences of interpretation, a country's particular customary practices, and state policy and law.

Restatement of Customary Law of Nigeria Malthouse Press

This study, in nineteen chapters, deals with the various issues pertaining to land law in Nigeria. Namely: Concept of ownership; ownership and communal land holding under customary land tenure; individual land ownership; family land ownership; alienation under customary law; nature of customary tenancy; pledge; the law of property; an overview of the effect of the Land Use Act on customary ownership of land; The Nigerian Land Use Act; Land Use Act 1978; ways of declaration of title to land; legal mortgage; the position of landlord and tenant; the procedure for recovery of premises under the recovery of premises law; classification of right of occupancy; nature of prescription; march towards the reform of the Land Use Act.

A Global Resource Book Malthouse Press

This book contains an in-depth study of the Shariah legal system generally, and its practice in Nigeria, in particular from 1956 to 1983. The book covers the meaning and scope of the Shariah: the general and legal precepts; its legal theory and legal practice; the development of Shariah legal practice and legal history in Nigeria.

The International Survey of Family Law Zed Books

This book examines the rules,

principles, and doctrines in Nigerian law for resolving cases involving cross-border issues. It is the first book-length treatise devoted to the full spectrum of private international law issues in Nigeria. As a result of increased international business transactions, trade, and investment with Nigeria, such cross-border issues are more prevalent than ever. The book provides an overview of the relevant body of Nigerian law, with comparative perspectives from other legal systems. Drawing on over five hundred Nigerian cases, relevant statutes, and academic commentaries, this book examines jurisdiction in interstate and international disputes, choice of law, the enforcement of foreign judgments and international arbitral awards, domestic remedies affecting foreign proceedings, and international judicial assistance in the service of legal processes and taking of evidence. Academics, researchers, and students, as well as judges, arbitrators, practitioners, and legislators alike will find *Private International Law in Nigeria* an instructive and practical guide.

What Next in Nigerian Family Law? Routledge

The study examines the practice of contracting multi-tiered marriage in Nigeria with a view to identifying the reasons why Nigerians celebrate this type of marriage; the legal problems associated with this kind of marriage; how they could affect the operation of family law in Nigeria and whether there is need to reform the Nigerian family law. The nature of the operation of the different

systems of marriage in Nigeria is examined in order to show the distinctiveness of each system of marriage and explains how their rules are being applied in practice. The study identifies and highlights some of the legal problems that arise as a result of the celebration of multi-tiered marriage contract so as to determine whether they warrant the reform of family law in Nigeria. The study adopts a qualitative methodology and employs both doctrinal and non-doctrinal methods of legal research. For the doctrinal method, the study uses a qualitative content analysis by analysing contents of library and online based literature, statutes and case laws. For the non-doctrinal method, the study uses semi-structured interview and participant observation to collect empirical data from targeted participants who are selected through non-probabilistic convenience and purposive sampling methods. It is found in the study that there are many lacunas in the operation of the three systems of marriage laws in Nigeria. While the unwritten nature of Islamic and customary laws is identified as a major lacuna, the obsolescence and legal centric attitude of the Marriage Act 1914 are found as the major lacunas in the Act. Many provisions of the Act are also found to be incongruous with the rules of customary and Islamic laws both of which the people highly regard. It is also found that different social, cultural and legal factors contribute to why Nigerians celebrate multi-tiered marriage contracts. Analysis of judgments and responses from the interviews suggests that the contract of multi-tiered marriage is susceptible to legal problems that could affect the couples, the courts and the state. It is also discovered that the weak model of legal pluralism operates in Nigeria and this equally lures couples into contracting multi-tiered marriage. It is therefore suggested that there is a need for legal reform of Nigerian family law by upgrading the weak pluralism to strong model of legal pluralism. The study also proposes a 'pragmatic approach' for the reform exercise, which includes restatement of customary family law, codification of Islamic family law and amendment of the Marriage Act. The study concludes that if the reforms herein suggested are genuinely implemented, they will improve the family law in the country and thus may significantly reduce the rate of divorce. It will also make Nigeria a beacon of reform for other multi-cultural and multi-legal societies.

Basic Principles of Family Law in Nigeria African Books Collective
Broad aspects of Alternative Disputes Resolution (ADR) and

Arbitration are covered in this book, with emphasis on the application of ADR to specific areas. It describes in very succinct manner the meaning of ADR, analyses conflict under ADR models, their advantages over courtroom litigation and why it should be embraced. Chapter 5 is a particularly notable contribution to the body of knowledge, where the author demonstrates how it can be used to resolve matters in the heart of society, commercial and political disputes such as investment and election disputes. The book is not only a handy textbook for use by teachers and students, but should also meet the increasing needs of practising lawyers, judges, other professionals and corporate practitioners, oil and banking industries, the trades unions and state agencies concerned with mediation, conciliation and arbitration.

