



TECHNICAL UNIVERSITY OF MOMBASA

Faculty of Business & Social Studies

DEPARTMENT OF MEDIA & GRAPHIC DESIGN

UNIVERSITY EXAMINATIONS FOR DEGREE IN
BACHELOR OF JOURNALISM AND MASS COMMUNICATION

BMC 4217: PRESS LAW, MEDIA ETHICS & REGULATIONS

END OF SEMESTER EXAMINATIONS

SERIES: APRIL 2013

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 Two printed pages***
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SECTION A (Compulsory)

QUESTION 1

- a) Briefly discuss **FIVE** acts or laws in Kenya which affects or violates the right to freedom of expression or access to information as provided under the constitution. **(20 marks)**
- b) Discuss **FIVE** factors that courts consider when deciding whether copyright material facts have been used fairly. **(10 marks)**

SECTION B (Attempt any TWO questions)

QUESTION 2

- a) Explain the **FOUR** ingredients of defamation. **(8 marks)**
- b) State and explain **TWO** remedies of defamation. **(4 marks)**
- c) Discuss the defences available to a journalist who is facing contempt proceedings. **(8 marks)**

QUESTION 3

- a) Copyright law protects and restricts mass media in other words news persons cannot just pick up other peoples work and incorporate it as theirs, but there are exceptions provided under this rule. Discuss the exceptions. **(10 marks)**
- b) Discuss any **FIVE** defences available to journalist defamation suit. **(10 marks)**

QUESTION 4

- a) In the case of Kapellas Vs Koffman the judge said in determining whether privilege shields in truthfully publications from liability the court considers a number of factors in determining that: explain those **TWO** factors and advise journalist on the issue of intrusion to privacy. **(10 marks)**
- b) Discuss **THREE** kinds of limitations to contempt power of the judges in as far as the contempt law is concerned. **(10 marks)**

QUESTION 5

- a) The Media Council of Kenya is to promote high professionalism amongst journalist besides promoting and protecting freedom and independence of media and also works to promote ethical standards among journalist. Briefly explain any **FIVE** guiding principles as provided in the Media Council Code of Conduct. **(10 marks)**
- b) What is the limitations of privacy? Explain the **FOUR** distinct branches on the right to privacy. **(10 marks)**