



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 2024

TIME: 2 HOURS

DATE: Pick Date Aug 2024

Instruction 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

(a) Define

- | | |
|-------------------|-----------|
| (i) Copyright | (2 marks) |
| (ii) Precedent | (2 marks) |
| (iii) False Light | (2 marks) |

- (iv) Qualified Privilege (2 marks)
- (v) Trademark (2 marks)
- (b) Explain TWO elements of crime. (6 marks)
- (c) Explain THREE functions of the supreme court. (6 marks)
- (d) Explain Administrative Tribunals and outline TWO reasons why they are important. (4 marks)
- (e) Explain TWO key differences between a criminal and a civil case. (4 marks)

Question TWO

- a. State FIVE types of individual privacy. (5 marks)
- b. Giving examples, explain the FOUR torts in privacy. (12 marks)

Question THREE

- a) Discuss SIX advertising regulations/restrictions while supporting your answer with typical examples. (12 marks)
- b) Distinguish between Partnership and Private Limited Company. (8 marks)

Question FOUR

- a) Outline FIVE types of rights that authors or creative works are entitled to. (5 marks)
- b) Discuss FOUR legal remedies you can take when another person infringes on your copyright. (8 marks)
- c) Suppose a group of youth who have formed a creative group in your home town have approached you to give them some advice on copyright. They want to understand situations where one can use another author's work without facing a legal action. Giving examples explain to them THREE such situations (7 mains)

c.

Outline any THREE aspects that are prohibited under Cyber Crimes and Computer Misuse Act. (3 marks)

Question FIVE

A graphic designer is approached by a parliamentary aspirant (Politician Y) to do a campaign poster that targets his political rival, Politician X. The politician X had many years ago been accused of defiling a primary school girl. It remains unclear whether the case ended or was still pending in court.

The graphic designer followed the instructions of Politician Y and printed out A-4 size posters containing the graphic of an elderly bald man chasing a helpless school girl. The poster has become the talk of the town and some people think the features of the bald man resemble those of the Politician X. However, the poster does not contain anybody's name other than a heading: DO NOT ELECT A RAPIST.

The Politician X has sued the graphic designer for defamation.

- a) In regard to this case study, discuss FOUR key elements that Politician X must demonstrate in court to succeed in his case. (8 marks)
- b) Clearly explain FOUR relevant defenses that the Graphic Designer can use to counter this potentially expensive case. (12 marks)