



REPUBLIC OF THE PHILIPPINES
REGION IV -A (CALABARZON)
PROVINCE OF CAVITE
CITY OF GENERAL TRIAS

OFFICE OF THE SANGGUNIANG PANLUNGSOD

CITY ORDINANCE NO. 17-06 (GENERAL)

Author : SP Member Gary A. Grepo
Chair, Committee on Peace, Public Safety
and Order

Sponsors : SP Member Jowie S. Carampot
SP Member Mario C. Amante
SP Member Walter C. Martinez
SP Member Florencio D. Ayos
SP Member Hernando M. Granados
SP Member Vivencio Q. Lozares, Jr.
SP Member Kerby J. Salazar
SP Member Jonas Glyn P. Labuguen
SP Member Christopher N. Custodio
SP Member Constanca S. Felizardo

REGULATING THE SALE, DISTRIBUTION, POSSESSION AND USE OF FIRECRACKERS, PYROTECHNIC DEVICES AND OTHER SIMILAR EXPLOSIVES WITHIN THE TERRITORIAL JURISDICTION OF CITY OF GENERAL TRIAS AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF.

WHEREAS, the Department of the Interior and Local Government (DILG) issued Memorandum Circular No. 2007-165 dated 27 December 2007 entitled, "Reiterating DILG MC No. 2002-188 on the Strict Implementation of Republic Act No. 7183, otherwise known as 'An Act Regulating the Sale, Manufacture, Distribution and Use of Firecrackers and other Pyrotechnic Devices'";

WHEREAS, the Local Government Units are mandated to take measures aimed to regulate the use of firecrackers in order to minimize, if not eradicate accidents that might result to loss of lives and properties due to the irresponsible and indiscriminate use of firecrackers and pyrotechnic devices;

NOW THEREFORE, BE IT ORDAINED by the Sangguniang Panlungsod of the City of General Trias in session assembled, that:

Section 1. TITLE. This Ordinance shall be known as the "Firecrackers Code of the City of General Trias".

Section 2. OBJECTIVE. It is the objective of this Ordinance to regulate the sale, distribution, possession and use of firecrackers, pyrotechnic devices and other similar explosives consistent with, and in furtherance of public safety, order and security laws as well as the enhancement of cultural traditions.

Section 3. DEFINITION OF TERMS. As used in this Ordinance, the following terms shall mean as:

- A. Firecrackers** - a small explosive device primarily designated to produce a large amount of noise, especially in the form of a loud bang; any visual effect is incidental to this goal. They have fuses and are wrapped in a heavy paper casing to contain the explosive compound.
- B. Pyrotechnic** - the art of making or the manufacture and use of fireworks.

Handwritten notes: "1st" and "2007-165"



OFFICE OF THE SANGGUNIANG PANLUNGSOD

Page 2 of City Ordinance No. 17-06 (General):

Section 4. TYPES OF FIRECRACKERS AND PYROTECHNICS DEVICES ALLOWED UNDER THIS ORDINANCE.

A. Firecrackers:

1. **Baby Rocket** - a firecracker with a stick so constructed that a lighting of the wick will propel the whole thing to lift a few meters before exploding. The firecracker is about $1 \frac{1}{4}$ in length by $\frac{3}{8}$ in diameter while the stick is about a foot length;
2. **Small Triangulo** - a triangle-shaped firecracker with powder content less than the bawang and usually wrapped in brown paper measuring $\frac{1}{4}$ inch length in its longer side;
3. **Pulling Strings** - a firecracker with a small tube about an inch in length and less than $\frac{1}{4}$ of an inch in diameter with strings on each end. Pulling both strings will cause the firecracker to explode;
4. **Paper Caps** - a minute amount of black powder spread in either small strips of paper or on a small sheet used for children's toy guns;
5. **El Diablo** - a firecracker tubular in shape about $1 \frac{1}{4}$ inches in length and less than $\frac{1}{4}$ inch in diameter with a wick, this is also known as labintador;
6. **Judah's Belt** - a string of firecrackers consisting of either diablos or small triangulos that can number up a hundred or thereabout and culminating in large firecracker usually a bawang;
7. **Sky Rocket (Kwitis)** - a large version of baby rocket designed to propel to a height of forty (40) to fifty (50) feet before exploding; and
8. **Other types equivalent to the foregoing in explosive content.**

