



THE CATHOLIC UNIVERSITY OF EASTERN AFRICA

A. M. E. C. E. A MAIN EXAMINATION

P.O. Box 62157
00200 Nairobi - KENYA
Telephone: 891601-6
Fax: 254-20-891084
E-mail: academics@cuea.edu

AUGUST – DECEMBER 2018 TRIMESTER

FACULTY OF LAW

REGULAR PROGRAMME

CLS 416: LAW AND JOURNALISM

Date: DECEMBER 2018

Duration: 2 Hours

INSTRUCTIONS: Answer Question ONE and ANY OTHER TWO Questions

- Q1. Amanda Kimanzi is a young female politician campaigning for the MCA position for Kaluni ward in Mombasa County. She broke up her engagement because her fiancée was against her vying for the political seat. Two weeks later, she received a link to an Instagram account that contained her indecent pictures which she only shared with her ex- fiancée.
- a) Amanda would like to know if she can report this to the police and have them investigate and prosecute the suspects. **(10marks)**
 - b) She would like to file a civil action against her ex fiancée. What grounds would she have for the suit? **(10marks)**
 - c) Both mainstream and social media tend to further gender stereotypes especially with regards to women in politics. Critically examine this statement using relevant illustrations. **(10marks)**
- Q2. a) 26 sections of the Computer Misuse and Cybercrime Act were declared unconstitutional, assess the rationale for the ruling. **(10marks)**
- b) An individual's right to privacy often conflicts with the public's right to information when it comes to a politician, celebrity or government official. The courts have tried to strike a balance between the two, analyze further using decided case law. **(10marks)**

- Q3. Journalist Javier Delgado Rivera wrote, “Mass media and terrorism have become ever more intertwined in a mutually beneficial relationship often described as ‘symbiotic.’” Discuss further. **(20marks)**
- Q4. “News does not come down to us raw and unadulterated. Rather, it is ‘processed’ and structured in terms of what topics are selected; how information is filtered; what is emphasised and what is ignored; how an issue is framed; and how a debate is bounded.” Huffington Post. Explore media censorship under the law and media’s self censorship. **(20marks)**
- Q5. a) Write short notes on;
i) The role of the media council of Kenya. **(10marks)**
ii) Constitutional limitations of the freedom of expression. **(5marks)**
- b) List five international bodies and organizations that protect journalists. **(5marks)**

END