



TECHNICAL UNIVERSITY OF MOMBASA

Faculty of Business & Social Studies

DEPARTMENT OF MEDIA & GRAPHIC DESIGN

DIPLOMA IN GRAPHIC DESIGN

(DG III)

BGD 2201: LAW FOR DESIGNERS I

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 Three printed pages.

SECTION A (Compulsory)

QUESTION 1

- a) Define:
 - i) Tort (2 marks)
 - ii) Actus reus (2 marks)
 - iii) Mens rea (2 marks)
 - iv) Copyright (2 marks)
- b) Outline the nature of law. (5 marks)
- c) Distinguish between the “constitution” and the “statutory law”. (6 marks)
- d) Briefly discuss the functions of the African customary law. (6 marks)
- e) Mention any **FIVE** types of civil laws that affect the business of Graphic Design. (5 marks)

SECTION B (Attempt any TWO questions)

QUESTION 2

- a) Explain the features and functions of the subordinate court. (6 marks)
- b) Explain **FIVE** factors that judges consider in determining liability in Tort. (10 marks)
- c) State any **FOUR** interests that are protected by Tort. (4 marks)

QUESTION 3

- a) Outline **SIX** exclusive right of a copyright holder. (6 marks)
- b) Briefly explain Berne Convention. (5 marks)
- c) Distinguish between ‘Assigning’ and ‘licensing’ of a copyright. (6 marks)
- d) Explain ‘copyright infringement’. (3 marks)

QUESTION 4

- a) State the owner(s) and durations (including start date) of following copyright works:
 - i) The Kenya National Anthem. (3 marks)
 - ii) A photograph carried on a local daily today and taken by a staff photographer of the newspaper. (3 marks)

- iii) A painting you have done at your own cost for display at Fort Jesus art exhibition center next Friday. **(3 marks)**
 - iv) *I will marry when I want* play setbook authored by Prof. Ngugi wa Thiong'o and Mr. Ngugi wa Mirii, who passed away in August 2008. **(3 marks)**
 - v) A videography that you have produced but you are yet to make it public. **(3 marks)**
- b) Explain plagiarism and why a good student should avoid it like plague. **(5 marks)**

QUESTION 5

- a) Discuss the differences between a 'Sole Proprietorship' and a 'Private Limited Company'. **(4 marks)**
- b) Explain **FIVE** functions of government in business giving examples. **(10 marks)**
- c) Distinguish between the 'National Assembly' and 'Senate' in terms of structure and function. **(4 marks)**