

For the Chief Examiner

Q2. Paragraph 4 starts from the next page.

Q1 and Q2 are compulsory
Ch. Q1 and Q2 to answer to complete the exams.



CENTRAL UNIVERSITY

FAITH • INTEGRITY • EXCELLENCE

2021 END OF 1st SEMESTER EXAMINATION

DEPARTMENT OF COMMUNICATION STUDIES

COMS 201: MEDIA LAW

TIME ALLOWED: 3 HOURS

LEVEL 200

STUDENT ID No.....

INSTRUCTIONS:

ANSWER THREE QUESTIONS ONLY: QUESTIONS ONE AND TWO ARE COMPULSORY. PROVIDE ANSWERS IN THE ANSWER BOOKLET.

DO NOT TURN OVER THIS PAGE UNTIL YOU HAVE BEEN TOLD TO DO SO BY THE INVIGILATOR.

Lecturer: Mr Bright Appiah

Concept
not approved

Question 1

Prof Kofi Dum is a media law lecturer at the University of Fix Yourself, discussed the topic breach of confidence with his students. Kofi Sor a student taking Prof Kofi Dum's course is one of the students that could be best described as a truant. He misses classes without any apparent reason.

Prof Kofi Dum elaborated with examples of what breach of confidence was and stated elements of breach of confidence. After two hours, Kofi Sor came in. He came late as usual and had missed majority of what was been taught. Prof Kofi Dum is noted for engaging his students in a question and answer session after lectures. During this session, Kofi could not participate in the question and answer because he wasn't in the class from the beginning of the lesson. The last question from Prof. Kofi Dum was "What are the defence available in breach of confidence?"

As students discuss four available defences for breach of confidence to Kofi Sor. ✓

20 marks

Question 2

The people of Juaso recently made a public show of their new constitution. The whole state was in jubilation, because for the past 50 years, they were under military dictatorship by Opanyin Agya Adu.

In the constitution, one major architect of it is to guarantee the media the freedom to express their opinion on matters that affects the state. The constitution further stipulated that, all state owned media shall offer all citizens fair and equal opportunities.

Three weeks after the passage of the constitution, the Finance minister as charged by the Constitution is expected to present budget to military parliament that was converted by the Constitution to act as parliament until elections are held in December 2019.

Paragraph 4 starts from the next page.

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The minister of Finance Kofi Mensah too known presented the budget and went further to explain the budget to the public on a state owned media house. The learned men of the State called Azorka men, who thought they know more than the minister, went to the state owned media to seek for opportunity to explain their version of the budget to the public but they were denied.

As a professional in media law with a decided case and relevant provisions advise them on what to do

20 marks

Question 3

Dede, a final year undergraduate student at Tuobodom University is running for president of her local student union. The campaign has been pretty acrimonious. Her rival is Nick, a fellow student. During the campaign, Nick puts election posters up all over the university campus containing following allegations:

- (a) Dede does not have the body of a supermodel and students should only elect a "fit" candidate.
- (b) Dede cheated in her second year exams and is untrustworthy. *defamation*

Dede had to re-sit two of her second year exams the previous August after suffering a family bereavement. She has never been found guilty of cheating in any university examination. However, she gave an interview several months ago to the student newspaper in which she talked about how much she liked "to cheat at board games" when playing with her family and friends.

Edward, the editor of the student newspaper, *Your Voice*, publishes a story about the "negative and nasty tone" of the rivals' campaigns, with the heading: "Can we really trust them?" The article includes quotes from Nick's campaign posters, making clear where they are taken from. Photos of the two candidates featured beside the story, accompanied by the captions "Naughty Nick?" and "Devious Dede?" Edward did not ask either candidate for comment on the article prior to its publication.

As a professional in Media law advise Nick and Edward as to any liability they may face in the law of defamation.

20 marks

Question 4

Discuss the following:

- **Infringement Damages**
- **Flagrant Damages**
- **Account of Profit**
- **Delivery up**

20 marks