

COVERAGE
CIVIL LAW
2014 BAR EXAMINATIONS

I. Effect and Application of Laws (Civil Code)

Include: Conflict of Laws (Private International Law)

II. Human Relations (Arts. 19-22, Civil Code)

Exclude: Independent civil actions and prejudicial questions which will be covered by the examinations in Remedial Law

PERSONS

I. Persons and Personality (Civil Code)

II. Marriage (Family Code)

Exclude: Muslim Code (P.D. 1083)

Exclude: Duties of a Civil Registrar under Articles 12-19, 23-25 (Family Code)

Exclude: A.M. No. 02-11-10-SC, Rule on Declaration of Absolute Nullity of Void Marriages and Annulment of Voidable Marriages; R.A. No. 6955, entitled "*An Act to Declare Unlawful the Practice of Matching Filipino Women for Marriage to Foreign Nationals on a Mail Order Basis and Other Similar Practices x x x*"; R.A. No. 9208 or the Anti-Trafficking in Persons Act of 2003

III. Legal Separation (Family Code)

Exclude: A.M. No. 02-11-11-SC, or the Rule on Legal Separation

IV. Rights and Obligations Between Husband and Wife (Family Code)

Exclude: R.A. No. 7192 or the Women in Development and Nation Building Act; R.A. No. 8187, or the Paternity Leave Act of 1996; R.A. No. 9710, or The Magna Carta of Women.

V. Property Relations of the Spouses (Family Code)

VI. The Family

VII. Paternity and Filiation (Family Code)

VIII. Adoption

A. Domestic Adoption Act of 1998 (R.A. No. 8552)

Exclude:

1. Rule on Adoption (A.M. No. 02-6-02-SC)
2. R.A. No. 9523, entitled "An Act Requiring Certification of the Department of Social Welfare and Development to Declare a 'Child Legally Available for Adoption' as a Prerequisite for Adoption Proceedings x x x."

B. Inter-Country Adoption Act of 1995 (R.A. No. 8043)

Exclude: Articles 183-188, 191-193 (Family Code)

IX. Support (Family Code)

X. Parental Authority (Family Code)

Exclude:

1. Rule on Guardianship of Minors (A.M. No. 03-02-05-SC)
2. Rules on Custody of Minors and Writ of *Habeas Corpus* in Relation to Custody of Minors (A.M. No. 03-04-04-SC)
3. Solo Parents' Welfare Act of 2000 (R.A. No. 8972)
4. The Early Childhood Care and Development Act (R.A. No. 8980)

Exclude: R.A. No. 9231, entitled "An Act Providing for the Elimination of the Worst Forms of Child Labor and Affording Stronger Protection for the Working Child x x x," which will be covered under Labor Law

Include: Child Abuse Law (R.A. No. 7610)

XI. Emancipation (Arts. 234 and 236, Family Code, as amended by R.A. No. 6809 which lowered the age of majority)

XII. Summary Judicial Proceedings in Family Law Cases

XIII. Retroactivity of the Family Code (Art. 256)

Exclude: Arts. 254-255, 257 (Family Code)

XIV. Funerals (Arts. 305-310, Civil Code)

Exclude: Care and Education of Children (Arts. 356-363, Civil Code)

XV. Use of Surnames

Arts. 364-369, 369-380, Civil Code (other articles repealed by Family Code)

XVI. Absence (Art. 43, Civil Code; Art. 41, Family Code)

XVII. Civil Registrar

Exclude: Act No. 375 and the Implementing Rules and Regulations of R.A. No. 9048

PROPERTY

I. Characteristics

II. Classification

III. Ownership

IV. Accession

V. Quieting of Title to or Interest in and Removal or Prevention of Cloud over Title to or Interest in Real Property

VI. Co-ownership

VII. Possession

VIII. Usufruct

IX. Easements

X. Nuisance

XI. Modes of Acquiring Ownership

PRESCRIPTION

I. Definition

II. No prescription applicable

III. Prescription or limitation of actions

OBLIGATIONS

- I. Definition**
- II. Elements of an Obligation**
- III. Different Kinds of Prestations**
- IV. Classification of Obligations**
- V. Sources of Obligations**
- VI. Nature and Effect of Obligations**
- VII. Kinds of Civil Obligations**
- VIII. Joint and Solidary Obligation**
- IX. Extinguishment of Obligations**

CONTRACTS

- I. Essential Requisites**
- II. Kinds of Contracts**
- III. Formality**
- IV. Defective Contracts**
- V. Effect of Contracts**

