

FINAL  
Examination Paper

(COVER PAGE)

Session : January 2017

Programme : Diploma In Mass Communication (DMCN)

Course : COM1104: Media Law And Ethics

Date of Examination : 07 March, 2017 (Tuesday)

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 Baquiratul

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: JANUARY 2017 SESSION

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

**SECTION A:** Define **FIFTEEN (15)** terms out of the **TWENTY (20)** terms. All questions carry equal marks of 2 marks each. **(30 marks)**

**Question 1**

1. Private Law
2. Plaintiff
3. Respondent
4. Superior Courts
5. Defamation
6. Libel
7. Federal Constitution
8. Trademark
9. Fundamental Liberties
10. Legislative Bodies
11. Judicial Decision
12. Interlocutory Injunction
13. Slander
14. Act
15. Territorial Privacy
16. Information Privacy
17. Industrial Design
18. Enactments
19. Official Secrets
20. Industrial Court

**SECTION B:** Answer any **THREE (3)** questions in the answer booklet provided. **(30 marks)**

**Question 1**

List **FIVE (5)** functions of Media in an 'Ideal Type' Democratic society. (10 marks)

**Question 2**

Discuss briefly Section 5 (1) and (2) of the Film Censorship Act 2002 and its application by referring to **ONE (1)** case law. (10 marks)

**Question 3**

With Reference to Section 8 of the Defamation Act 1957 and **ONE (1)** case law, explain the defence of Justification. (10 marks)

**Question 4**

Explain **FOUR (4)** justifications for copyright protection? (10 marks)

**Question 5**

List **FIVE (5)** types of Media Control. (10 marks)

**SECTION C:** Answer any **TWO (2)** questions in the answer booklet provided. **(40 marks)**

**Question 1**

“Section 233(1) (a) of the Communication and Multimedia Act 1998 creates a chilling effect on freedom of speech and expression, and should be repealed” - Steven Thiru, President Malaysian Bar, 21.12.2015 (Malaysianbar.org)

With reference to the above statement, discuss critically Section 233(1) (a) of the Communication and Multimedia Act 1998 and its impact to Freedom of Speech and expression under the Federal Constitution.

(20 marks)

**Question 2**

“Privacy Rights are the right to be left alone and to live free from all intrusions by others”- Nicholas J. Mullany, 1997 (Tort in the Nineties)

Analyse whether a cause of action in invasion of privacy is recognised in Malaysia.

(20 marks)

**Question 3**

With reference to Section 38 (1) (a) of the Trademark Act 1976 together with **THREE (3)** decided cases, discuss what constitutes as trademark infringement.

(20 marks)