UNIVERSITY OF THE PHILIPPINES LAW COMPLEX PUBLICATIONS 2018

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UP College of Law FACULTY SCHOLARSHIP SERIES

The Faculty Scholarship Series showcases the legal expertise of the members of the University of the Philippines College of Law as it collects their work in single, theme-bound volumes. The Series provides the public with access to extended discussions of important legal issues to help inform the discourses on these issues.

DANTE B. GATMAYTAN



More Equal than Others: Constitutional Law and Politics Dante B. Gatmaytan ISBN: 978-971-15-0466-3 | 2017 | P450.00

The Supreme Court, according to conventional wisdom, does not concern itself with policy issues. Policy-making is left to other "political" branches of government. Experience has shown, however, that the judiciary, particularly the Supreme Court, cannot avoid politics because it is asked to decide politically charged issues from the legitimacy of a revolution to the impact of globalization. The court's existence—from appointment to impeachment shows the unmistakeable politics in constitutional law. The Articles in this collection cover a variety of topics including regime change, judicial appointments, constitutional amendments, impeachment and the separation of powers. They show a Supreme Court as both master and victim of Philippine politics.



CONVENITY OF THE PHELIPPINES COLLEGE OF LOW FACULTY SCHOLARSHIP SERIES

Globalization and Sovereignty: The Republic in Crisis

Merlin M. Magallona ISBN: 978-971-15-0468-7 | 2016 | P450.00

The essays and articles collected in this book arrive at the synthesis that the nation's strategic center has been persistently occupied by the sovereign power of the same imperialist complex and its invisible ramifications. Soon the waves of globalization will sweep away the last refuge of the nationalist identity under the nation's Constitution, following the tsunami of the national-treatment provisions of the WTO agreements and its new dimensions in the ASEAN Economic Community Blueprint. In this book, Dean Merlin Magallona demonstrates how greatness for the Filipino community to be on the way to self-determined sovereignty.



The Philippines in the International Law of the Sea Merlin M. Magallona ISBN: 978-971-15-0465-6 | 2015 | P450.00

The lectures and articles collected in this book invite the reader to undertake a critical analysis of the state of Philippine territory under the regime of the United Nations Convention on the Law of the Sea (UNCLOS). The UNCLOS was ratified under martial law conditions, by a legislative process defined by authoritarian governance, which precluded a free press and restricted public expression. The impact of the UNCLOS on the Philippine territorial situation has never been examined objectively and remains a central strategic problem that has become more forbidding, considering the Supreme Court's application of UNCLOS to Philippine territory. But judicial approval should make a critical review even more challenging.



Coming Soon

Underclass: Public Interest Law Practice Perspectives Dante B. Gatmaytan ISBN: 978-971-15-0470-0

This collection of articles illustrates how the law can be used to subjugate marginalized sectors in the Philippines. Laws create hierarchies based on, among other things, class, ethnicity, or gender. These pieces were written during the course of a legal practice working with rural poor communities. They challenge hierarchies created by law and supports community efforts to pressure policy makers to review the unwritten premises of the law.

UP Law Centennial TEXTBOOK WRITING PROJECT

In line with the celebration of the College of Law's 100 years as a leading institution in legal education, the Centennial Textbook Writing Project aims to promote legal scholarship by encouraging its faculty members to write textbooks on their fields of expertise. It aims to further develop legal education in the country by disseminating high quality legal materials to a broad spectrum of students and professors of law. Since 2011, the project has produced definitive and insightful books that have become indispensable for the study of Philippine law.



Analysis of Law and Jurisprudence on Torts and Quasi-Delicts Rommel J. Casis ISBN: 978-971-15-0428-1 2012 | P450.00

Analysis of Philippine Agency Law and Jurisprudence Rommel J. Casis ISBN: 978-971-15-0431-1 2011 | P450.00

Analysis of Philippine Law and Jurisprudence on Damages Rommel J. Casis ISBN: 978-971-15-0430-4 2012 | P450.00

Analysis of Philippine Partnership Law and Jurisprudence Rommel J. Casis ISBN: 978-971-15-0429-8 2011 | P450.00







This book starts with a clear delineation of the concept of torts and quasi-delicts often thought to be the same. It digs deep into each concept as it leads to a discussion of negligence, a concept likewise of great import in this subject. It explores the presumptions of negligence through cases and the different commonly used defenses against the charge of negligence. In the process, it tackles the different categories of causes and the tests used to determine proximate cause. Given a case of negligence, it goes into an examination of the parties liable to go along with a discussion of human relation torts and independent civil actions.

This volume is intended primarily as a teaching tool. When used in tandem with a problem-based method of classroom participation, students should be able to see the practical application of the relevant rules in everyday life. Legal education after all should go beyond mere memorization of rules and recitation of cases and into the analysis and application of rules to actual problems.

This volume focuses on analyzing the law and jurisprudence on Damages. This volume examines the text of Civil Code and traces the development of the doctrines and rules promulgated by the Court. Where necessary, it offers a critique of the rule or its implications or a way to reconcile apparently divergent rulings.

In this volume, U.S. cases are used to help elucidate the principles when the Civil Code provision being discussed was taken from the Uniform Partnership Act of 1914 or the Uniform Limited Partnership Act of 1916. Because these laws have since been amended, the author was careful in including only those cases which were based on these particular versions. As a result, the U.S. cases cited were decided prior to the amendment of the pertinent U.S. law.



Civil Law Florilegium: Essays on the Philippine Variant of the Civil Law Tradition Ruben F. Balane ISBN: 978-971-15-0423-6 2012 | P450.00

Credit Transactions: Notes and Cases, Vols. 1-2 Second Edition Stephanie V. Gomez-Somera ISBN: 978-971-15-0419-9 2015 | P450.00/vol.

