

Globalization and the Diffusion of Media Policy in Africa: The Case of Defamation of Public Officials

BY LYOMBE EKO

Abstract

The legal and policy transfer perspective holds that due to asymmetric power relations between nations, policy diffuses from global centers of power and influence to the periphery of the international relations system. Over the years, aspects of the landmark *New York Times v. Sullivan* decision handed down by the United States (US) Supreme Court have diffused to Africa. This paper analyzes how law and public policy standards protecting journalists from the wrath of government officials in defamation cases have diffused from the US to the African Commission on Human and Peoples' Rights and the African Court of Human and Peoples' Rights. These African judicial bodies received, contextualized, and Africanized international defamation principles with respect to public officials. This piece also explores how four African countries—South Africa, Kenya, Uganda, and Zimbabwe—have echoed the public policies set forth in *New York Times v. Sullivan* in specific cases involving media defamation of powerful government officials. This development bodes well for freedom of expression in Africa, a continent that has had the unfortunate reputation of being the home of authoritarian “strong men” who’ve ruled over regimes of law and disorder.

Defamation And Public Officials

Michael Rajnik



Defamation And Public Officials:

Defamation and Public Officials Clifton O. Lawhorne, 1971 This first comprehensive study of the changes which have occurred in the law of libel over the years fills a long felt need by journalists and others in the field of communication for a book dealing specifically with press law and public officials However though written primarily for the working press and students of journalism the work will be of interest to general readers concerned with public affairs and through its compilation of widely scattered information will be useful as a reference tool for lawyers The story of libel law from colonial times to the present is basically the story of courtroom battles between public officials claiming the right to a good name and private citizens claiming the right to know about and discuss public officials As Mr Hart points out history shows that in the United States the law for libeling public officials has been consistently narrowed as the public's right to know about their government and discuss their leaders has broadened Mr Lawhorne thus traces the evolution of libel law in this country explains the reasons for the recent liberalization of the law and suggests some of the present dangers in his opinion stemming from the abuse of the law Among the precedent setting cases cited by Mr Lawhorne are *Garrison v Louisiana* *Dodd v Pearson* and *Goldwater v Ginzberg* Among his conclusions is a warning to those who disseminate information to confine their comments to the truth by virtue of strict ethical standards lest the reaction to present liberal libel law lead to highly restrictive law of the future , **Democracy Off Balance** Stefan Braun, 2004-01-01 Democracy Off Balance offers an unsettling analysis of hate censorship and hate censors as a complex paradox of modern democratic discourse

Criminalising Dissent Aytakin Kaan Kurtul, 2025-03-31 This book addresses one of the oldest political offences in the European continent lèse majesté in light of its historical evolution and the threat it poses to a democratic public sphere in modern day Europe The Republic of Turkey which serves as the focal point of this book epitomises the chilling abuse of lèse majesté laws due to the sheer number of criminal investigations on the basis of lèse majesté as well as the relatively low threshold for permissible criticism in defamation cases concerning the head of state In this regard through a comparative analysis encompassing multiple European jurisdictions and international human rights law this work illustrates that the excesses in Turkey should not be treated as an alien practice but rather as a caution for liberal political systems in Europe in view of the Western European origins of Turkish lèse majesté and the erosion of the rule of law Thus the volume stands as both a warning and a call for the abolition of lèse majesté laws as a democratic necessity beyond their inherent contradiction with state obligations stemming from international human rights law As a comprehensive work on European lèse majesté this book will function as a point of reference for legal scholars and practitioners alike as it offers a historical and theoretical background in addition to its rich commentary on how lèse majesté cases are assessed by domestic criminal courts and international human rights bodies The book will also be of use to political scientists and journalists who wish to learn more about how heads of state can effectively become immune to criticism through the use of criminal law and what can be done

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Decoding **Defamation And Public Officials**: Revealing the Captivating Potential of Verbal Expression

In an era characterized by interconnectedness and an insatiable thirst for knowledge, the captivating potential of verbal expression has emerged as a formidable force. Its ability to evoke sentiments, stimulate introspection, and incite profound transformations is genuinely awe-inspiring. Within the pages of "**Defamation And Public Officials**," a mesmerizing literary creation penned with a celebrated wordsmith, readers attempt an enlightening odyssey, unraveling the intricate significance of language and its enduring impact on our lives. In this appraisal, we shall explore the book's central themes, evaluate its distinctive writing style, and gauge its pervasive influence on the hearts and minds of its readership.

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