

FINAL
Examination Paper

(COVER PAGE)

Session : August 2018

Programme : Diploma In Mass Communication (DMCN)

Course : **COM1104: Media Law And Ethics**

Date of Examination : 12 December, 2018 (Wednesday)

Time : 8:00am – 10:00am Reading Time : Nil

Duration : 2 Hours

Special Instructions :

SECTION A: Answer any FIFTEEN (15) terms

SECTION B: Answer any THREE (3) short answer questions

SECTION C: Answer any TWO (2) essay questions

Materials permitted : Nil

Materials provided : Nil

Examiner(s) : **Siti Baqiratul Zahraa Binti Mohd Rahim and**
Zakiah Abul Khassim

Moderator : **Dr Tan Seng Teck**

This paper consists of 4 printed pages, including the cover page

DIPLOMA IN MASS COMMUNICATION PROGRAMME (DMCN)
COM1104: MEDIA LAW AND ETHICS
FINAL EXAMINATION: AUGUST 2018 SESSION

Instruction: This paper consists of **THREE (3) SECTIONS**. Answer any **FIFTEEN (15)** questions in **SECTION A**, any **THREE (3)** questions in **SECTION B** and any **TWO (2)** questions in **SECTION C**.

SECTION A: (30 marks)

Instruction: Defining Terms. This section contains **TWENTY (20) TERMS**. Define **FIFTEEN (15)** terms out of the **TWENTY (20)**. All questions carry equal marks of 2 marks each.

1. Freedom of Information
2. Criminal Law
3. Accused
4. Beyond Reasonable Doubt
5. Altschull's Second Law of Journalism
6. Communications and Multimedia Content Forum of Malaysia
7. Contempt of Court
8. New Media
9. Burden of Proof
10. Fair Comment
11. Ultra Vires
12. Concurrent Sentence
13. False Imprisonment
14. Mareva Injunction
15. Literary works
16. Democracy
17. Territorial Privacy
18. Hearsay Evidence
19. Trademark
20. Anti-Fake News Act 2018

SECTION B: (30 marks)

Instruction: Answer any **THREE (3)** out of **FIVE (5)** short answer questions. All questions carry equal marks.

Question 1

Explain briefly the Written Sources of Malaysian Law

(10 marks)

Question 2

Discuss Section 292 of the Penal Code and its application by reference to **ONE (1)** relevant case law

(10 marks)

Question 3

Discuss **THREE (3)** roles of Media and its impact to Politics

(10 marks)

Question 4

With reference to the case of *Ahmad Abd Jalil v PP (2015) 5 CLJ 480*, explain the application of section 233(1) and section 233(3) of the Communication Multimedia Act

(10 marks)

Question 5

Discuss whether Invasion of Privacy is an actionable cause of action in Malaysia with relevant to **TWO (2)** case law

(10 marks)

SECTION C: (40 marks)

Instruction: Answers any **TWO (2)** questions out of **THREE (3)** essay question. All questions carry equal marks.

Question 1

“For his cartoons skewering Malaysia’s political elite, Zulkiflee Anwar Haque was hit with nine sedition charges and banned from leaving the country...But after Malaysians voted in May to oust Prime Minister Najib Razak and his governing party for the first time in the country’s history, Mr. Zulkiflee, who is better known as Zunar, logged into a government database and discovered he was free to travel abroad”

- Austin Ramzy, ‘Hopes for New Era of Malaysian Free Speech Are High, but Pending’, The New York Times, (2018) retrieved at <https://www.nytimes.com/2018/06/18/world/asia/malaysia-mahathir-free-speech.html> (assessed on 5.9.2018)

Based on the abovementioned statement, analyse the relevant provisions of law pertaining to what amounts to seditious tendency under the Sedition Act 1948 together with **TWO (2)** case laws and list **TWO (2)** amendments in the Sedition Amendment Act 2015.

(20 marks)

Question 2

“The Learned Counsel for the Defendant’s conceded that two out of three elements necessary to establish the Plaintiff’s case have been established and proved in court...”- **Normal Ahmad @Saliman v Sistem Televisyen Malaysia Bhd** (TV3) & 3 or (2017) 1 LNS 1044

Explain with relevant case laws the three elements to initiate a defamation civil proceedings with **ONE (1)** cases for each elements and discuss **ONE (1)** statutory defences with case law which are provided under the law.

(20 marks)

Question 3

Discuss with the relevant provisions of law under the Trademark Act 1976 and the Malaysian Communication Multimedia Content Code, the position of comparative advertising in Malaysia.

(20 marks)

~ The End ~

com1104(f)/aug18/formatted