Colonial Legacies in a Fragile Republic: Philippine Land Law and State Formation Owen J. Lynch ISBN: 978-971-15-0422-9 2011 | P450.00

Dictionary of Contemporary International Law Merlin M. Magallona ISBN: 978-971-15-0417-5 2011 | P450.00 These essays were written over a period of more than three decades for a variety of occasions. Some were for professorial chair lectures while others were written for publication in journals. One was an opinion submitted by Professor Balane to the Supreme Court as amicus curiae in a case involving succession. Others were lectures to judges or lawyers at various forums. Each of the three traditional fields of civil law (according to the Gaian Order as it is called) is represented here.

This book, a guide for the course on credit transactions, tackles the provisions of cited laws based on the subject matter instead of presenting them based on article or section number. It emphasizes certain key concepts by reformatting the language used in the provision cited but without changing the language itself. Excerpts of decisions of the Supreme Court are taken up as well to supplement the discussion and to facilitate the understanding of the subject.

Dr. Owen Lynch demonstrates how colonial policies continue to influence policy making processes even after the adoption of the 1987 Constitution. In particular, he illustrates how the Constitution reaffirms the unjust natural resources allocation concepts used to provide a legal basis for the State's usurpation of rural peoples' customary property rights. State policies (with a few exceptions) remain unchanged because the legal, economic, and bureaucratic elites continue to benefit from the status quo.

The entries in this dictionary are limitedly drawn from multilateral conventions and decisions of international tribunals. Designed primarily in aid of research, the Dictionary extensively sets out the relevant text of the multilateral conventions or of the decisions of international tribunals. Issues and Questions: Technology, The Law and You Gigo A. Alampay ISBN: 978-971-15-0433-5 2012 | P250.00

Labor and Social Legislation: An Updated Systematic Presentation Froilan M. Bacungan ISBN: 978-971-15-0426-7 2011 | P450.00

Legal Method Essentials 3.0 Dante B. Gatmaytan ISBN: 978-971-15-0427-4 2016 | P450.00

Marriage and Unmarried Cohabitation: The Rights of Husbands, Wives, and Lovers Elizabeth Aguiling-Pangalangan ISBN: 978-971-15-0460-1 2014 | P450.00 Gigo Alampay provides a simple introduction to but a few legal and policy issues that are arising as a result of rapid developments in information and communications technology. It poses more questions to pique the reader's interest and to move them to explore these issues more.

The goal of this publication is to ensure the easy understanding and comprehension of Labor Law and Social Welfare Legislation. The latest rules and regulations such as those of the Philippine Overseas Employment Organization Rules for Land-based and Seafarers Recruitment and Employment, and the 2010 Omnibus Rules and Regulations Implementing the Migrant Workers and Regulations Implementing the Migrant Workers Act of 1995 as amended by Republic Act 10022 have also been included.

Legal Method Essentials 3.0 is an updated edition of the textbook that provides information every student of law should master. The book covers diverse topics such as legal history, the function of courts, case analyses, statutory construction, and legal writing, among others. It incorporates developments in law and jurisprudence up to the first quarter of 2014 and dedicates discussions on everything from separability clauses and sunset provisions.

This solid treatise on marriage is intended to serve as a legal compass in navigating the delicate and thorny aspects of contemporary consensual unions. It progresses from the basic concepts surrounding marriage to the different modes of separation and the grounds by which they may be entered into. Resultantly, it touches on the effects a separation may have on personal and property relations when it comes to de facto separation interspersed with the history of divorce in the country. Most importantly, the book sheds light on the rights and obligations of spouses, and likewise those of unmarried cohabitation.











Mestizo: The Story of the Philippine Legal System

Pacifico A. Agabin ISBN: 978-971-93766-1-3 2016 | P450.00

"Mestizo" traces the pedigree of our legal system. It treats the history of the civil system and how it was imposed by Spain on the Filipinos over a period of more than 300 years. The book also deals briefly with the rise of the common law system in England and its mutation in America.



Not Bone of My Bone But Still My Own: A Treatise on the Philippine Law on Adoption

Elizabeth Aguiling-Pangalangan ISBN: 978-971-15-0443-4 2013 | P450.00

The treatise of Professor Pangalangan is a masterwork that can eliminate a person's ambivalent notion of adoption and confusion as to the procedural and substantive requirements to legalize adoption. This is so because the treatise delves into actual situations and the decisions reached by the courts not only in cases where the laws and rules are clear but also where they are ambiguous or even where there is a perceptible gap in the law or rules.



Notes and Cases on Commercial Arbitration Under Philippine Law Arthur P. Autea

ISBN: 978-971-15-0441-0 2013 | P450.00

This book makes a presentation of arbitration according to the stages in which an arbitration agreement comes into being, moving into the development of the dispute, then into the actual process of resolving the dispute, and culminating in the issuance of the award that will finally resolve the dispute.



The Philippine Insurance Law: Notes, Comments and Cases Bartolome S. Carale ISBN: 978-971-15-0436-2 | 2014 | P450

With the enactment of the Insurance Code of 2013, the publication of this book could not have come at a better time. Insurance Law is among the subjects Dean Bartolome S. Carale has taught in the almost five decades he has served on the Law Faculty. As teacher, and as Dean at one time, he brings considerable expertise and insight to the discussion of the Philippine Insurance Code.

Philippine Law and Ecology Vol. I: National Laws and Policies Antonio G. M. La Vina ISBN: 978-971-15-0440-3 | 2012 | P450.00

Vol. II: International Laws and Rules of Procedure 2012 | P450.00

The approach to this textbook from Chapter Four to Eleven is to present individual modules, beginning with an Environmental Situationer as environmental issues occur in the real world. This is followed by a section on Legal Analysis, which is a quick survey of applicable provisions of laws and relevant jurisprudence. The reader is invited to analyze, interpret, and apply these legal frameworks together to the problem presented. It is the interplay of these laws and decisions that is critical to learning, more than a detailed discussion of each law separately in its entirety.

