

Chiang Kai Shek College

菲律賓中正學院

CKS COLLEGE

INSTITUTIONAL VISION-MISSION

Education for excellence, geared towards a united Filipino-Chinese community equipped with the basic academic skills, wisdom, and the virtues of propriety, righteousness, incorruptibility and honor, committed to nation building and international concern.

CORE VALUES

Chiang Kai Shek College challenges stakeholders to lead their lives in accordance to the four Confucian virtues:

- Lǐ (禮, propriety, proper rite)
- Yì (義, righteousness or justice)
- Lían (廉, incorruptibility)
- Chǐ (恥, honor, sense of shame)

Concomitant to attaining these values are the cultivation and sustenance of the holistic approach to education, an all-around development in five domains:

- Dé (德, moral)
- Zhì (智, intellectual)
- Tǐ (體, physical)
- Qún (群, team spirit)
- Měi (美, aesthetic)

Based on these Confucian moral values, CKS College simplifies its Core Values as follows:

- Relevant Education
- Good Character
- Committed Service

COLLEGE VISION STATEMENT

To become the preferred Filipino-Chinese college that offers high quality, learner-centered, and outcome-based education to future entrepreneurs, professionals, and managers in the fields of business, IT, and education.

COLLEGE MISSION STATEMENT

CKS College is a preeminent Filipino-Chinese college that seeks to grow, educate, and train future entrepreneurs and leaders who will make significant contributions to society.

It endeavors to create a learning environment that balances theory with practice, so as to equip students with the necessary knowledge, skills, and values that will enable them to succeed in their respective fields.

In partnership with CKS College faculty, staff, and administration, and through stronger linkages with various organizations, CKSC alumni, businessmen, and professionals, it shall continuously make its degree programs more adaptive and relevant to changing educational, social, technological, and business environments, thereby bridging the gap between academe and industry.

It shall supply various sectors with capable, competent, and pro-active educators, accountants, managers, marketers, IT experts, and entrepreneurs who shall be known for their commitment, excellence, passion, and integrity.

CKS COLLEGE INSTITUTIONAL OBJECTIVES

1. To train bright and capable leaders of society
2. To prepare people for the task of building a better and stronger nation
3. To harvest and share great ideas from Eastern and Western cultures
4. To enhance friendship and understanding between Filipinos and Chinese

PROGRAM OUTCOMES (PO)

1. Common to All Programs

- 1.1 Recognize and examine the trends and developments in one's field of specialization.
- 1.2 Effectively communicate orally and in writing using English, Filipino, mother tongue language, and an appropriate Foreign Language required by the industry.
- 1.3 Work effectively and independently in multi-disciplinary and multi-cultural teams.
- 1.4 Act in recognition of professional, social, and ethical responsibilities.
- 1.5 Preserve and promote Filipino historical heritage and cultural values.
- 1.6 Engage in ongoing, voluntary, and self-motivated pursuit of knowledge (lifelong learning).
- 1.7 Demonstrate the values of propriety, righteousness, incorruptibility, and honor.

2. Common to the Business and Management Discipline

- 2.1 Perform the basic management functions, such as planning, organizing, staffing, leading, and controlling.
- 2.2 Apply proper decision making tools to critically, analytically, and creatively solve problems and drive results.
- 2.3 Apply the basic concepts that underlie each of the functional areas of business (marketing, finance, human resources management, production and operations management, information technology, and strategic management) and employ these concepts in various business situations.
- 2.4 Apply information and communication technology (ICT) skills as required by the business environment.
- 2.5 Work effectively with other stakeholders and manage conflict in the workplace.
- 2.6 Employ entrepreneurial skills in planning and implementing business activities.
- 2.7 Demonstrate high personal moral and ethical standards, organizational citizenship, and corporate social responsibility.

