Civil Law

Answers from: http://sc.judiciary.gov.ph/baradmission/questionnaires/2011/

(1) When does a declaration of absence of a missing person take effect?

- (A) Immediately from the issuance of the declaration of absence.
- (B) 3 months after the publication of the declaration of absence.
- (C) 5 months after the publication of the declaration of absence.
- (D) 15 days from the issuance of the declaration of absence.

(2) The authority that school administrators exercise over school children under their supervision, instruction, or custody is called

- (A) legal parental authority.
- (B) substitute parental authority:
- (C) ordinary parental authority
- (D) special parental authority.

(3) Can future inheritance be the subject of a contract of sale?

- (A) No, since it will put the predecessor at the risk of harm from a tempted buyer, contrary to public policy:
- (B) Yes, since the death of the decedent is certain to occur.
- (C) No, since the seller owns no inheritance while his predecessor lives.
- (D) Yes, but on the condition that the amount of the inheritance can only be ascertained after the obligations of the estate have been paid.
- (4) Upon the proposal of a third person, a new debtor substituted the original debtor without the latter's consent. The creditor accepted the substitution. Later, however, the new debtor became insolvent and defaulted in his obligation. What is the effect of the new debtor's default upon the original debtor?
- (A) The original debtor is freed of liability since novation took place and this relieved him of his obligation.
- (B) The original debtor shall pay or perform the obligation with recourse to the new debtor.
- (C) The original debtor remains liable since he gave no consent to the substitution.

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