



**UNIVERSITI TEKNOLOGI MARA**

**FTA241: ARTS AND LAW**

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| <b>Course Name (English)</b>   | ARTS AND LAW <b>APPROVED</b>  |
| <b>Course Code</b>   | FTA241  |
| <b>MQF Credit</b>  | 2   |
| <b>Course Description</b>  | This course is designed to elaborate on the general outlook and system of the Malaysian laws and shall further expose on the laws which relate to the performing arts such as music, theatre, video (broadcasting) and films as well as the new emerging laws such as the cyber laws of Malaysia and other laws related to the industry. This course also gives students the awareness of their rights as professionals and an individual. The scopes of the course are Introduction to the concept of laws, The Malaysian legal system, Classification of Laws, Sources of the Malaysian Law, Individual rights under the Constitution, Laws of Contract, Law of Torts (Negligence, Defamation, Trespass & Nuisance), Company Law, Partnership & Sole-Proprietorship, Intellectual Property Laws (focus on Copyright, Patent and Trademark), Communications and Multimedia Act 1998 and the latest development on related Laws. Students are assessed continuously based on a few assignments and presentations. At the end of the course, students are to sit for the final test. |
| <b>Transferable Skills</b>   | Analytical Teamworker Communicator Organisational thinker   |
| <b>Teaching Methodologies</b>  | Lectures, Reading Activity, Discussion  |
| <b>CLO</b>   | <p>CLO1 Explain the correlation between laws related to the arts industry and the basic concepts pertaining to the respective laws</p> <p>CLO2 Recognize the actual principles, functions and implementation of laws in Malaysia especially concerning the arts industry locally as well as internationally</p> <p>CLO3 Adopt the understanding of arts and law as guidelines to assist students effectively in adapting to the arts industry</p>   |
| <b>Pre-Requisite Courses</b>   | No course recommendations   |
| <b>Topics</b>  |   |
| <b>1. What is Law? Definition, interpretations, applications, etc. Law, the State &amp; Constitution</b>   |   |
| <b>Classification of Laws</b>  |   |
| 1.1) n/a   |   |
| <b>2. The system and Sources of Malaysian Laws : The Written and Unwritten Laws</b>  |   |
| 2.1) n/a   |   |
| <b>3. The Malaysian Federal Constitution : General Overview, Individual Rights, Freedom of Speech &amp; Expression</b>   |   |
| 3.1) n/a   |   |
| <b>4. Laws of Contract : Elements of a Contract</b>  |   |
| 4.1) n/a   |   |
| <b>5. Laws of Contract : Voidable Contracts Remedies – damages, specific performance, injunction</b>   |   |
| 5.1) n/a   |   |
| <b>6. Torts : Definition, Classifications Negligence – duty to take care, breach of duty, remoteness of damages. Defamation – definition, concept, cases.</b>                |   |
| 6.1) n/a   |   |
| <b>7. Torts : Defamation – defences. Remedies – damages &amp; other remedies. Trespass – concept, definition, elaboration. Nuisance – concept, definition, elaborations.</b> |   |
| 7.1) n/a   |   |

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| <b>8. Company Law : Intro, definition, concept, Legal entity of a company</b><br>8.1) n/a   |
| <b>9. Company Law : Types of companies, formation of a company, Memorandum &amp; Article of Associations. Lifting of the corporate veil. Comparisons between a company, partnership &amp; sole-</b><br>9.1) n/a |
| <b>10. Partnership Law : Definition Formation, duration, liability of partners, relation of partners to one another, dissolutions, etc</b><br>10.1) n/a   |
| <b>11. Intellectual Property Law : Definition. Categories under IPL. Copyrights – history &amp; basic principles. Genres, qualification, duration, authorship &amp; ownership.</b><br>11.1) n/a                 |
| <b>12. The Communications &amp; Multimedia Act, 1998 : The overall views. The three combined industries. The new emerging laws.</b><br>12.1) n/a  |
| <b>13. Latest development on related laws : The relevancy of laws to the arts industry.</b><br>13.1) n/a  |
| <b>14. Latest development on related laws : The relevancy of laws to the arts industry</b><br>14.1) n/a   |

| Assessment Breakdown  | %       |
|-----------------------|---------|
| Continuous Assessment | 100.00% |

| Details of Continuous Assessment | Assessment Type | Assessment Description | % of Total Mark | CLO  |
|----------------------------------|-----------------|------------------------|-----------------|------|
|                                  | Assignment      | Group Presentation     | 30%             | CLO1 |
|                                  | Assignment      | Individual Assignment  | 30%             | CLO2 |
|                                  | Assignment      | Test                   | 40%             | CLO3 |

| Reading List       | Recommended Text                                      | Leonard DuBoff 2001, <i>Art Law in a Nutshell</i> , West Publishing Co  |
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|                    | Reference Book Resources                              | <ul style="list-style-type: none"> <li>• Abdul Aziz Bari, Farid Sufian Shuaib, <i>Constitution of Malaysia</i> [ISBN: 9832639972]</li> <li>• Ralph E. Lerner, Judith Bresler, <i>Art Law: The Guide for Collectors, Investors, Dealers &amp; Artists</i>,</li> <li>• Judith B. Prowda 2013, <i>Visual Arts and the Law: A Handbook for Professionals (Handbooks in International Art Business)</i>, Lund Humphries</li> </ul> |
| Article/Paper List | This Course does not have any article/paper resources |   |
| Other References   | This Course does not have any other resources         |   |