3. Specific to the Accountancy Program

- 3.1 Resolve business issues and problems, with a global and strategic perspective using their knowledge and technical proficiency in the areas of financial accounting & reporting, cost accounting & management, management accounting & control, taxation, and accounting information systems;
- 3.2 Conduct accountancy research through independent studies of relevant literature and appropriate use of accounting theory and methodologies;
- 3.3 Employ technology as a business tool in capturing financial and non-financial information, generating reports and making decisions;
- 3.4 Apply knowledge and skills that will enable them to successfully respond to various types of assessments (including professional and certifications);
- 3.5 Confidently maintain a commitment to good corporate citizenship, social responsibility and ethical practice in performing functions as an accountant.
- 3.6 Use financial & non-financial information to conduct sustainability and strategic audit of various business organizations.

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COURSE SYLLABUS

<p>Course Code : ACLAW1 Course Title : Law on Obligations and Contracts Credit : 3.0 Units Instructor : Class Day : Class Time : Classroom : Consultation Schedule :</p>	<p>Course Description:</p> <p>This 3-unit course deals with the basic principles and legal concepts of law in relation to contracts and obligations. It involves discussion of the nature, sources, kinds, and extinguishments of contracts including defective contracts and other miscellaneous topics relevant to the course.</p>
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Course Outcomes	Program Outcomes Addressed by the Course Outcomes
1. Describe the basic tenets, principles, and concepts, of obligations and contracts as well as realize, and apply, the same in cases or situations relevant thereto or insofar applicable.	2.3 Apply the basic concepts that underlie each of the functional areas of business (marketing, finance, human resources management, production and operations management, information technology, and strategic management) and employ these concepts in various business situations. 3.4 Apply knowledge and skills that will enable them to successfully respond to various types of assessments (including professional and certifications)
2. Follow laws towards an orderly and peaceful society.	2.7 Demonstrate high personal moral and ethical standards, organizational citizenship, and corporate social responsibility. 3.5 Confidently maintain a commitment to good corporate citizenship, social responsibility and ethical practice in performing functions as an accountant.
3. Abide by, and comply, with what is expected of the obligor to the obligee, as provided for under the law on obligations, as well as, what was stipulated under the mutual agreement/s of the parties.	2.2 Apply proper decision making tools to critically, analytically, and creatively solve problems and drive results. 3.5 Confidently maintain a commitment to good corporate citizenship, social responsibility and ethical practice in performing functions as an accountant.
4. Know the basic principles as well as applications of both obligations & contracts.	2.3 Apply the basic concepts that underlie each of the functional areas of business (marketing, finance, human resources management, production and operations management, information technology, and strategic management) and employ these concepts in various business situations. 3.4 Apply knowledge and skills that will enable them to successfully respond to various types of assessments (including professional and certifications)

Course Outcomes	Program Outcomes Addressed by the Course Outcomes
5. Assess by their own the legality of every transaction they would like to enter.	2.2 Apply proper decision making tools to critically, analytically, and creatively solve problems and drive results. 3.5 Confidently maintain a commitment to good corporate citizenship, social responsibility and ethical practice in performing functions as an accountant.
6. Protect their own rights, in accordance with the Law on Obligation and Contracts.	2.2 Apply proper decision making tools to critically, analytically, and creatively solve problems and drive results. 3.5 Confidently maintain a commitment to good corporate citizenship, social responsibility and ethical practice in performing functions as an accountant.

Course Requirements:

- Class Participation. Attendance to all lectures and required alternative activities is highly encouraged. Students are expected to actively participate in discussions and to be respectful of each other's views, opinions, and insights. It is part of the student's responsibility to prepare for each class session by reading the assigned materials (textbook, references, journals, websites, hand-outs, etc.), as indicated in the Course Plan.
- Quizzes. Two to three quizzes shall be administered before midterms and another two to three shall be administered after midterms. The schedule for the long exams are indicated in the Course Plan.
- Midterm & Final Exams. The Midterm and Final Exams shall be comprehensive and shall be administered as per the schedule set by the CKS College HEI Deans' Council.