B. Pyrotechnic Devices

1. **Sparklers** - pyrotechnic devices usually made by black powder on a piece of wire or inside a paper tube designed to light up and glow after igniting;
2. **Luces** - any of several kinds of sparklers;
3. **Fountain** - a kind of sparkler conical in shape which is lighted on the ground and designed to provide various rising colors and intermittent lights upon being ignited;
4. **Jumbo Regular or Special** - a kind of sparkler similar to a fountain but bigger in size;
5. **Mabuhay** - sparklers bunched into a bundle of a dozen pieces;
6. **Roman Candle** - a sparkler similar to a fountain but shaped like a big candle;
7. **Trompillo** - a pyrotechnic device usually fastened at its center and designed to spin first clockwise and then counter clockwise and provides various colored lights upon being ignited;
8. **Airwolf** - a kind of sky rocket shaped like an airplane with a propeller to use about forty (40) to fifty (50) and provide various kinds of lights while aloft;
9. **Whistle Device** - any of the various kinds of firecrackers or pyrotechnics designed to either simply emit a whistle-like sound and explode afterwards upon being ignited;



OFFICE OF THE SANGGUNIANG PANLUNGSOD

Page 3 of City Ordinance No. 17-06 (General):

- 10. Butterfly - a butterfly-shaped pyrotechnic device designed to lift above ground while providing light;
- 11. All kinds of pyrotechnic devices (pailaw); and
- 12. Other types equivalent to the foregoing devices.

Section 5. PROHIBITED TYPES OF FIRECRACKERS AND PYROTECHNIC DEVICES. The sale, distribution and use of firecrackers and pyrotechnic devices not mentioned in Section 4 with explosive content that could endanger life and limb, such as but not limited to atomic big triangulo and super lolo and their equivalent are strictly prohibited. Determination of what constitutes prohibited firecrackers and pyrotechnics in relation to this Ordinance shall be vested with the City of General Trias Philippine National Police (PNP).

Section 6. LICENSE AND PERMIT REQUIREMENTS.

- A. License and permit to sell and distribute firecrackers and pyrotechnic devices shall only be granted in accordance with Section 4 of this Ordinance. In no case that a license and permit to sell shall be issued for the sale and distribution of firecrackers and pyrotechnic devices and provided for Section 5 hereof.
- B. Wholesalers, dealers and retailers of firecrackers and pyrotechnic devices shall comply with all the requirements of the Firearms and Explosives Division of the Philippine National Police (PNP).
- C. Wholesalers, dealers and retailers of firecrackers and pyrotechnic devices shall be required to secure a Special Business Permit and pay a reasonable amount of Two Hundred Fifty Pesos (Php 250.00) the privilege of engaging in the selling of firecrackers and to defray the cost of its regulation. This is without prejudice to the regular Mayor's Permit to be issued.

Section 7. QUALIFICATIONS OF RETAILERS AND DEALERS. A license or permit to deal in wholesale or retail sale of firecrackers and pyrotechnic devices shall be issued only to the following:

- A. Corporation or partnership, 60% of ownership shall be owned by Filipino citizens.
- B. Single proprietorship, which shall be owned by a Filipino citizen of good character.
- C. The entity must be licensed and registered with the Securities and Exchange Commission (SEC) or the Department of Trade and Industry (DTI), whichever is applicable.
- D. The entity shall present a certification from the Bureau of Fire Protection (BFP) in relation to its compliance with the provisions of RA 7183 and this Ordinance.
- E. The entity shall present a permit issued by the Firearms and Explosives Division of the Philippine National Police.

Section 8. RESPONSIBLE USE AND SAFETY GUIDELINES.

- A. The Local Chief Executive shall, upon the recommendation of the City Bureau of Fire Protection (BFP) and the City Philippine National Police (PNP) designate a zone for the exclusive selling of firecrackers and pyrotechnic devices during yuletide season.

