

Legal Recovery of Illegally Acquired Wealth

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The Article focuses on the problem of recovering the ill-gotten wealth acquired by the Marcos regime and presents a number of alternatives in addressing this. It begins with a discussion and comparison of two pieces of legislation regarding the recovery of illegally acquired wealth — the Unexplained Wealth Law and the Anti-Graft and Corrupt Practices Act, as amended. The recovery of this wealth is not limited, however, to the Philippines, and other possible court and judicial processes are also suggested as a viable means to recover wealth that has already been transferred to foreign jurisdictions such as the United States and Switzerland. Two options are then presented and threshed out extensively: (1) the enforcement of a Philippine court judgment in a foreign jurisdiction, and (2) filing a suit originally in the foreign court.