Grading System:	
Midterm Grade	= (Average midterm quizzes × 25%) + (Average midterm recitation × 25%) + (Midterm Exam × 50%)
Final Grade	= (Midterm grade × 50%) + [(Average final quizzes × 25%) + (Average final recitation × 25%) + (Final Exam × 50%)] × 50%

Grade Score Equivalent (GSE):			
Rating	GSE	Rating	GSE
98 to 100	1.00	77 to 79	2.75
95 to 97	1.25	75 to 76	3.00
92 to 94	1.50	< 75	5.00
89 to 91	1.75	No Grade	NG
86 to 88	2.00	Authorized	AW
83 to 85	2.25	Withdrawal	
80 to 82	2.50		

Textbook:

- De Leon, et. al. (2016). *The law on obligations and contracts*. Rex Bookstore.

References:

- Chan, D., Lauengco, G. F., Nolido, R. A. B., et al. *Essentials of business law*. Central Book Supply.
- Soriano, F. (2016) *Notes in business law*. Conan Educational Supply.
- Sta. Maria, M. S. Jr. *Obligations and contracts texts and cases*. Rex Bookstore.
- Suarez, et. al. (2016). *Pointers in business law volume 1*. Conan Educational Supply.
- *Republic Act No. 386 Civil code of the Philippines*

Course Plan:

Week	Inclusive Date/s	Learning Outcome/s	Topic/s	Reference/s	Teaching-Learning Activities	Assessment Methods
1		<ul style="list-style-type: none"> • Discuss the different concepts of law, the different types of law, and presumptive knowledge of law. 	<ul style="list-style-type: none"> • Introduction of the Course and Syllabus • Requirements and Grading System • Introduction to Law 	<ul style="list-style-type: none"> • Suggested Readings: <ul style="list-style-type: none"> ○ n/a 	<ul style="list-style-type: none"> • Lecture & Discussion 	<ul style="list-style-type: none"> • Recitation • Quiz
2		<ul style="list-style-type: none"> • Describe obligations. • Discuss the essential requisites of obligations. • Discuss the duties of the obligor in cases of obligations to give, to do, and not to do. • Discuss delay, exceptions to delay, negligence, fraud, damages, fortuitous events, and exceptions 	<ul style="list-style-type: none"> • Articles 1156-1178 <ul style="list-style-type: none"> ○ General Provisions of Obligations ○ Nature and Effects of Obligations 	<ul style="list-style-type: none"> • Suggested Readings: <ul style="list-style-type: none"> ○ De Leon, Title I, Chapter 1-2 	<ul style="list-style-type: none"> • Lecture & Discussion 	<ul style="list-style-type: none"> • Recitation • Quiz
3		<ul style="list-style-type: none"> • Identify the different kinds of obligations. • Distinguish between pure obligation and conditional obligation. • Describe the principal kinds and classification of conditions • Analyze the significance of suspensive and resolutive condition. 	<ul style="list-style-type: none"> • Articles 1179-1192 <ul style="list-style-type: none"> ○ Pure and Conditional Obligations ○ Kinds of Loss; rules in case of loss ○ Reciprocal Obligations • Articles 1193-1206 <ul style="list-style-type: none"> ○ Obligations with a Period ○ Alternative Obligations 	<ul style="list-style-type: none"> • Suggested Readings: <ul style="list-style-type: none"> ○ De Leon, Title I, Chapter 3 	<ul style="list-style-type: none"> • Lecture & Discussion 	<ul style="list-style-type: none"> • Recitation • Quiz
4		<ul style="list-style-type: none"> • Explain the concepts of obligation with a period, as well as, the definition of day certain. • Discuss the importance of alternative and facultative obligations. • Appreciate and fully explain the concepts of solidary obligations and the consequences of liabilities pertaining therewith. 	<ul style="list-style-type: none"> • Articles 1207-1230 <ul style="list-style-type: none"> ○ Joint and Solidary Obligations ○ Divisible and Indivisible Obligations ○ Obligations with a Penal 	<ul style="list-style-type: none"> • Suggested Readings: <ul style="list-style-type: none"> ○ De Leon, Title I, Chapter 3 	<ul style="list-style-type: none"> • Lecture & Discussion 	<ul style="list-style-type: none"> • Recitation • Quiz
5		<ul style="list-style-type: none"> • Discuss the meaning and application of divisible and indivisible obligations and the importance of knowing their difference. • Discuss the different modes of extinguishment of obligation. • Discuss payment or performance as the first mode of extinguishing obligation. 	<ul style="list-style-type: none"> • Articles 1231-1261 <ul style="list-style-type: none"> ○ Extinguishment of Obligations ○ Payment of Performance ○ Special Forms of Payment 	<ul style="list-style-type: none"> • Suggested Readings: <ul style="list-style-type: none"> ○ De Leon, Title I, Chapter 4 	<ul style="list-style-type: none"> • Lecture & Discussion 	<ul style="list-style-type: none"> • Recitation • Quiz

