TECHNICAL UNIVERSITY OF MOMBASA

Faculty of Business & Social Studies

DEPARTMENT OF MEDIA & GRAPHIC DESIGN

DIPLOMA IN GRAPHIC DESIGN

(DG III)

BGD 2208: LAW FOR DESIGNERS

END OF SEMESTER EXAMINATIONS

SERIES: APRIL 2014

TIME: 2 HOURS

INSTRUCTIONS:

- This paper consists of **TWO** Sections **A** & **B**.
- Section **A** is **Compulsory**.
- Answer any other **TWO** questions in Section **B**.

This paper consists of Three printed pages.

SECTION A (Compulsory)

QUESTION 1

a) Define
   i)   Privacy   **(2 marks)**
   ii) Common law   **(2 marks)**
   iii) Patent   **(2 marks)**
   iv) Constitution   **(2 marks)**
   v)   Mens rea   **(2 marks)**

b) Outline **FIVE** functions of law in the society.   **(5 marks)**

c) Explain the difference between an "inchoate crime" and a "strict liability crime".   **(4 marks)**

d) Give any **THREE** advantages of taking a case before a tribunal.   **(3 marks)**

e) Explain any **THREE** functions of criminal defamation laws.   **(6 marks)**

f) Explain "Copyright Assigning".   **(2 marks)**

SECTION B (Answer any **TWO** questions)

QUESTION 2

a) Discuss any **FIVE** sources of the Laws of Kenya.   **(10 marks)**

b) Explain the role of the subordinate courts.   **(6 marks)**

c) Explain at least one article in the constitution that directly relates to the work a of graphic designer.
                                                                          (4 marks)

QUESTION 3

a) Explain the reasons of having intellectual property law in the society.   **(10 marks)**

b) Describe the main provisions of the Berne Convention.   **(6 marks)**

c) Outline **FOUR** remedies for copyright infringement.   **(4 marks)**

QUESTION 4

Explain the following privacy torts and demonstrate how they affect the work of a Graphic Designer.

a) Appropriation   **(5 marks)**

b) False light portrayal **(5 marks)**

c) Discloure of private records **(5 marks)**

d) Intrusion **(5 marks)**

QUESTION 5

a) Explain the importance of criminal libel provisions in the laws of Kenya. **(10 marks)**

b) i) Explain how a politician angered with mimicking on the XYZ TV program can convince a judge that the opisodes have 'injured' him. **(4 marks)**

ii) Propose reasonable defences that producers of the XYZ TV program could use to argue their case. **(6 marks)**