

Write Your Exam Code Here: _____

Return this exam question paper to your invigilator at the end of the exam before you leave the classroom.

**THIS EXAMINATION CONSISTS OF TWO PAGES.
PLEASE ENSURE THAT YOU HAVE A COMPLETE PAPER.**

**THE UNIVERSITY OF BRITISH COLUMBIA
PETER A. ALLARD SCHOOL OF LAW**

FINAL EXAM—APRIL 2019

**LAW 343C.001
TOPICS IN PUBLIC LAW:
FREEDOM OF EXPRESSION**

Professor Shigenori Matsui

**TIME ALLOWED: ONE HOUR AND A HALF WRITING TIME PLUS
FIFTEEN MINUTES READING TIME**

-
1. This is an OPEN BOOK examination. You may use any written materials you have brought into the examination room during the reading period as well as during the examination period.
 2. Don't turn the page over to the examination question until instructed. You have 15 minutes of reading time before starting to write in your examination booklet or your computer. You may not write in your examination booklet or your computer during this reading time. But you may make notes during this time on this examination question paper or on any piece of paper brought with you if you wish.
 3. Please write your answer on alternate pages, double spaced, if you are handwriting your answer in the examination booklet. Full citations of cases are not necessary. You may refer to cases in short forms.
 4. This examination is designed to evaluate your understanding of the basic principles of freedom of expression and your ability to use your knowledge in your actual practice. Do not concern yourself with any other issues not covered in the lectures or reading materials.
 5. This examination will account for 70% of your final grade.
GOOD LUCK!

THIS EXAMINATION CONSISTS OF ONE QUESTION

QUESTION

Shocked by the sudden measles outbreak, the government of British Columbia mandated that every child be vaccinated for measles before entering into any kind of schools and imposed the criminal punishment on parents who failed to vaccinate their minor children for measles. The government of British Columbia also plan to (1)ban the statement or expression which cast doubt on the efficacy and safety of the approved measles vaccination and (2) to ban statement or expression which argues, advocates, or solicits the other person for refusing to provide approved measles vaccination to their children with imprisonment for no more than two years. It also plan to (3) mandate the social media to block access to or take down the websites which contained the prohibited anti-vaccination statement or expression promptly within 24 hours after it found the website or it was notified about the website and impose 100 million CAD civil fine for its failure. Assuming that you are working for Attorney General of British Columbia and that you are asked for your analysis and opinion on the constitutionality of these three measures on anti-vaccination expression, please state your analysis and your opinion.

End of question