Volume Two is composed of two parts: the application of international law, and the application of the new Rules of Procedure for Environmental Cases. In the past quarter century, Philippine environmental law and policy has closely followed developments in international law dealing with environmental issues. Many of the country's environmental laws were passed in direct response to or in compliance with the country's commitments under international agreements or cooperation. Even the Rules of Procedure on Environmental Cases promulgated by the Supreme Court in 2010 had partly been a result of the Court's exposure to developments in environmental justice in other countries and under international law.

A Study of Civil Procedure

Araceli T. Baviera ISBN: 978-971-15-0418-2 | 2011 | P450.00

This book discusses the rules on procedures in their logical order, to enable the students to know where, when, and what pleadings to file. Illustrative cases decided by our Supreme Court are cited, showing how the law is applied. Thus, the Rules assume a three-dimensional form, and demonstrate how our legal system works.









Torts and Damages Carmelo V. Sison ISBN: 978-971-15-0451-9 | 2013 | P450.00

The concept of Torts and Damages in the Philippine Legal System has evolved through time. Founded on the two sources of civil obligations under the old and new civil codes, the body of jurisprudence incorporated the Anglo-American concept of tort liability into our legal system. The development of this subject matter through laws and jurisprudence has funnelled innovations in this particular branch of law.

The book is written by Prof. Carmelo V. Sison, a recognized authority in Constitutional Law, Torts and Damages, and Legal Theory. The present work has consolidated the legal provisions and relevant court decisions in a systematic way.



Universal Human Rights: A Reality in the Constitution of the Philippines Froilan M. Bacungan ISBN: 978-971-15-0439-7 | 2012 | P450.00

This manuscript is intended primarily to present not only the historical and jurisprudential development of our Bill of Rights, its objective is also to present rules and remedies that may be used as tools to ensure its protection.

BAR REVIEWERS



Answers to Bar Examination Questions (Annual) Eduardo A. Labitag, ed. 2016 Bar Edition | P250.00 2015 Bar Edition | P250.00 2014 Bar Edition | P250.00 2013 Bar Edition | P250.00 2012 Bar Edition | P450.00

Bar Examinations Multiple Choice Questions Sampler U.P. Law Complex ISBN: 978-971-15-0449-6 2013 | P200.00

Answers to Bar Examination Questions (4 Volumes) Eduardo A. Labitag, ed.

Civil Law (1987-2010) 2014 | P450.00 Criminal Law (1987-2010) 2014 | P400.00 Labor Law (1987-2010) 2008 | P400.00 Remedial Law (1987-2010) 2014 | P400.00 In response to public demand, the U.P. Law Complex is pleased to publish this latest edition of ANSWERS TO BAR EXAMINATION QUESTIONS which covers all subjects in the Bar examinations.

The answers in each bar subject were discussed and prepared by a select group of law professors and practitioners who are experts and authorities in each subject. After the answers were finalized by each group or committee, the suggested answers were transmitted to the Chairman of the Supreme Court Bar Examinations Committee and who in turn furnished copies to the examiners.

The Bar MCQ sampler was prepared by the U.P. College of Law in response to the change in the structure of the bar examinations.

This publication contains selected questions with answers that were designed to introduce those reviewing for the bar examination to the multiple question format of each subject.

The ANSWERS TO BAR EXAMINATION QUESTIONS

focuses on the eight Bar subjects and covers a period of at least ten years. The publication is designed for those who would like to delve deeper into the history and incidence of questions and answers in each bar examination subject. A select group of experts and authorities in each Bar subject met, discussed, and prepared the suggested answers. The finalized answers are then transmitted to the Chairman of the Supreme Court Bar Examination Committee who in turn furnish the copies to the respective examiners.

SPECIAL PUBLICATIONS



Equal Dignity and Respect: The Substance of Equal Protection and Social Justice Chief Justice Reynato S. Puno ISBN: 978-971-15-0435-9 | 2012 | P1,300.00

Equal Dignity and Respect grapples with the timeless and timely conundrum of equality. It journeys back to the roots of the Philippine constitutional right to equal protection of the laws or Equal Protection Clause transplanted by the Americans to Philippine soil a century ago. The book's ultimate destination is a Philippine-style adjudicative approach for a progressive Expanded Equal Protection Clause, cobbled and proposed to uphold human dignity and build a genuinely egalitarian Philippine democracy.



JBL Ipse Loquitur: A Collection of Essays and Lectures Justice Jose B. L. Reyes ISBN: 971-15-0386-7 | 2002 | P500.00

JBL IPSE Loquitur: A collection of Essays and Lectures is a project created for the commemoration of the great jurist, Justice Jose B.L. Reyes, and the celebration of his one-hundredth birth anniversary.



Law and Society: Collected Works of Perfecto V. Fernandez Marcia Ruth and Gabriela P. Fernandez, ed. ISBN: 978-971-15-0395-6 | 2005 | P600.00

Among Filipino juridical thinkers, Perfecto V. Fernandez stands out as an original, homegrown legal theoretician. Until "Pecto," as law students fondly called him, the philosophical and sociological analysis of law in the Philippines was the domain of renowned foreign authors and their local adherents. It was Pecto who cultivated his own approach to law, one that at once sees law as loyally bound up with communal life of the Filipino, yet struggling to be free of his historical constraints.