SALES

- I. Definition and Essential Requisites of a Contract of Sale**
- II. Parties to a Contract of Sale**
- III. Subject Matter**
- IV. Obligations of the Seller to Transfer Ownership**
- V. Price**
- VI. Formation of Contract of Sale**

- VII. Transfer of Ownership**
- VIII. Risk of Loss**
- IX. Documents of Title**
- X. Remedies of an Unpaid Seller**
- XI. Performance of Contract**
- XII. Warranties**
- XIII. Breach of Contract**
- XIV. Extinguishment of the Sale**
- XV. The Subdivision and Condominium Buyers' Protective Decree (P.D. 957)**
- XVI. The Condominium Act (R.A. No. 4726)**

Exclude: Electronic Commerce Act of 2000 (R.A. No. 8792); Public Land Law, Retail Trade and Liberalization Act, Bulk Sales Law (Act No. 3952)

SUCCESSION

- I. General Provisions**
- II. Testamentary Succession**
- III. Legal or Intestate Succession**
- IV. Provisions Common to Testate and Intestate Succession**

Exclude: Executors and administrators (Arts. 1058-1060, Civil Code), which will be covered under Remedial Law

PARTNERSHIP

- I. Contract of Partnership**
- II. Rights and Obligations of Partnership**
- III. Rights and Obligations of Partners Among Themselves**

- IV. Obligations of Partnership/Partners to Third Persons**
- V. Dissolution**
- VI. Limited Partnership**

AGENCY

- I. Definition of Agency**
- II. Powers**
- III. Express vs. Implied Agency**
- IV. Agency by Estoppel**
- V. General vs. Special Agency**
- VI. Agency Couched in General Terms**
- VII. Agency Requiring Special Power of Attorney**
- VIII. Agency by Operation of Law**
- IX. Rights and Obligations of Principal**
- X. Irrevocable Agency**
- XI. Modes of Extinguishment**

COMPROMISE

- I. Definition**
- II. Void Compromise**
- III. Effect**

CREDIT TRANSACTIONS

- I. Loan**
- II. Deposit**
- III. Guaranty and Suretyship**

IV. Pledge

V. Real Mortgage

Include: Act 3135, as amended by R.A. No. 4118

VI. Antichresis

VII. Chattel Mortgage

Include: Act 1508

VIII. Quasi-contracts

IX. Concurrence and Preference of Credits

LEASE

I. Lease of Things

II. Lease of Work or Services

III. Lease of Rural and Urban Lands

IV. Rights and Obligations of Lessor and Lessee

V. Special Rules for Lease of Rural/Urban Lands

VI. Household Service (Exclude, for inclusion in Labor Law)

VII. Contract of Labor (Exclude, for inclusion in Labor Law)

VIII. Contract for Piece of Work (Exclude, for inclusion in Labor Law)

LAND TITLES AND DEEDS

I. Torrens System

II. Regalian Doctrine

III. Citizenship Requirement

IV. Original Registration

V. Subsequent Registration

VI. Non-registrable Properties

VII. Dealings with Unregistered Lands

Exclude:

1. History of land laws
2. Remedies sufficiently covered under Remedial Law
3. Registration of judgments, orders and partitions
4. Assurance fund
5. Registration of patents
6. Administrative structure of the Register of Deeds
7. Consultas

TORTS AND DAMAGES

Book I--Torts

I. Principles

II. Classification of Torts

III. The Tortfeasor

IV. Act of Omission and its Modalities

V. Proximate Cause

VI. Legal Injury

VII. Intentional Torts

VIII. Negligence

IX. Special Liability in Particular Activities

X. Strict Liability

Book II--Damages

I. General Considerations

II. Actual and Compensatory Damages

- III. Moral Damages
- IV. Nominal Damages
- V. Temperate or Moderate Damages
- VI. Liquidated Damages
- VII. Exemplary or Corrective Damages
- VIII. Damages in Case of Death
- IX. Graduation of Damages
- X. Miscellaneous Rules

IMPORTANT NOTES:

1. This listing of covered topics is not intended and should not be used by the law schools as a course outline. This was drawn up for the limited purpose of ensuring that Bar candidates are guided on the coverage of the 2014 Bar Examinations.
2. All Supreme Court decisions - pertinent to a given Bar subject and its listed topics, and promulgated up to **March 31, 2014** - are examinable materials within the coverage of the 2014 Bar Examinations.