Islamic Family Law in a Changing World Malthouse Press

The legal protection of intellectual property in Nigeria is the focus of this book. Its nine chapters dwell on copyright trademarks, patents, industrial designs and the legal protection of intellectual property in Nigeria. An overview is given of the law relating to the subject in order to facilitate a solid grounding in the law as a starting

point from which various political, theoretical or other perspectives can be developed. There is substantial reliance on the relevant Nigerian statutes on copyright, trademarks, patents and industrial designs as contained in the Laws of the Federation 2004, and also on the reported cases decided in this area by Nigerian courts over the years. References are also given to the case and statutory laws in some other jurisdictions, especially where Nigerian legislative enactments need a reform. It is straightforward and comprehensive, intended as a basis both for undergraduates and for postgraduate courses, in addition to being useful to teachers, lawyers, judges, magistrates and accessible for general readership.

Modern Family Law in Southern Nigeria Peter Lang Pub Incorporated

The Family in Law provides a jurisprudential analysis of current family law, connecting doctrinal discourse with sociological, historical and economic analyses of the institution of family. The law's focus on the nuclear family as the default model is central to the book's discourse, which contains in-depth discussions of the key areas of family law - marriage, divorce, children and property matters. Written for Australian legal actors - whether students, academics or professionals -

readers are encouraged to question current frameworks, critique well-known cases and make informed conclusions on whether changes could be made to engender a fairer and more equitable society. In developing doctrinal analysis within a theoretical framework, *The Family in Law* challenges the conventional boundaries of family law, providing readers with both a solid foundation and a multi-layered perspective to their understanding of the topic.

A Friendly Guide to Rights and Obligations on Marriage and the Family Cambridge University Press

Examined here are the legal and practical reasons for the inefficiency of the legal framework of creditor protection in Nigeria. This is amply justified considering the critical role of credit in the promotion of economic growth and development and also bearing in mind the near calamitous consequences the 2009 financial crisis unleashed not only among Nigerian banks and financial institutions, and in the international financial system. The latter nearly led to socioeconomic catastrophe in Nigeria, as well as globally. It is hoped that book is found useful by government, policy makers, academics, corporate financial experts, investment bankers and other stakeholders to initiate and implement efficient policy actions to protect creditors in order to sustain the flow of credit, the engine of any economy.

Practices, Principles and Precedents Bloomsbury Publishing Volume 1 on public law provides an introduction to the Nigerian legal system. The various chapters deal with:

introduction and sources of law; jurisprudence and Nigerian perspectives; African customary law; Islamic law; comparative constitutionalism and Nigerian perspectives; citizenship, immigration and administrative law; judicial system and legal profession; criminal law, evidence and civil procedure; statutory marriage and divorce laws; customary marriage and divorce; marriage and divorce under Islamic law; matters of children; gender and law in Nigeria with emphasis on Islamic law. Volume 2 has 25 chapters on private law that includes security of the environment and environmental law, land and property administration, commercial business and trade laws, communication, media and press laws, transportation and carrier laws, law enforcement, armed forces and military laws, investments, and intellectual property.

Marriage and the Family among the Yako in South-Eastern Nigeria Bloomsbury Publishing A survey of the extent to which Islamic law is applied in those parts of East and West Africa which were at one time under British administration.

Principles, Cases, Statutes and

Commentaries HEBN Publishers

Islamic Law Practice and Procedure in Nigerian Courts is about the rules of practice, procedure and evidence in trials of civil and criminal cases before Area Courts, Sharia Courts, Upper Area Courts, Upper Sharia Courts, Sharia Courts of Appeal, Court of Appeal and indeed Supreme Court of Nigeria in matters concerning application of Islamic law and practice. The subject of the book is copiously elucidated for the first time with verity of dictas from the reported cases from superior courts in Nigeria. It is of nineteen chapters with a number of parts and paragraphs to make for easy application. The book is designed to ensure quick dispensation of justice without sacrificing the need for fair hearing. A must for judges, advocates and students of Islamic law and practice.

Family Welfare Law in Nigeria
Amsterdam University Press

"The International Survey of Family Law," published on behalf of the International Society of Family Law, is the successor to the "Annual Survey of Family Law," It provides information, analysis and comment on recent developments in Family Law across the world on a country-by- country basis. The "Survey" is published annually and its subtitle reflects the calendar year surveyed. Where a country has been regularly surveyed each year, the developments discussed correspond to the year in question. If certain

countries have not been surveyed for some years the contributions will usually attempt to cover the intervening period. If countries are being covered for the first time, then more background information will be provided about the state of family law in the country in question. The "Survey" also contains an article dealing with the more significant developments in international law affecting the family.

