



BERJAYA SCHOOL OF COMMUNICATION AND MEDIA ARTS

FACULTY OF LIBERAL ARTS

FINAL EXAMINATION

Student ID (in Figures) :

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Student ID (in Words) : _____

Course Code & Name : **COM2304 Communication Law**
Trimester & Year : May – August 2021
Lecturer/Examiner : Ms Amalina Mustaffa
Duration : 3 Hours

INSTRUCTIONS TO CANDIDATES

1. This question paper consists of **THREE (3) essay questions. Answer ALL questions. Answers are to be written in the column provided.**
2. **Candidates are not allowed to refer to any unauthorized materials during the online exam.**

WARNING: The University Examination Board (UEB) of BERJAYA University College regards cheating as a most serious offence and will not hesitate to mete out the appropriate punitive actions according to the severity of the offence committed, and in accordance with the clauses stipulated in the Students’ Handbook, up to and including expulsion from BERJAYA University College.

Total Number of pages = 2 (Including the cover page)

INSTRUCTION(S): ANSWER ALL THREE (3) QUESTIONS.

(100 marks)

Question 1

(15 marks)

An owner of a copyright work may claim protection under the Copyright Act 1987, if he is a qualified person or his work is recognised as a work qualified for protection under the Act. Discuss the areas mentioned in the underlined sentence.

Question 2

(40 marks)

The court will look at 3 factors to determine whether the words are defamatory or not. As such, the court will look at whether the word is defamatory in its natural and ordinary meaning, by way of innuendo or by juxtaposition. Analyse how the court determine the words were defamatory to the plaintiff in both cases below:

(a) Syed Husin Ali v Sharikat Perchetakan Utusan Melayu Bhd [1973] 2 MLJ 56 (20 marks)

(b) Lee Kuan Yew v JB Jeyaretnam [1979] 1 MLJ 281 282. (20 marks)

You must begin each analysis with the summary of each case. Then, discuss the relevant issues brought before the court during the trial.

Question 3

(45 marks)

Discuss **ONE (1)** suitable defence for each situation given below and support your answer with **TWO (2)** cases that the court had cited in support of the defence in each situation below.

Situation 1:

A publication specifically referred to a particular Ahmad; but readers of the words believed that the article referred to another Ahmad

(15 marks)

Situation 2:

Allegation that X (a member of parliament) has been seen gambling for 3 nights a week for the past 3 months and has failed to turn up for scheduled visits to his constituency and therefore he is an immoral and dishonest person.

(15 marks)

Situation 3:

A says to B that C is a thief and A can prove as a fact that C has stolen something.

(15 marks)

END OF EXAM