BOOK TITLES BY SUBJECT

CIVIL LAW



Civil Law Review: A Centennial Contribution to Legal Education Araceli T. Baviera ISBN: 978-971-15-0413-7 2008 | P400.00

Sales

Araceli T. Baviera ISBN: 971-15-0405-7 2005 | P300.00

Civil Code Reader

Carmelo V. Sison, ed. ISBN: 971-15-0409-X 2004 | P300.00 The teaching of Civil Law has been compartmentalized in separate courses in law school. As all these subjects are contained in one Code, there is need to coordinate and correlate these courses. In this book, the author seeks to present the law, as it was, and ought to be, thereby hoping that our students may become better lawyers, lawmakers and jurists.

While the Philippine Legal System is said to be a happy blending of the civil law and common law systems, it is not so, in the law on Sales. The super-imposition of the codified American common-law doctrines on the Spanish Civil Code resulted not only in duplicate provisions, but also in conflicting legal concepts and principles. It is hoped that with the extensive research undertaken in American and Philippine jurisprudence on these concepts and doctrines, this book will contribute immensely to a better understanding, and perhaps to the improvement of our law.

Most law students who begin the study of the Civil Code immediately plunge into provisions without having a background of its development. A genuine understanding and meaningful appreciation of it, entails not only the study of the text of its provisions, but its historical bases, its theoretical and practical underpinnings, and the construction of its provisions from the perspective of its framers, commentators, and the courts. This publication is a compilation of important documents containing the abovementioned texts.

CONSTITUTIONAL LAW

The 1987, 1973, and 1935 Philippine Constitutions: A Comparative Table Carmelo V. Sison ISBN: 978-971-15-0287-9 1999 | P250.00

Peace and the Law: Perspectives on the Draft Bangsamoro Basic Law Pacifico A. Agabin, Merlin M. Magallona and Vicente V. Mendoza 2016 | P250

CRIMINAL LAW





This is a presentation of the 1987, 1973, and 1935 Constitutions of the Republic of the Philippines to enable the reader to readily compare the provisions of each Charter.

The Draft Bangsamoro Basic Law is stirring debate on the extent to which the Constitution can accommodate the aspirations of the Bangsamoro. In the course of the hearings, Congress invited experts on constitutional law to enlighten lawmakers on the legal issues implicated by the draft bill. Among the many resource persons invited by Congress were Dean Merlin Magallona, and Supreme Court Associate Justice Vicente V. Mendoza. Dean Pacifico A. Agabin has also presented his views on this issue in a forum organized by the San Beda Graduate School of Law held in May 2014. The UP Law Center is presenting these perspectives in the hope that it will lead to a constructive debate on the constitutionality of the draft law and clarify legal issues that will ultimately lay the foundations for peace.

Benchbook on the Application, Computation and Graduation of Penalties lesus F. Guerrero

2005 | P500.00

Several years of meticulous research and numerous counterchecking have been devoted to the production of Part I of this Benchbook. Though it is based on Act No. 3815, or the Revised Penal Code (RPC), it was observed that the focus of the RPC is not on the penalties provided for each felony but rather on their definition and the corresponding elements of each.

CYBER LAW

"Cryptology" is a timely and significant work that surveys and critiques the legal developments in the field of cryptology in the international arena.

Fusing legal and technological research and analyses, Dr. Ramiscal's seminal study breaks new ground as it delves into the automated elections, source codes, e-procurement, eTitling of lands, cryptocurrency, electronic evidence, data privacy and legal ethics in the Philippines. It contributes to the edification and understanding of the issues concerning cryptology as a dual-use good, inherent or built-in ICT and security products, and as a discipline that affects all stakeholders of the digital society.



Cryptology: The Law and Science of Electronic Secrets and Codes ISBN: 978-971-15-0313-1 Noel G. Ramiscal, Ph. D. 2015 | 450.00

ENVIRONMENTAL LAW



Towards a Global Environmental Government Daniel M. Nicer ISBN: 978-971-15-0352-2 | 2005 | P250.00

Towards A Global Environmental Government is Daniel M. Nicer's contribution of the relation of state sovereignty with the development of international law. He focuses on bringing the processes of decision-making and rule-making in the framework of the Montreal Protocol on Substances that Deplete the Ozone Layer.



Experts Dialogue on Philippine Climate Change Policy Rommel J. Casis, ed. ISBN: 978-971-15-0363-0 | 2005 | P250.00

Th UP Institute of International Legal Studies held an "Experts' Dialogue on Philippine Climate Change Policy," to respond to this crucial environmental issue. The Dialogue, which was held at the University of the Philippines College of Law on July 31, 2008, featured presentations by experts and scholars in the field of environmental law, international law, and environmental policy, and is now presented as a book.

GENDER AND JUSTICE



The Anti-Sexual Harrasment Act of 1995: Notes and Cases

Ma. Rowena Amelia V. Guanzon ISBN: 978-971-15-0436-6 | 2014 | P250

This book documents the journey of the law relating to sexual harassment at work from its origins in the Civil Rights in the USA, to its present statutory status in most countries. It pays tribute to the many women who took their cases to the courts in the USA at a time when sexual harassment was yet to be recognized as a legal wrong.

The author has made a critical evaluation of the trend in court on the subject and has contributed to the knowledge on the subject, which will be useful for scholars in different countries. Her substantial experience of representing and advising women facing violence has enhanced the value of the book which not only explains the law but also provides some practical guidance to those who need to use it.

Primer on Republic Act 9262 Anti-Violence Against Women and Their Children Act of 2004 and the Barangay Protection Order Ma. Rowena Amelia V. Guanzon ISBN: 978-971-15-0437-3 | 2012 | P100

This primer on the Anti-Violence Against Women and their Children Act and the Barangay Protection Order was written primarily for the use of barangay officials and women in the barangay. In Question and Answer format, it aims to provide a Primer that can be easily understood by persons who are not lawyers. A translation in Pilipino is included in the Primer, and a translation in Tausug is available also for use of barangay officials and others in Mindanao.