Family Law Kwara State University Press

The idea of a Restatement is to identify common principles or trends in a particular area of law with the objective of unifying the further development of the law. No other area of law in Nigeria is in need of Restatement as much as Nigeria's customary law. A number of reasons inform this position: (i) the cultural diversity of the country has meant that customary practices differ in so many respects on the same issue; (ii) the oral tradition of the customary system has placed it in the 'endangered species' list; (iii) the paucity of authoritative works on customary law has created a yawning gap for the scholarship in this vital area of law; and (iv) no matter however ignored, customary law continues to play a very significant role in moderating the Nigerian values system in society. Carried out by the Nigerian Institute of Advanced Legal Studies this project brings to an end four years of a massive research undertaking involving desk review; field research

covering four geo-political zones in Nigeria; collation and analysis of field research findings; testing of field research findings in a stakeholders consultative conference; further desk review to fill in gaps in the literature; and the core restatement work by a select committee of Reporters.

Muslim Family Law in Sub-Saharan Africa Routledge

This book focuses on Islamic family law as interpreted and applied by judges in Europe, Australia and North America. It uses court transcriptions and observations to discuss how the most contentious marriage-related issues - consent and age of spouses, dower, polygamy, and divorce - are adjudicated. The solutions proposed by different legal systems are reviewed, and some broader questions are addressed: how Islamic principles are harmonized with norms based on gender equality, how parties bargain strategically in and out of court, and how Muslim diasporas align their Islamic worldview with a Western normative narrative.

1997 Family Law in Nigeria. Third Edition

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ownership; alienation under customary law; nature of customary tenancy; pledge; the law of property; an overview of the effect of the Land Use Act on customary ownership of land; The Nigerian Land Use Act; Land Use Act 1978; ways of declaration of title to land; legal mortgage; the position of landlord and tenant; the procedure for recovery of premises under the recovery of premises law; classification of right of occupancy; nature of prescription; march towards the reform of the Land Use Act.

The Nature and Sources of Nigerian Family Law and Succession Tamaza Publishing Company

This work is an attempt to deal with Child Marriage in the perspective of Human Rights Laws and Islamic Law with a view to laying bare the two positions and giving possible solution(s) to create a successful meeting point on the issue of Child Marriage which has triggered such controversies and debate in Nigeria and the world at large. The issue of Child Marriage is a highly charged, sensitive, controversial and emotional matter. This controversy surrounding Child Marriage in Nigeria became more prominent when the former Governor of Zamfara State married a 13year old Egyptian

girl-child. Against the backdrop of this provocative marriage is the debate that was later generated on the floor of the Senate where the same Senator and some others reportedly argued for the recognition of Child Marriage. The methodology of this research will be based on historical, analytical and doctrinal approaches in gathering related data. Data so collected would be scrutinized and discussed in order to reach a logical conclusion. The work has examined the problem of child marriage in Nigeria as regards its position under the Human Rights laws and Islamic Law perspectives thereby shedding more light on the lacuna and contradictions apparent in the Human Right laws and the provisions of the Shariah on child marriage. A brief Constitutional position on the issue of child marriage is discussed in this work and the conclusion was made that there is a need for the government to take active responsibility in determining the age of a minor in relation to child marriage based on socio-religious lifestyle of Nigerians and the realities of womanhood. It is with sincere belief and hope that readers are benefited greatly with this research work and the fact that this work is assumed to be a pioneer academic research on this topic, it is expected that more work that look into other areas that have not been captured by this work

would be written and published. The author would be gratified by such further works on this issues or related topics. Thank you for your attention and time. Ammar Olaide Badmus Jan'

2020

Muslim Family Law in Western Courts Martinus Nijhoff Publishers

This book examines the rules, principles, and doctrines in Nigerian law for resolving cases involving cross-border issues. It is the first book-length treatise devoted to the full spectrum of private international law issues in Nigeria. As a result of increased international business transactions, trade, and investment with Nigeria, such cross-border issues are more prevalent than ever. The book provides an overview of the relevant body of Nigerian law, with comparative perspectives from other legal systems. Drawing on over five hundred Nigerian cases, relevant statutes, and academic commentaries, this book examines jurisdiction in interstate and international disputes, choice of law, the enforcement of foreign judgments and international arbitral awards, domestic remedies affecting foreign proceedings, and international judicial assistance in the service of

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