

2018 BAR EXAMINATIONS

CRIMINAL LAW

I. REVISED PENAL CODE (RPC) BOOK I

A. Fundamental and General Principles in Criminal Law

1. Definition of Criminal Law
 - a) *Mala in Se* and *Mala Prohibita*
2. Applicability and Effectivity of the Penal Code
 - a) Generality
 - b) Territoriality
 - c) Prospectivity

B. Felonies

1. Criminal Liabilities and Felonies
 - a) Classifications of felonies
 - b) Elements of criminal liability
 - c) Impossible crime
 - d) Stages of execution
 - e) Continuing crimes
 - f) Complex crimes and composite crimes
2. Circumstances affecting Criminal Liability
 - a) Justifying circumstances
 - b) Exempting circumstances
 - c) Mitigating circumstances
 - d) Aggravating circumstances
 - e) Alternative circumstances
 - f) Absolutory causes
3. Persons Liable and Degree of Participation
 - a) Principals, accomplices, and accessories
 - b) Conspiracy and proposal
 - c) Multiple offenders (differences, rules, effects)
 - d) Include: Obstruction of Justice (P.D. No. 1829)

C. Penalties

1. Principles (include R.A. No. 9346 - An Act Prohibiting the Imposition of Death Penalty in the Philippines)
2. Classification
3. Duration and Effect
4. Application
 - a) Indeterminate Sentence Law (Act. No. 4103, as amended)
 - b) Three-fold rule
 - c) Subsidiary imprisonment
5. Graduation of Penalties
6. Accessory Penalties
7. Computation of Penalties
8. Execution and service (Include: P.D. No. 968 – Probation Law, as amended; and R.A. No. 9344 – Juvenile Justice and Welfare Act, as amended)

D. Criminal and Civil Liabilities

1. Extinction of Criminal Liabilities
2. Civil Liabilities in Criminal Cases

II. REVISED PENAL CODE (BOOK II)

- A. Crimes against National Security and Laws of Nations
- B. Crimes against the Fundamental Laws of the State
- C. Crimes against Public Order
- D. Crimes against Public Interest
- E. Crimes against Public Morals
- F. Crimes committed by Public Officers
- G. Crimes against Persons
- H. Crimes against Personal Liberty and Security
- I. Crimes against Property
- J. Crimes against Chastity
- K. Crimes against the Civil Status of Persons
- L. Crimes against Honor (include Administrative Circular 08-2008 Re: Guidelines in the Observance of a Rule of Preference in the Imposition of Penalties in Libel Cases, January 25, 2008)

III. QUASI-OFFENSES

- A. Article 365, RPC – Criminal Negligence

IV. SPECIAL LAWS

- A. Anti-Arson Law (P.D. No. 1613)
- B. Anti-Carnapping Law (R.A. No. 6539, as amended by R.A. Nos. 7659 and 10883)
- C. Anti-Child Abuse Law (R.A. No. 7610, as amended)
- D. Anti-Child Pornography Law (R.A. No. 9775)
- E. Anti-Fencing Law (P.D. No. 1612)
- F. Anti-Graft and Corrupt Practices Act (R.A. No. 3019, as amended)
- G. Anti-Hazing Law (R.A. No. 8049)
- H. Anti-Hijacking Law (R.A. No. 6235)
- I. Anti-Piracy and Anti-Highway Robbery (P.D. No. 532)
- J. Anti-Plunder Act (R.A. No. 7080, as amended)
- K. Anti-Sexual Harassment (R.A. No. 7877)
- L. Anti-Torture Act (R.A. No. 9745)
- M. Anti-Trafficking in Persons Act (R.A. No. 9208)
- N. Anti-Violence against Women and their Children Act (R.A. No. 9262)
- O. Bouncing Checks Law (B.P. Blg. 22)
- P. Comprehensive Dangerous Drugs Act (R.A. No. 9165)
- Q. Illegal Possession of Firearms (P.D. No. 1866, as amended by R.A. Nos. 8294 and 10591)
- R. Indeterminate Sentence Law (R.A. No. 4103, as amended)
- S. Juvenile Justice and Welfare Act (R.A. No. 9344, as amended by R.A. No. 10630, and in relation to P.D. No. 603)
- T. Obstruction of Justice (P.D. No. 1829)
- U. Probation Law (P.D. No. 968, as amended by R.A. No. 10707)
- V. Cybercrime Prevention Act (R.A. No. 10175)
- W. Human Security Act (R.A. No. 9372) – defining acts of terrorism

EXCLUDE Special criminal laws and administrative circulars not included in the above listing, as follows:

- A. Anti-Alias Law (R.A. No. 142)
- B. Anti-Money Laundering Law Act of 2010 (R.A. No. 9160 as amended by R.A. No. 9194)
- C. Anti-Photo and Video Voyeurism Act of 2009 (R. A. No. 9995)
- D. Code of Conduct of Public Officials and Employees (R.A. No. 6713)
- E. Government Procurement Reform Act (R.A. No. 9184)

IMPORTANT NOTES:

- The listing of covered topics is not intended and should not be used by law schools as a course outline. This listing has been drawn up for the limited purpose of ensuring that the Bar candidates are guided on the coverage of the 2018 Bar Examinations.
- All laws, rules, issuances, and jurisprudence pertinent to every subject and its listed topics as of June 30, 2017 are examinable materials within the coverage of the 2018 Bar Examinations.
- Principles of law are not covered by the cut-off period stated herein.