

SYLLABUS FOR THE 2022 BAR EXAMINATIONS CRIMINAL LAW (and Practical Exercises)

NOTE: This syllabus is an outline of the key topics that fall under the core subject “Criminal Law (and Practical Exercises)”. Accordingly, all Bar candidates should be guided that only laws, rules, issuances, and jurisprudence pertinent to these topics as of **June 30, 2021** are examinable materials within the coverage of the 2022 Bar Examinations.

I. PRINCIPLES OF CRIMINAL LAW (*Revised Penal Code – Book 1*)

- A. General principles
 - 1. *Mala in se* and *mala prohibita*
 - 2. Applicability and effectivity of the RPC
 - a. Generality
 - b. Territoriality
 - c. Prospectivity
 - 3. Interpretation of penal laws
 - 4. Retroactive effect of penal laws

- B. Felonies
 - 1. Criminal liabilities and felonies
 - a. Classification of felonies (grave, less grave and light felonies)
 - b. *Aberratio ictus*, *error in personae*, and *praeter intentionem*
 - 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
 - i. Recidivism
 - ii. Habituality
 - iii. Quasi-recidivism
 - iv. Habitual delinquency
 - 4. Penalties
 - a. Imposable penalties
 - b. Classification

- c. Duration and effects
- d. Application and graduation of penalties
 - i. Indeterminate Sentence Law (Act No. 4103)
- e. Accessory penalties
- f. Subsidiary Imprisonment
- 5. Execution and service of sentence
 - a. Three-fold rule
 - b. Probation Law (P.D. No. 968, as amended)
 - c. Juvenile Justice and Welfare Act (R.A. No. 9344, as amended)
 - d. Republic Act No. 10592 (Amendments to Articles 29, 94, 97, 98 and 99 of the RPC)
 - e. Community Service Act (R.A. No. 11362; A.M. No. 20-06-14-SC)
- 6. Extinction of criminal liability (as amended by R.A. No. 10592)
- 7. Civil liability in criminal cases

II. CRIMES UNDER THE REVISED PENAL CODE (*Revised Penal Code – Book 2*)

- A. Crimes against national security and laws of nations
- B. Crimes against the fundamental law 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
- M. Quasi-offenses

III. SPECIAL PENAL LAWS

- A. Anti-Child Pornography Act of 2009 (Secs. 3[a-c], 4 and 5, R.A. No. 9775)
- B. Anti-Fencing Law of 1979 (Secs. 2 to 6, P.D. No. 1612)
- C. Anti-Graft and Corrupt Practices Act (R.A. No. 3019, as amended by R.A. No. 3047, P.D. No. 677, P.D. No. 1288, B.P. Blg. 195 and R.A. No. 10910)
- D. Anti-Hazing Act of 2018 (R.A. No. 8049, as amended by R.A. No. 11053)
- E. Anti-Money Laundering Act of 2001 (R.A. No. 9160)
- F. Anti-Photo and Video Voyeurism Act of 2009 (Secs. 3 and 4, R.A. No. 9995)

- G. Anti-Plunder Act (Secs. 1, 2 and 6, R.A. No. 7080, as amended by R.A. No. 7659)
- H. Anti-Torture Act of 2009 (Secs. 3 [a, b], 4 and 5, R.A. No. 9745)
- I. Anti-Trafficking in Persons Act of 2003 (Secs. 3 to 12, R.A. No. 9208)
- J. Anti-Violence Against Women and their Children Act of 2004 (Secs. 3, 5 and 26, R.A. No. 9262)
- K. Anti-Wire Tapping Act (Secs. 1 to 4, R.A. No. 4200)
- L. Bouncing Checks Law (B.P. Blg. 22)
- M. Comprehensive Dangerous Drugs Act of 2002 (R.A. No. 9165 as amended by R.A. No. 10640)
- N. Cybercrime Prevention Act of 2012 (R.A. No. 10175)
- O. New Anti-Carnapping Act of 2016 (Secs. 3 to 4, R.A. No. 10883)
- P. Special Protection of Children Against Abuse, Exploitation, and Discrimination Act (Secs. 3(a), 5 and 10, R.A. No. 7610)
- Q. Swindling by Syndicate (P.D. No. 1689)

IV. PRACTICAL EXERCISES

- A. Drafting of Complaint, Information, Affidavits of Desistance, etc.

- NOTHING FOLLOWS -

