



TECHNICAL UNIVERSITY OF MOMBASA
SCHOOL OF HUMANITIES AND SOCIAL SCIENCES
DEPARTMENT OF COMMUNICATION STUDIES

UNIVERSITY EXAMINATION FOR:

DIPLOMA IN GRAPHIC DESIGN
HGD 2217: LAW FOR DESIGNERS

END OF SEMESTER EXAMINATION

SERIES: AUGUST 2019

TIME: 2 HOURS

DATE: Pick Date Aug 2019

Instructions to Candidates

You should have the following for this examination

-Answer Booklet, Examination Pass and Student ID

This paper consists of five questions.

Attempt question ONE (Compulsory) and any other TWO questions.

Do not write on the question paper.

QUESTION ONE – COMPULSORY

- a. Explain the main difference between an Act of Parliament and Subsidiary Legislation. (6 marks)
- b. State FIVE categories of works that are eligible for Copyright protection. (5 marks)
- c. Explain the work of the Supreme Court. (5 marks)
- d. Explain TWO reasons why the society has found it necessary to entrench the freedom of artistic creativity in the National Constitution. (4 marks)
- e. Distinguish between “Appropriation” and “Intrusion”. (8 marks)
- f. Define “False Light”. (2 marks)

QUESTION TWO

- a. Explain the difference between Copyright Licensing and Copyright Assigning giving examples. (6 marks)
- b. Outline FIVE acts that can comprise copyright infringement. (5 marks)
- c. Outline SIX functions of the Kenya Copyright Board. (6 marks)
- d. Explain “Fair dealing” as applied in Copyright law. (3 marks)

QUESTION THREE

A certain leader of a political party, who also happened to have served as a Cabinet Minister, has never been humored by the XYZ comic episodes that run on some of the local television stations. The leader actually feels “insulted” by the serial program, and has severally threatened to sue the producers for alleged defamation. The leader may be right or wrong.

- a. Explain four aspects that the politician will need to demonstrate to the court to succeed in the libel case. (8 marks)
- b. On the basis of your general observation of the XYZ mimicry, and assuming you were the creator and producer of the show, discuss FOUR most relevant defenses you would use in court to counter such a case. (12 marks)

QUESTION FOUR

- a) Explain FIVE types of unethical practices that practicing graphic artistes/designers commit through ignorance and or negligence. (10 marks)
- b) Discuss FIVE key roles that you stand to play in the society, as Graphic Designer/Artiste. (10 marks)

QUESTION FIVE

- a. Discuss some SIX sources of the laws of Kenya. (12 marks)
- b. Explain the difference between the “Magistrate Court” and the “High Court”. (8 marks)