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INTERNATIONAL SCIENTIFIC CONGRESS ON PRIVATE LAW OF THE PHILIPPINES AND SPAIN

Organized by

The Ateneo de Manila University School of Law,

Universidad de Malaga Facultad de Derecho,

Legal Education Board, and

Philippine Association of Law Schools

in cooperation with the Embassy of Spain

13 - 15 JUNE 2016

JUSTITIA HALL, FOURTH FLOOR

ATENEO PROFESSIONAL SCHOOLS BUILDING

ROCKWELL CENTER, MAKATI CITY

PHILIPPINES



First Day – June 13, 2016 (Monday)
CEREMONIAL OPENING

Moderator:
Prof. MA. TANYA KARINA A. LAT
*Executive Director, Philippine Association of Law Schools
Program Officer for Formation (Social Programs), Ateneo de Manila University School of Law*

- 1:30
- Registration
- 2:00
- Invocation and National Anthem by the Ateneo Law School Choir

WELCOME MESSAGES

Fr. Jose Ramon T. Villarin, S.J.
*President
Ateneo de Manila University*

H.E. Luis Antonio Calvo Castaño
Ambassador of Spain to the Philippines

CULTURAL PRESENTATION

Señor Rafael Ronquillo
Spanish Guitarist

Hon. Magdangal M. De Leon
*Associate Justice, Court of Appeals
Chair, Remedial Law Department
Ateneo de Manila University School of Law*

Ateneo Law School Choir

KEYNOTE SPEAKER

Hon. Maria Lourdes P.A. Sereno
*Chief Justice
Supreme Court of the Philippines*

PRESENTATION OF TOKENS OF APPRECIATION TO GUESTS OF HONOR
Fr. Jose Ramon T. Villarin, S.J.

- 3:30
- SIGNING OF THE FRAMEWORK AGREEMENT FOR THE DEVELOPMENT OF DOCTORAL THESES IN JOINT SUPERVISION BETWEEN ATENEO DE MANILA UNIVERSITY AND UNIVERSIDAD DE MALAGA FACULTAD DE DERECHO
- 3:45
- ANNOUNCEMENTS
MERIENDA (Venue: Atrium, APS Ground Floor)
- 5:30
- End of Day One

Second Day – June 14, 2016 (Tuesday)
ACADEMIC CONGRESS

Moderator:
Prof. MA. NGINA TERESA V. CHAN-GONZAGA
*Former Commissioner, Presidential Commission on Good Government
Civil Law Professor, Ateneo de Manila University School of Law*

Morning Session

- 8:00
- Registration
- 8:30
- OPENING REMARKS
- Prof. Sedfrey M. Candelaria**
Dean, Ateneo de Manila University School of Law

Señor Juan Jose Hinojosa Torralvo
Dean, Universidad de Malaga Facultad de Derecho

Dean Soledad Deriquito-Mawis
*Lyceum of the Philippines University - College of Law
President, Philippine Association of Law Schools*
- 9:15
- KEYNOTE ADDRESS: HISTORY OF CIVIL LAW IN THE PHILIPPINES
- Presenter:* **Hon. Jose C. Vitug**
*Retired Associate Justice, Supreme Court of the Philippines
Founding Dean, Angeles University Foundation—School of Law*
- 10:00
- COMMENT: IMPLICIT PHILOSOPHY OF THE NEW CIVIL CODE OF THE PHILIPPINES
- Presenter:* **Fr. Ranhilio C. Aquino**
Dean, Graduate School of Law, San Beda College
- 10:15
- Coffee Break
- 10:30
- SESSION 1: THE INTERPLAY BETWEEN THE CONSTITUTION AND PRIVATE LAW IN THE PHILIPPINES AND SPAIN
- CONSTITUTIONAL FUNCTION OF HUMAN RIGHTS PRINCIPLES WITHIN THE CONTEXT OF PRIVATE LAW IN THE PHILIPPINES*Presenter:* **Hon. Adolfo S. Azcuna**
*Chancellor, Philippine Judicial Academy
Retired Associate Justice, Supreme Court of the Philippines*
- THE EFFECT OF THE SPANISH CONSTITUTION ON SPANISH PRIVATE LAW*Presenter:* **Señor Angel Rodriguez Vergara**
*Professor of Constitutional Law
Universidad de Malaga Facultad de Derecho*
- THE CONSTITUTIONAL INTEGRATION OF THE FORALITY IN SPAIN: AN EXPORTABLE MODEL?*Presenter:* **Señor Gonzalo Martinez Etxeberria**
Professor of Law, Universidad de Deusto
- 11:30
- Open Forum
- 12:00
- Lunch Break

Second Day – June 14, 2016 (Tuesday)
ACADEMIC CONGRESS

Moderator:
Prof. JOSE MARIA G. HOFILEÑA
Vice Chair, Commercial Law Department
Ateneo de Manila University School of Law