Week	Inclusive Date/s	Learning Outcome/s	Topic/s	Reference/s	Teaching-Learning Activities	Assessment Methods
6		<ul style="list-style-type: none"> Determine the different modes of extinguishing obligation. Know the effect of loss of the thing due in an obligation. Differentiate Confusion from Merger of Rights, Know the requisites of legal compensation. 	<ul style="list-style-type: none"> Articles 1262-1290 <ul style="list-style-type: none"> Continuation on Extinguishment of Obligation Loss of the Thing Due Confusion or Merger of Rights Compensation 	<ul style="list-style-type: none"> Suggested Readings: <ul style="list-style-type: none"> De Leon, Title I, Chapter 4 	<ul style="list-style-type: none"> Lecture & Discussion 	<ul style="list-style-type: none"> Recitation Quiz
7		<ul style="list-style-type: none"> Describe the other modes of extinguishing obligation such as the loss of the thing due, condonation or remission of debt, confusion or merger of rights, compensation, and novation. 	<ul style="list-style-type: none"> Articles 1291-1304 <ul style="list-style-type: none"> Novation Articles 1423-1430 <ul style="list-style-type: none"> Natural Obligations 	<ul style="list-style-type: none"> Suggested Readings: <ul style="list-style-type: none"> De Leon, Title I, Chapter 4 	<ul style="list-style-type: none"> Lecture & Discussion 	<ul style="list-style-type: none"> Recitation Quiz
8		<ul style="list-style-type: none"> Review key concepts and applications in obligations. 	Review on Obligations	<ul style="list-style-type: none"> Suggested Readings: n/a 	<ul style="list-style-type: none"> Lecture & Discussion 	<ul style="list-style-type: none"> Recitation Quiz
9						<ul style="list-style-type: none"> Midterm Exam
10		<ul style="list-style-type: none"> Discuss the basic definition and meaning of contracts. Discuss the limitations of entering into any contract. Discuss the classifications of contracts. Discuss the importance of the effects of contracts to the parties as well as to third persons. 	<ul style="list-style-type: none"> Articles 1305-1317 <ul style="list-style-type: none"> Contracts Classification of Contracts 	<ul style="list-style-type: none"> Suggested Readings: <ul style="list-style-type: none"> De Leon, Title II, Chapter 1 	<ul style="list-style-type: none"> Lecture & Discussion 	<ul style="list-style-type: none"> Recitation Quiz
11		<ul style="list-style-type: none"> Enumerate the essential requisites of contracts and the important aspects of each requisite. 	<ul style="list-style-type: none"> Articles 1318-1346 <ul style="list-style-type: none"> Essential Requisites of Contracts Articles 1347-1355 <ul style="list-style-type: none"> Essential Requisites of Contracts 	<ul style="list-style-type: none"> Suggested Readings: <ul style="list-style-type: none"> De Leon, Title II, Chapter 1-2 	<ul style="list-style-type: none"> Lecture & Discussion 	<ul style="list-style-type: none"> Recitation Quiz
12		<ul style="list-style-type: none"> Discuss the forms of contracts Discover reformation of instrument as a remedy provided by law. Equitably interpret contracts or stipulations. 	Articles 1356 to 1379	<ul style="list-style-type: none"> Suggested Readings: <ul style="list-style-type: none"> De Leon, Title II, Chapter 3-5 	<ul style="list-style-type: none"> Lecture & Discussion 	<ul style="list-style-type: none"> Recitation Quiz
13		<ul style="list-style-type: none"> Discuss rescissible and voidable contracts and enumerate the different grounds for each. 	<ul style="list-style-type: none"> Articles 1380-1389 <ul style="list-style-type: none"> Kinds of Defective Contracts Rescissible Contracts 	<ul style="list-style-type: none"> Suggested Readings: <ul style="list-style-type: none"> De Leon, Title II, Chapter 6 	<ul style="list-style-type: none"> Lecture & Discussion 	<ul style="list-style-type: none"> Recitation Quiz
14		<ul style="list-style-type: none"> Know which contracts are voidable or subject to annulment 	<ul style="list-style-type: none"> Articles 1390-1402 <ul style="list-style-type: none"> Kinds of Defective Contracts Voidable contracts Ratification 	<ul style="list-style-type: none"> Suggested Readings: <ul style="list-style-type: none"> De Leon, Title II, Chapter 7 	<ul style="list-style-type: none"> Lecture & Discussion 	<ul style="list-style-type: none"> Recitation Quiz