The VAWC Forms in the Annexes of this Primer are official forms of the Department of Interior and Local Government (DILG), designed by its National Barangay Operations Office. These forms include an application form, a form for the Barangay Protection Order, incident report, and the report that Barangay officials have to file with the DILG.





Gender and Justice Action Research Program

Institute of Human Rights and UP Center for Women's Studies ISBN: 978-971-15-0442-7 | 2013 | P1500 (5 Books)

> I. Advancing the Rights of the Girl Child in Elementary and Secondary Education: A Review of Laws, Policies, and Interventions Implemented by the Department of Education Maria Theresa D. Ujano-Batangan, Ph.D. and Ibarra M. Gutierrez III, Ll. M.

II. Slip Through the Cracks: Interrogating LGBT Rights in Legal and Protective Measures Addressing Gender-Based Violence and Discrimination Glenda T. Litong, LI. M.

III. Democracy and Theocracy; Justice and Sexism: The Philippine Roman Catholic Church in the 60s and 7os Sylvia Estrada-Claudio, M.D., Ph.D.

IV. Social Psychological Aspects of Advocating Sexual Citizenship Rights for LGBT Filipinos Eric Julian Manalastas, M.A. and Beatriz Torre

V. Embedded Exclusions: RH Restrictions as Gender Discrimination Elizabeth Aguiling-Pangalangan, Ll. M.

A vital emphasis on women has evolved into issues of gender (sexuality, identity) that is also at the root of women's oppression and is central to the liberation of all. The collection tackles a variety of topics concerning women, the youth, and the LGBT community. Its scholarship is grounded in social engagement and the understanding of the political and cultural embeddedness of the law.

The monographs in this publication are final research reports of a research program entitled, "Gender and Justice" jointly led by the University of the Philippines Center for Women's Studies and the Institute of Human Rights of the UP Law Center. These were also presented at the Second International Conference on Human Rights and Peace and Conflict in Southeast Asia in October 2012.

HUMAN RIGHTS





Beyond Qualified Reclusion Perpetua: Restorative Justice and Alternatives to the Death Penalty Zenaida P. Paloma, ed.

ISBN: 971-15-0407-3 | 2006 | P80.00

This book presents the debate on the abolition of the death penalty once taken up in a forum in the Law Center. It attempted to throw wide open the doors of the discourse from that of merely introducing a substitute for death penalty (such as qualified reclusion perpetua) to that of exploring the prospects of restorative justice in our country. It endeavored to go beyond qualified reclusion perpetua and the other stock alternatives.

A Human Rights Approach to Academic Freedoms of Educators in Higher E-Learning

Noel G. Ramiscal ISBN: 987-971-15-0313-1 | 2008 | P250.00

This book by Dr. Noel G. Ramiscal looks into the dilemma between the rights of educators to academic freedom and freedom of speech and expression over the internet, and the freedom of their educational institutions to regulate their curricula as well as the use of their educational resources.



Manual on International Human Rights Treaties and Mechanisms ISBN: 971-15-0408-1 | 2005 | P600.00

With this publication, we hope to equip advocates, jurists, scholars, policymakers, and anyone else with an interest in human rights and human rights advocacy with a useful tool for various engagements in the field.



People and Profits: A Guide on Business and Human Rights for NGOs Voltaire J. Veneracion and Agni Mentaki Tripodi ISBN: 978-971-15-0477-9 | 2017 | P350.00

This guidebook was created in to equip Non-Governmental Organizations and Civil Society with fundamental knowledge on Human Rights principles, as well as the basics on the U.N. Guiding Principles on Business and Human Rights. This book also contains tools that can be used to make sure that the business sector upholds its duty to respect human rights in business operations.



The UN Convention on the Rights of Persons with Disabilities: A Piece of the Puzzle in the Access to Justice and Disability Equality Dilemma Elizabeth H. Aguiling-Pangalangan, ed. ISBN: 978-971-15-0434-2 | 2012 | P350.00

Through this publication, the Institute of Human Rights hopes to enlighten and empower everyone including persons with disabilities themselves, by examining the stages of the justice system that have to be improved or changed to make real the doctrines of equal protection before the laws and non-discrimination on the basis of characteristics that are immutable or for traits historically used as grounds for invidious discrimination.

INTERNATIONAL LAW

ASEAN Economic Integrations: Solutions to Legal and Economic Challenges for the Philippines

H. Harry Roque, Jr., Ramon L. Clarete, Celeste Ruth L. Cembrano-Mallari ISBN: 978-971-15 - 0469 -4 | 2016 | P450.00

This collection is the third and culminating phase of a legal audit project of the Institute of International Legal Studies of the UP Law Complex. It contains papers presented at a forum, as well as the input of experts on the ASEAN. The compilation explains the intricacies of integration and contributes to the understanding and fulfillment of the ASEAN Economic Community's goals.

Forging Partnerships: Philippine Defense Cooperation under Constitutional and International Laws J. Eduardo Malaya and Maria Antonina Mendoza-Oblena

ISBN: 978-971-15 - 0475 - 5 | 2016 | P300.00

This book is a pioneering study that sheds light on the field of international defense and security cooperation. Knowledge and understanding of this and related issues are crucial as the Constitution and laws set the basis and parameters for national defense policy and posture, notably in the conduct of combined training and other forms of engagement with friendly foreign militaries. These are particularly critical at the present time when the modernization program of the Armed Forces of the Philippines is underway and as we explore options in further enhancing our country's national defense capabilities and preparedness





INTERNATIONAL COMMERCIAL ARBITRATION AND PHILIPPINE LAW JURISDICTION AND ARBITRABILITY









International Commercial Arbitration and Philippine Law: Jurisdiction and Arbitrability (Vol. 1) Diane A. Desierto

ISBN: 978-971-15-0445-7 | 2014 | P450.00

This collection of articles is the first volume in a four-volume monograph on international commercial arbitration designed for Philippine lawyers, intended to be a guide for practitioners, particularly from civil law jurisdiction, and venturing into the intricacies of international commercial arbitration, which is moving towards common law.