Afternoon Session

- 1:30 - **SESSION 2: CIVIL LIABILITY AND RELIEF MEASURES IN RELATION TO CIRCUMSTANCES OF DISCRIMINATION**
- DISCRIMINATION IN THE PRIVATE SPHERE: A SUBJECTIVE RIGHT OR A LEGAL ABUSE (AN AMERICAN-EUROPEAN COMPARATIVE STUDY)**
Presenter: Señor Jose Manuel de Torres Perea
Associate Professor of Civil Law
Universidad de Malaga Facultad de Derecho
 - DISCRIMINATION AGAINST WOMEN AND CHILDREN UNDER FAMILY LAWS OF THE PHILIPPINES**
Presenter: Prof. Melencio S. Sta. Maria
Dean, Far Eastern University Institute of Law
Professor of Civil Law, Ateneo de Manila University School of Law
 - THE RIGHT TO EFFECTIVE JUDICIAL PROTECTION AND DISABILITY: THE CONVENTION ON THE RIGHTS OF PERSONS WITH DISABILITIES**
Presenter: Señora Yolanda de Lucchi Lopez-Tapia
Associate Professor of Procedural Law
Universidad de Malaga Facultad de Derecho
- 2:30 - Open Forum
- 3:00 - Afternoon Break
- 3:30 - **SESSION 3: CHALLENGES IN ADDRESSING MONEY LAUNDERING AND TRANSNATIONAL ORGANIZED CRIMES**
- CIVIL REMEDIES TO COMBAT MONEY LAUNDERING AND TRANSNATIONAL ORGANIZED CRIMES**
Presenter: Prof. Nilo T. Divina
Dean, University of Santo Tomas Faculty of Civil Law
 - A LEGAL ANALYSIS OF THE INTERNATIONAL ANTI-MONEY LAUNDERING REGIME: DEVELOPING A REGULATORY FRAMEWORK FOR THE PHILIPPINE CASINO INDUSTRY**
Presenter: Prof. Rowena L. Soriano
LL.M. Candidate, Ateneo de Manila University School of Law and
Kyushu University Graduate School of Law
- 4:30 - Open Forum
- 5:00 - End of Day Two

Third Day – June 15, 2016 (Wednesday)
ACADEMIC CONGRESS

Moderator:
Prof. ROWENA L. SORIANO
Faculty, Ateneo de Manila University School of Law

Morning Session

- 8:00 - Registration
- 8:30 - **SESSION 4: COMPETITION LAW AND POLICY**
- THE REGULATION OF COMPETITION AND INNOVATION IN THE EUROPEAN UNION AND SPAIN: OPPORTUNITIES FOR THE PHILIPPINES AND THE ASEAN**
Presenter: Señor Eugenio Olmedo Peralta
Senior Lecturer of Commercial Law
Universidad de Malaga Facultad de Derecho
 - INVESTING IN THE PHILIPPINES UNDER THE PHILIPPINE COMPETITION ACT**
Presenter: Prof. Anthony A. Abad
Professor of Commercial Law
Ateneo de Manila University School of Law
- 9:30 - Open Forum
- 10:00 - Coffee Break
- 10:30 - **SESSION 5: MARITIME LAW**
- PROCEDURAL ASPECTS CONCERNING MARITIME LAW**
Presenter: Señora Leticia Fontestad Portales
Senior Lecturer of Procedural Law
Universidad de Malaga Facultad de Derecho
 - PHILIPPINE COASTAL/OCEAN POLICY: SLIDING BACK TO BUSINESS AS USUAL?**
Presenter: Prof. Jay L. Batongbacal
Director, University of the Philippines Institute of Maritime Affairs and Law of the Sea
- 11:30 - Open Forum
- 12:00 - Lunch Break

Third Day – June 15, 2016 (Wednesday)
ACADEMIC CONGRESS

Moderator:
Prof. GILBERT V. SEMBRANO
Faculty, Ateneo de Manila University School of Law

Afternoon Session

- 1:30 - **SESSION 6: PROPERTY LAW**
- **PROTECTING THE RIGHTS OF INDIGENOUS PEOPLES TO ANCESTRAL DOMAINS AND LANDS**
Presenter: Prof. Josefe Sorrera-Ty
Dean, Fr. Saturnino Urios University College of Law
 - **RIGHT OF ACCESSION, OWNERSHIP OF PROPERTY AND EXTENSION OF SECURITY INTERESTS: CONCEPTS, CONFLICTS AND RULES**
Presenter: Señora Teresa Rodriguez de las Heras Ballell
Associate Professor of Commercial Law
Universidad Carlos III de Madrid
 - **MARRIAGE & PROPERTY RELATIONS UNDER SHARIA’H LAW & THE FAMILY CODE: A GENDER ANALYSIS**
Presenter: Prof. Laisa Masuhud Alamia
Professor of Law, Ateneo de Zamboanga University College of Law and Western Mindanao State University College of Law
- 2:30 - Open Forum
- 3:00 - Afternoon Break
- 3:30 - **SESSION 7: AN INQUIRY ON THE WORKS OF EMINENT SCHOLARS FROM THE PHILIPPINES AND SPAIN**
- **AN INTRODUCTION TO FR. HORACIO V. DE LA COSTA, S.J.: FRIEND IN THE LORD**
Presenter: Rev. Catalino G. Arevalo, S.J.
Ateneo de Manila University
 - **A LEGAL STUDY OF THE WORK OF VARGAS LLOSA FROM THE PERSPECTIVE OF CIVIL LAW**
Presenter: Señor Antonio Quesada Sanchez
Senior Lecturer of Civil Law
Universidad de Malaga Facultad de Derecho
- 4:45 - **CLOSING REMARKS**

Dean Emerson B. Aquende
Aquinas University of Legazpi College of Law
Chairperson, Legal Education Board
- 5:00 - End of Congress
- 6:00 - Dinner at APS Atrium and Cultural Performance by *Universidad de Manila Sinaglahi Dance Troupe*