INTERNATIONAL REVIEW

OF

LAW AND JURISPRUDENCE

Volume 4 (2) May, 2022



A PUBLICATION OF THE
INTERNATIONAL CENTRE FOR LAW
AND DEMOCRACY STUDIES,
IN CONJUNCTION WITH THE FACULTY OF LAW,
NNAMDI AZIKIWE UNIVERSITY, AWKA, NIGERIA

Citation: (2022) 4 (2) IRLJ

© International Centre for Law and Democracy Studies (ICLDS)

Published, May 2022

All rights reserved. No part of this journal should be reproduced, stored in a retrieval system or transmitted in any form or by any means in whole or in part without the prior written permission of the copyright owner.

ISSN: 2632-702X

Printed and Published by: Thinkers Publishers

P. O. Box 306 Agulu, Anambra State E-mail: thinkerspublishers@yahoo.com

Website: https://thinkerspublishers.business.site/ Whatsapp/Call: 08038393389, 09031595035

TABLE OF CONTENTS

Analysis of the Supreme Court's New Jurisprudence of Award of Exemplary Costs in Abuse of	
Process Cases	1
Women and Succession under Igbo Customary Law: An Ontological Perspective Chijioke Uzoma AGBO	10
Redefining the Crime of Genocide: A Pathway to International Peace, Security and Accountability - Victor Oluwasina AYENI & Ebunoluwa Pris BAMIGBOYE	16
Asset Declaration and Public Access as Instruments of Public Accountability in Nigeria: A Critique Ikenga K.E. ORAEGBUNAM & Chinedu A. ONAH	23
International Organisations Versus State Actors in Law-Making in the International System Joycelin C EZE-OKUBUIRO, Portia O. CHIGBU & Paul Adole EJEMBI	32
The Imperatives of Assets Recovery: Plea Bargaining or Civil Recovery? Robert OSAMOR	43
Resolution of Environmental Disputes in Nigeria: The Role of Alternative Dispute Resolution Mechanism - Emmanuel U ONYEABOR & Ifeoma E. NWAFOR	50
Applicability of Freedom of Information Act to the States of the Federation of Nigeria - Mary Imelda Obianuju NWOGU	62
Reparability of Victims' Harm at the International Criminal Court: Victims' Expectations versus Reality Deborah D ADEYEMO	66
Role of Electoral Management Bodies in Promoting Democratic Governance in Nigeria: An Appraisal Osy Ezechukwunyere NWEBO & Ogonna Njideka IHEJIRIKA	76
The Neurology of Criminal Defence of Insanity O. I. DERIK-FERDINAND	85
Appraising the Functionality of Directorship in Corporate Management in a Developing Economy: The Case of Nigeria	92
Constitutionalism in the Nigerian Democratic Setting Chi-Johnny OKONGWU & Samuel UGBO	102
Trade in Services after Brexit: Legal Option for the United Kingdom (UK) and European Union (EU) Kujo Elias MCDAVE	113
Examining the Legality or Otherwise of Assisted Reproductive Technology under Islamic Law Yahaya Ibrahim ABIKAN	121
Protectionism in the Enforcement of Arbitral Awards in Nigeria against State-Owned Entities? A Case Study of the Nigerian National Petroleum Corporation Stanley U. NWEKE-EZE	131
A Retrospective Evaluation of the Privatization and Commercialisation Policy in Nigeria - M.V.C. OZIOKO & Chinedu A. Onah	139

International Review of Law and Jurisprudence

The Legal Justification of Cyber Crime as a Crime of Aggression in International Law Richard Suofade OGBE					-	145
Genderization of <i>Boko Haram</i> Insurgency in Nigeria - Rosemary Nkechi OGUERI	-	-	-	-	-	151
A Critical Examination of the Nigerian National Tax Policy Daniel Chidike NWUZOR	-	-	-	-	-	158
An Overview of the Doctrine of Margin of Appreciation in International Human Rights Jurisprudence Muhammad Yasin ABDULMUMIN						

EDITORIAL TEAM

EDITOR-IN-CHIEF/GENERAL EDITOR:

Ikenga K. E. ORAEGBUNAM, PhD (Law), PhD (Phil.), PhD (Rel. & Soc.), PhD (Edu. Mgt. in view), MEd, BTh, BL, Professor of Law, Faculty of Law, Nnamdi Azikiwe University

DEPUTY EDITOR-IN-CHIEF:

Boniface E. EWULUM, LLB, LLM, PhD, BL, Senior Lecturer, Faculty of Law, Nnamdi Azikiwe University

BOARD OF EDITORS:

Evode KAYITANA, LLB (NUR), LLM (Unisa), LLD (NWU, Potchefstroom), Associate Professor, School of Law, University of Rwanda

C. J. UBANYIONWU, LLB, LLM, PhD, BL, Professor of Law, Faculty of Law, Chukwuemeka Odumegwu Ojukwu University

Maurice O. IZUNWA, M.A. (Rel.), PGDE, LLB, LLM, PhD (Phil.), BL, Senior Lecturer, Faculty of Law, Nnamdi Azikiwe University

Aloy OJILERE, LLB, LLM, PhD, BL, Senior Lecturer, Faculty of Law, Imo State University.

M. K. AMID, LLB, LLM, Senior Lecturer, School of Law, Mettu University, Ethiopia

Livinus NWOKIKE, LLB, LLM, PhD, BL, Lecturer, Faculty of Law, Nnamdi Azikiwe University

EDITORIAL CONSULTANTS:

Ifeoma P. ENEMO, Professor of Law, University of Nigeria

Mashood BADERIN, Professor of Law, SOAS, University of London

Edward Kofi QUASHIGAH, Professor of Law, University of Ghana

U. S.F. NNABUE, Professor of Law, Imo State University

A. O. POPOOLA, Professor of Law, Obafemi Awolowo University

Tahir MAMMAN, Professor of Law, Baze University

A. W. OGUTTU, Professor of Law, University of South Africa

Dakas C.J. DAKAS, SAN, Formerly Professor of Law, University of Jos

S. A.M. EKWENZE, Professor of Law, Chukwuemeka Odumegwu Ojukwu University

Meshach N. UMENWEKE, Professor of Law, Nnamdi Azikiwe University

Israel N. E. WORUGJI, Professor of Law, University of Calabar

Ogugua IKPEZE, Professor of Law, Nnamdi Azikiwe University

JOURNAL POLICY

International Review of Law and Jurisprudence (IRLJ) is a scholarly, peer-reviewed and fully refereed journal that publishes high quality research papers in law and jurisprudence including sociolegal issues of contemporary significance. The Review is abstracted and indexed with Nigerian Journals Online and Google Scholar. IRLJ seeks for papers based on doctrinal or empirical or mixed research methodologies. It provides a forum for theoretical cum policy analysis, debate and critique aimed at solving developmental problems. The Review is also dedicated to presenting and reporting research findings on system-wide trends on law and jurisprudence, international or municipal. Well researched and original papers on topical and relevant subject matters, and case/book reviews are therefore welcome. IRLJ appears three times a year in January, May and September, which articles promptly appear in Google scholar. Submission of manuscripts can be made all through the year.

Guidelines to Contributors

1. Language

The language of the manuscript must be English (British standards).

2. Originality

Articles must be original and must not have been submitted for consideration and publication elsewhere.

3. Length of paper

The length of the paper should not exceed 7000 words including tables, figures, references and appendices (if any). Articles should be typed in 1.5 line spacing (footnotes and references should appear in single line spacing) on one side of A4 paper only with wide margins. Authors are urged to write as concisely as possible, but not at the expense of clarity.

4. Title Page

The title page should include: (i) The name(s) of the author(s), (ii) A concise and informative title, (iii) The affiliation(s) and address (es) of the author(s), (iv) The e-mail address, and telephone numbers of the corresponding author.

5. Abstract

Please provide an abstract of 150 to 200 words which must include the objectives of the study, methodology, findings/results, method of data collection and summary of recommendations. The abstract should not contain any undefined abbreviations or unspecified references.

6. Keywords

Please provide 4 to 6 keywords which can be used for indexing purposes.

7. Subdivision of the article

Divide your article into clearly defined and numbered sections. Subsections should be numbered 1, 2. (then 1.1, 1.1.1, 1.1.2), 1.2, etc). The abstract is not included in section numbering.

8. References and Documentation

Author(s) should adhere strictly to Nigerian Association of Law Teachers Uniform Citation and Documentation Standards accessible at naltng.org.

- **9**. Names of authors cited in the footnotes should start with initials and end with the surname.
- 10. Online sources should indicate the site and date of visit.

Submission of Manuscripts

Interested contributors are to submit their manuscripts/papers to irlj2019.edu.org@gmail.com and copy to the Editor-in-Chief at ik.oraegbunam@unizik.edu.ng.