The Philippine Constitution and International Law Merlin M. Magallona ISBN: 978-971-15-0447-2 | 2013 | P250.00

Noticeable is the practice of teaching constitutional law courses markedly demarcated from problems in the international legal relations of the State, perhaps on the assumption that these are areas peculiar to the public international law cources in conceptual divide from constitutional law. These essays then serve as an invitation to bridge this sharp disciplinary distance, thus creating conditions of enriching mutuality addressed to resolving dilemmas of the Philippine State.

The Philippine Claim to a Portion of North Borneo: Materials and Documents ISBN: 978-971-15-0389-1 | 2003 | P800.00

This is an updated and expanded edition of Readings on the Sabah Question published by the International Studies Institute of the Philippines in 1987. The objective of the earlier edition was to put together all relevant documents on the Philippine claim in one book for the use of the Philippine government, legislators, lawyers, and researchers. A new and updated version is necessary because there have been many interesting and critical developments on the North Borneo issue since the 1987 book came out.

The Supreme Court and International Law: Problems and Approaches in Philippine Practice Merlin M. Magallona

ISBN: 978-971-15-0313-1 | 2010 | P250.00

This essay is an attempt at clarification of the relation of national law with public international law as it is involved in specific issues, resulting in some hypothesis on the interpretation of the constitutional status of international law principles. It invites attention to the dualist character of national jurisdiction and points out the serious risks in the confusing departure from the distinctive earmarks of these principles as respectively applied in the two legal systems.





The Philippine Treaty Limits: Historical Context and Legal Basis in International Law Lowell B. Bautista ISBN: 978-971-0313-1 | 2015 | P250.00

This timely work by Dr. Lowell B. Bautista provides the reader with a carefully researched work on the very foundations of the Philippines' policy over the West Philippine Sea. It is an objective work that gives the historical background and an assessment on the legal weight of these claims based on the established principles under international law. Moreover, it objectively imparts on the reader the legal basis of China for its nine-dashed line claim in the South China Sea. With this publication, it is hoped that the reader will be enlightened on the issues at hand and arrive at his or her own assessment on the legal positions of the two countries.

LEGAL METHOD AND RESEARCH





A Guide to Philippine Legal Information Antonio M. Santos ISBN: 978-971-15-0450-2 2013 | P450.00

Index of Annotations to Supreme Court Decisions 1901-2013 Rene B. Gorospe Lilia F. Echiverri 2014 | P250.00 This simple Guide complements Holmes' claim that prediction is the object of the study of law. An intelligent and informed prediction can only be done through meticulously locating and systematically unfolding legal information found in materials and literature. The chapters of this Guidebook are arranged carefully to lead and guide the reader as he unfolds the intricacies and peculiarities of the Philippine legal system.

A problem in the legal research that needs to be addressed is the matter of organizing, collating and making such vast knowledge available in a meaningful manner. This work is directed to help in searching for and accessing the different annotations that had been made in regard to certain subjects of law and jurisprudence.





NINTH EDITION Philippine Manual of Legal Citations

MYRNA S. FELICIA

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Philippine Legal System Myrna S. Feliciano ISBN: 978-971-15-0464-9 2015 | P450.00 Legal Method Essentials 3.0 is an updated edition of the textbook that provides information every student of law should master. The book covers diverse topics such as legal history, the function of courts, case analyses, statutory construction, and legal writing among others. It incorporates developments in law and jurisprudence up to the first quarter of 2014 and dedicates discussions on everything from separability clauses and sunset provisions.

Professor Feliciano revisits the Philippine legal system with her most recent publication. Keeping pace with the steady growth of new legislation, jurisprudence, and law reform in the Philippines, she has updated her earlier works, incorporating new materials, along with additional chapters on Criminal Law, Alternative Dispute Resolution, and Environmental Law.

Philippine Manual of

Legal Citations Ninth Edition Myrna S. Feliciano ISBN: 978-971-15-6345-0 2015 | P150.00 Upholding the goal to conform with international standards for citation, the seventh edition of this manual incorporates some of the changes in the Philippine government agencies, the 19th edition of *The Bluebook: A Uniform System of Citation,* as well as the *United Nations Documentation Research Guide.* The book also reflects recommendations from the previous edition and has adopted some suggestions from the 3rd edition of the *ALWD Citation Manual: A Professional System of Citation,* published by the Association of Legal Writing Directors, and Darby Dickerson.

MARITIME LAW

Bajo de Masinloc: Scarborough Shoal Maps and Documents

National Mapping and Resource Information Authority and the Institute for Maritime Affairs and Law of the Sea ISBN: 978-971-15-0454-0 | 2014 | P1,200.00

This publication, which is a collection of ancient maps and archival research documents demonstrating the Philippines' long standing-claim and continued exercise and jurisdiction over the Shoal, aims to serve as an important reference material for policymakers, researchers, scientists, and academicians in the maritime field.

Legal Liabilities for Maritime Disasters

Rommel J. Casis, ed. | ISBN: 978-971-15-0414-4 | 2009 | P250.00

In search of answers to questions commonly arising from maritime mishaps, the University of the Philippine College of Law sponsored a public discussion titled, "Legal Liabilities for Maritime Disasters" on August 13, 2008. This publication documents the presentations made during the Discussion as well as the Open Forum.

