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Matric number: 16/law01/116

Level : 400

The legal issue is whether the governor demolishment was legal under Quarantine law, the Executive Order, the Constitution and the Land Use Act. Assume that the laws of Kuzuland are same as the relevant Nigerian Legislations, The answer is yes.

The executive order states that  Any public place which continues such businesses shall be demolished as provided in the executive order hence based on the hotel continued operations so the it was demolished in this line it is legal.

And   S. 5 of the Quarantine Law provides fines and imprisonment as the penalty for default his punishment and the governor for his punishment was demolishment.

The law use act provides that the governor may revoke a right of occupany as stated in section 28. It is important to note that the right of occupancy is everyone except the governor, that the governor has the right over the land. As he the governor is to manage and control the property

However another issue is if the demolishing without notice of revocation. The supreme court in the case of  ***S.o.adole v Boniface B.Gwar*** that the notice of revocation of title and service of such notice to the holder are two mandatory requirements that have to be strictly complied with where a title to a piece of land is revoked. The land use act states in section 44 the necessary requirements for the notice and service of revocation from the facts of the case it is seen that no notice was given to him as required by the act.

My advice to Chief Ajah,is that for all the laws involved the demolishment was vaild however based on the notice in the land use act there was no vaild notice given to him , because that he may argue in the court that such is illegal since the court has established that a notice must be given for it to be vaild

Application

conclusion