Week	Inclusive Date/s	Learning Outcome/s	Topic/s	Reference/s	Teaching-Learning Activities	Assessment Methods
			○ Mutual Restitution			
15		<ul style="list-style-type: none"> • Discuss the concepts of unenforceable and void contract and the application and effects of each. 	<ul style="list-style-type: none"> • Articles 1403-1422 ○ Kinds of Defective Contracts ○ Unenforceable Contracts ○ Void or Inexistent Contracts 	<ul style="list-style-type: none"> • Suggested Readings: ○ De Leon, Title II, Chapter 8-9 	<ul style="list-style-type: none"> • Lecture & Discussion 	<ul style="list-style-type: none"> • Recitation • Quiz
16						
17						
18						<ul style="list-style-type: none"> • Final Exam

Course Policies:

Academic Integrity	<p>CKSian values include propriety, righteousness, incorruptibility, and honor. Students should exercise such values both inside and outside the classroom. Students are expected to value the importance of education and should recognize that such involves hard work and sacrifice.</p> <p>Academic dishonesty— whether in the form of plagiarism (intentional or unintentional), cheating in exams and assignments, or the like— shall not be tolerated and shall strictly be subjected to the penalties indicated in the CKS College Student Handbook.</p>
Tardiness	<p>A student who incurs more than 12 hours of absences or twenty (20) percent of the prescribed number of class periods during the semester would be given a failing grade and given no credit for the course or subject. A student may be accepted in class even if he/she arrives late provided that it is not more than 25% of the class/session. A recorded tardiness is considered 1/3-absence, which if added to two other recorded tardiness will be equivalent to a full absence recorded against a student.</p>
Use of Mobile Devices	<p>Once inside the classroom, the student is expected to focus on his role as a learner. Distractions should be avoided. Students are not allowed to use mobile phones, tablets, or other gadgets in class. Mobile phones should be switched off or placed in silent mode.</p>
Make-Up Quizzes/ Exams	<p>For quizzes/exams, make-up exams may be given only upon presentation of an approved Application for Excuse Absence.</p> <p>For students who are unable to take the Midterm or the Final Exams, an approved Application for Excuse Absence and an approved Application for Special Examination should be submitted to the instructor before the make-up exam can be scheduled and administered.</p>
Consultation	<p>If needed, students are highly encouraged to schedule consultation with the faculty within the consultation schedule provided. Such shall be conducted at the consultation area in the CKS College Faculty Room.</p>
Others	<p>Both student and faculty are responsible for maximization of class contact hours to ensure satisfaction of course learning outcomes.</p> <p>Once the class period has started, no one is allowed to leave the classroom, unless officially requested by the Administration Office and/or allowed by the instructor.</p> <p>Leaving the classroom at any time within the scheduled class period, whether for short or extended periods of time, is strongly discouraged.</p> <p>Students should go to the toilet before or after class, or during the scheduled break within 3-hour class periods.</p>

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