The Ocean Space or the Maritime Area of the Philippines (Including the Seabed and Subsoil and their Air Space under the Law of the Sea Convention, the Philippine Constitution and Relevant Laws) Estelito P. Mendoza | ISBN: 978-971-15-0476-2 | 2017 | P50.00

Written by the esteemed Estelito P. Mendoza, the primer informs on the fundamentals of the maritime area subject to the sovereignty and jurisdiction of the Philippines, in light of the "Award" of the July 12, 2016 of the Arbitral Tribunal in the matter of the South China Sea Arbitration. The author also draws from his participation in the meetings of both the Seabed Committee and the Third Conference on the Law of the Sea.





Estelito P. Mendazz

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REMEDIAL LAW



1997 Rules on Civil Procedure as Amended (Rules 1-71, Rules of Court) Victoria A. Avena, ed. ISBN: 971-15-0410-3 | 2006 | P400.00

In response to the need to provide an updated knowledge of the rules on procedure, the Information and Publication Division of the U.P. Law Center has decided to publish this work with updated, relevant laws and Supreme Court issuances. This publication contains cross-references through footnotes as well as a complete set of the relevant and current issuances of the Supreme Court.





Revised Rules on Civil Procedure (Rules 1-71, Rules of Court Effective December 1, 2000) English-Filipino

Revised Rules on Special Proceedings, Criminal Procedure, and Evidence (Rules 72-133, Rules of Court) English - Filipino Judge Cezar C. Paralejo, trans. 2005 | P250.00

Ang salin ng Rules of Court sa Filipino na ipinalimbag ng Kolehiyo ng Batas, Unibersidad ng Pilipinas, sa Ingles at Filipino ay pagtugon sa layunin ng 1987 Konstitusyon (Art. 16, Sek. 6) na ibunsod ng pamahalaan ang pambansang wikang Filipino upang maging wikang panturo at pangkomunikasyon.

TAXATION LAW

Taxation of Business Profits under the Philippine Tax Code and Tax Treaties

Victorino C. Mamalateo, Mark Dennis Y. C. Joven, William M. Variss ISBN: 978-971-15-0352-2 | 2012 | P350.00

The focus on taxation of business profits of this book suggests the main issues and problems emerging from the impact of tax conventions on Philippine taxation. It points to the need for a systematic review of these conventions as a policy instrument with the object of evaluating the negative implications on sources of taxable income on the part of foreign business corporations.



SPECIAL TOPICS

The Public-Private Partnership (PPP) Book ISBN: 978-971-15-0478-6 | 2017 | 350.00

The Public-Private Partnership Book expands upon existing literature on PPP contracts and R.A. 7718 (Build-Operate-Transfer Law) as an easily comprehensible guide to negotiating and structuring contracts. It is a collaboration between the UP Institute of Government and Law Reform and the Public Private Partnership Center, with the indispensable cooperation of the Department of Transportation (then known as the Department of Transportation and Communication), and Department of Finance.

The book features a complete pre-configured contract template, and provision-by-provision samples drawn from previous actual partnerships in the Philippines to facilitate customized adjustments to the document. This manual will provide both novice entrepreneurs and advanced investors with clear and comprehensive know-how on PPP contracts.

Legal Education: The Search for its Strategic Center in Filipino Cultural Development

Merlin M. Magallona | ISBN: 978-971-15-0471-7 | 2016 | P150.00

Has culture and desire for identity been employed to influence the major developments in legal education, in terms of long-term policies and strategic directions? Do policy-makers demonstrate motivation in making strategic choices on account of culture? Is there a significant relation between policymakers' behavior and deep development in national identity? Or does it still make sense to relate the development of legal education with culture as its strategic center? These prospects are beyond imagination in contemporary times for their historical premises are long lost in memory, as the essays in this collection try to explain.

Introduction to Legal Philosophy (10th Edition) Crisolito Pascual | ISBN: 978-971-8518-38-5 | 2003 | P500.00

Most societies are based on secular or temporal systems of law. Philosophers and jurisprudents, however, have advocated that the legal ordering of the society should move away from this secularity towards a reference beyond yet immanent in itself. This is to say that the rule of law should be established in its proper foundation. This book serves as an introduction to the ideas of the said foundation of legal order.







PRIMERS AND HANDBOOKS



Primer on Kasambahay: Rights and Obligations Under the Batas Kasambahay Patricia R. P. Salvador Daway ISBN: 978-971-15-0462-5

2014 | P250.00

Primer on Legal Issues in Reproductive Health Raul C. Pangalangan Elizabeth Aguiling-Pangalangan

Herminio Harry L. Roque Florin T. Hilbay ISBN: 978-971-15-0421-2 2011 | P180.00

Primer on the Expanded Senior Citizens Act of 2010 Concepcion L. Jardeleza, ed. ISBN: 978-971-15-0415-1 2010 | P250.00 This primer provides the reader with an easy-to-read material containing all the information surrounding the "Batas Kasambahay." A portion of it takes the Q & A format on the essentials of the law. It likewise surveys other domestic and international laws in relation to it. Hailed as the Magna Carta for Kasambahays, Republic Act No. 10361 translates into concrete terms the mandate of the Philippine Constitution for the State to afford full protection to labor, much so in the case of domestic workers.

In this primer, we have specifically tackled Reproductive Health as four distinct but interrelated topics, to wit: (1) Constitutional Law issues; (2) Family Law issues including women's and children's rights; (3) International Law issues; and (4) The internationally protected right to health. The Primer underscores that reproductive rights are human rights already recognized by the Philippines in the various international human rights instruments it signed and on the basis of our own Constitution and extant statute laws.

At the U.P. Law Center, one of our tasks is to make the public aware of certain laws that have a wide reach in the country. We carry out this function through publications that distill the law and explain it to the general public in non-legal language. Hence, this primer. It is designed in a Q & A format for easy understanding of the rules and regulation of the Republic Act No. 9994 or the "Expanded Senior Citizens Act of 2010".