[Handwritten signatures and initials on the left margin]

[Handwritten signatures and initials on the right margin]



OFFICE OF THE SANGGUNIANG PANLUNGSOD

Page 4 of City Ordinance No. 17-06 (General):

- B. Within the area of designated zone, no testing of firecrackers shall be allowed and its use shall be strictly prohibited.
- C. Selling hours in the zone shall be strictly regulated. Selling shall only be allowed to operate from 8:00 in the morning to 8:00 in the evening except on December 30 and 31 where it shall be until 11:00 in the evening. Selling of firecrackers and pyrotechnic devices during the yuletide season shall only be for a limited number of days, the commencement of which shall be on the 15th of December up to 31st of the same month.
- D. Inventory of firecrackers and pyrotechnic devices to be sold in the designated zone shall only be limited to 50 kilos at any time during the selling period. Anything in excess shall be stored in their respective bodegas/storage/warehouse, registered and inspected by the City Bureau of Fire Protection (BFP).
- E. Selling of firecrackers and pyrotechnic devices to minors shall be strictly prohibited.
- F. Minors shall be prohibited from handling and using any firecrackers and pyrotechnic devices.

Section 9. DESIGNATED AREAS. The Punong Barangay shall determine in accordance with this Ordinance the designated areas where the use of firecrackers and pyrotechnic devices shall be allowed within the respective barangay.

Section 10. EXEMPTION. Any person or entity desiring to use firecrackers and pyrotechnic devices by reason of traditional and cultural celebration shall apply for a Barangay Clearance and will only be allowed to use the same in the place indicated in the permit.

Section 11. IMPLEMENTING RULES. The City Philippine National Police (PNP), Bureau of Fire Protection (BFP), Office of the City Mayor and the Sangguniang Barangay shall be responsible for the administration and enforcement of this Ordinance.

Section 12. PENALTIES.

A. Illegal Selling:

First Offense	-	Php 2 000.00
Second Offense	-	Php 3 000.00
Third Offense	-	Php 5 000.00

In addition, any violation of any of the provisions of this Ordinance shall cause cancellation of the entity's business license and the confiscation of inventory.

B. Indiscriminate Use/Illegal Use:

First Offense	-	Php 500.00
Second Offense	-	Php 1 000.00
Third Offense	-	Php 3 000.00

Section 13. SEPARABILITY CLAUSE. Should any portion of this Ordinance be declared unconstitutional or illegal by any court of competent jurisdiction the portion not so declared shall remain in full force and effect.



REPUBLIC OF THE PHILIPPINES
REGION IV -A (CALABARZON)
PROVINCE OF CAVITE
CITY OF GENERAL TRIAS

OFFICE OF THE SANGGUNIANG PANLUNGSOD

Page 5 of City Ordinance No. 17-06 (General):

SECTION 14. REPEALING CLAUSE. Any and all ordinances or parts thereof which are inconsistent with the provisions of this Ordinance are hereby repealed or modified accordingly.

Section 15. EFFECTIVITY. This Ordinance shall take effect upon approval, and posting in conspicuous places in the City or publication in a newspaper of general circulation.

ORDAINED under THIRD/FINAL READING on 14 MARCH 2017.

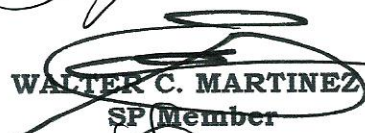

KERBY J. SALAZAR
SP Member


JONAS GLYN P. LABUGUEN
SP Member


GARY A. GREPO
SP Member


JOWIE S. CARAMPOT
SP Member


MARIO C. AMANTE
SP Member


WALTER C. MARTINEZ
SP Member


FLORENCIO D. AYOS
SP Member

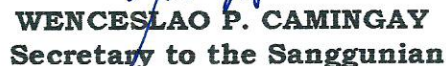

VIVENCIO Q. LOZARES, JR.
SP Member


HERNANDO M. GRANADOS
SP Member


CONSTANCIA S. FELIZARDO
SP Member/LNB President

CHRISTOPHER N. CUSTODIO
SP Member
(On Leave)

CERTIFIED TRUE AND CORRECT:


WENCESLAO P. CAMINGAY
Secretary to the Sanggunian

ATTESTED:


MAURITO C. SISON
City Vice Mayor/Presiding Officer

APPROVED:


ANTONIO A. FERRER
City Mayor