

Indigenous Peoples: Their Right to Compensation *Sui Generis* for Ancestral Territories Taken

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This Article explores the idea of providing State compensation for the unjust taking of land belonging to indigenous peoples. The Author begins by pointing out that the Philippines does not have, as a policy, the concept of State compensation for lands taken from indigenous peoples or the violation of their rights. The study includes an examination of the way indigenous persons are compensated in other countries, including the United States, Canada, Australia, and New Zealand. The Author recommends a special law be enacted that mirrors the actions of other countries in providing compensation for the violation of the fiduciary role that the State has over indigenous persons and that such special legislation is necessary for the protection of the right of indigenous persons to compensation *sui generis*.