A Handbook on Election Law Florin T. Hilbay ISBN: 978-971-15-0399-9 2004 | P300.00 This handbook is meant to respond to the pressing need of lawyers, judges, and law students for a comprehensive yet simple outline providing the rules governing elections. Designed to guide, and not to dictate, this work is expository and not argumentative. The chapters are divided into the major areas of election law, from registration of voters to the election proper.

Impeachment Q & A (Revised) Carmelo V. Sison, ed. ISBN: 971-15-0381-6 2012 | P250.00 This publication is a primer on impeachment written in a question and answer format. The appendices contain statutes and other documents necessary for understanding the impeachment proceedings against former President Joseph E. Estrada.

Primer on Republic Act 9262 Anti-Violence Against Women and Their Children Act of 2004 and the Barangay Protection Order Ma. Rowena Amelia V. Guanzon ISBN: 978-971-15-0437-3 | 2012 | P100 This primer on the Anti-Violence Against Women and their Children Act and the Barangay Protection Order was written primarily for the use of barangay officials and women in the barangay. In Question and Answer format, it aims to provide a Primer that can be easily understood by persons who are not lawyers. A translation in Pilipino is included in the Primer, and a translation in Tausug is available also for use of barangay officials and others in Mindanao.

The VAWC Forms in the Annexes of this Primer are official forms of the Department of Interior and Local Government (DILG), designed by its National Barangay Operations Office. These forms include an application form, a form for the Barangay Protection Order, incident report, and the report that Barangay officials have to file with the DILG.



POPLAW SERIES

In 1984, the U.P. Law Center was awarded the Outstanding Extension/Community Service Award by the President of the University of the Philippines because of the Popularizing the Law Program (POPLAW). In its commitment to promote awareness and familiarity with the law, it has gone to different schools and barangays to hold seminars on the law in their context. As part of this effort, the Center publishes handbooks as tools to aid in this campaign of the popularizing the law. It is designed to be easily understood and provides a simplistic yet effective approach to the study of law. The Center hopes that through these efforts the Filipino may be well-informed of how its government works and most especially in its collective rights towards the path of a truly effective democracy.

Handbook in Teaching Common Offenses and Special Criminal Laws in Basic Education Nicholas Felix L. Ty; Celinia E. Balonso 2013 | P50.00

This handbook will introduce the reader to some of the most common offenses or crimes happening everyday in our society. The basic concepts and principles regarding these crimes or felonies were explained and examples were provided for easier understanding.

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Accompanying this primer is a Teaching Exemplar utilizing the Understanding by Design Model (UbD) in Filipino to enable teachers to teach lessons on public accountability in the secondary schools.

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Carmelo V. Sison ; Lydia N. Agno | 2012 | P50.00

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Eric Henry Joseph F. Mallonga ; Celinia E. Balonso 2012 | P50.00

This handbook entitled "Teaching Law-Related Studies in Basic Education," presents a primer on Law- Related Studies and Exemplars in Teaching Law-Related Studies. Using the Understanding by Design (UbD) and the Tri-Question Approach, the authors prepared two teaching exemplars for the readers.

Handbook in Teaching Law-Related Studies in Basic Education

Lydia N. Agno, et al. | 2013 | P50.00

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COMPENDIA

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Rules of Procedure and Other Issuances (Commission on Audit) Flordeliza C. Vargas, ed. ISBN: 978-971-15-0453-3 2015 | P250



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Rules of Procedure and Other Issuances: Department of Agrarian Reform (Including DARAB) Flordeliza C. Vargas, ed. ISBN: 978-971-15-0453-3 2014 | P250.00



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UP COLLEGE OF LAW CENTENNIAL





Lectures Delivered on the Occasion of the - Centennial of the University of the Philippines --College of Law In the Grand Manner: Looking Back, Thinking Forward Danilo L. Concepcion, Marvic M.V.F. Leonen, Concepcion L. Jardeleza, Florin T. Hilbay, eds. ISBN: 978-971-15-0441-1 | 2013 | P250.00

This book is a noisy and unrelated yet colorful and incisive set of snapshots about Malcolm Hall and its celebrated members, its unique culture, and its claimed hegemony. The essays that appear in this collection fixate on Justice Holmes' famous phrase that has become associated with U.P. Law and the activities of its sons and daughters, from vantage points separated by generations, beliefs, and style. Given this diversity, what we offer is not a single monolithic story about U.P. Law; instead, we present a selection of threads in an unfinished tapestry.

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Rommel J. Casis | P 850 | Published by Lexis Nexis

This book offers a comprehensive discussion on Philippine contract law and jurisprudence written in a concise and readable format. It avoids the fragmented and disorganized 'article-by-article' method of most Philippine Civil Law commentaries by using a seamless thematic approach founded on a logical organization of legal rules and principles. It clarifies the legal analysis of cases by excluding information irrelevant to the principles discussed. It makes the law less intimidating by avoiding unecessary legalese and opts for a more straightforward explanation that law students, practitioners, bar reviewees and businessmen will appreciate.



The Labor Code of the Philippines (2017) Arnold F. De Vera | P 957 | Published by Lexis Nexis

Atty. De Vera's edition of the Labor Code of the Philippines provides practitioners and students alike a complete and accessible reference to laws and regulations affecting employer-employee relations. It presents the Labor Code as officially renumbered by the Department of Labor and Employment Advisory No. 01-2015 and indicates the previous section numbers for ease of reference. Amendments introduced up to 2016 are integrated into the Code. The compilation includes the Omnibus Rules Implementing the Labor Code which is presented as amended by the latest issuences by the DOLE. Everyone interested in labor laws will find Atty. de Vera's collection an indispensable reference.

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