



**Strathmore**  
UNIVERSITY

**SCHOOL OF HUMANITIES & SOCIAL SCIENCES**  
**BACHELOR OF ARTS IN COMMUNICATION**  
**BAC 3103: MEDIA LAW AND ETHICS**  
**END OF SEMESTER EXAM**

Date: 4<sup>th</sup> November 2021

Total: 60 marks

Time: 08:00 – 10:00

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**Instructions**

Answer ALL questions in Section A and **any TWO** in Section B.

**SECTION A**

1 (a) Describe **THREE** circumstances under which court proceedings can be held in camera. (6 marks)

(b) Explain **TWO** reasons why journalists are allowed to sit in courts of law. (8 marks)

(c) Discuss **FOUR** defences of copyright infringement allegations. (8 marks)

(d) In line with the Media Council of Kenya Code of Ethics, explain **FOUR** the considerations to be taken by journalists when interviewing and filming children who are witnesses to a crime. (8 marks)

## **SECTION B**

2. Intellectual Property laws allow people to receive recognition or financial benefit from what they invent or generate.

(a) Describe the THREE facets of these laws. (9 marks)

(b) Explain THREE elements the plaintiff must prove to successfully mount a defamation case against a publication. (6 marks)

3. An editor of a daily newspaper in Kenya has received an expose developed by Wikileaks identifying the 10 most corrupt civil servants in the country.

(a) Discuss THREE ethical issues the editor would have to consider before the publication of Wikileaks expose in respect to the Media Council of Kenya Code of Conduct. (9 marks)

(b) Describe the relevance of Clause One of the Media Council of Kenya Code of Conduct. (3 marks)

(c) Discuss the complexity of applying the Ollman Test in the light of rising cases of lawsuits in Kenya. (3 marks)

4. Legal scholar Mike Feintuck outlines critical conditions that must be fulfilled during the formulation of regulation.

(a) Describe FOUR of these conditions and apply each of them to recent relevant events in Kenya. (12 marks)

(b) Give THREE reasons why press freedom is important across the globe. (3 marks)