



OFFICE OF THE SANGGUNIANG PANLUNGSOD
Tel No. (052) 485-12-37; 485-12-55

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Ordinance No. 2011-006
March 7, 2011

EXCERPTS FROM THE MINUTES OF THE SANGGUNIANG PANLUNGSOD ON ITS 10TH REGULAR SESSION HELD ON MARCH 7, 2011 AT THE SANGGUNIANG PANLUNGSOD SESSION HALL, CITY OF LIGAO, PROVINCE OF ALBAY.

Present:

- | | |
|--------------------------------|-------------------------------|
| Hon. Patricia G. Alsua | - City Vice Mayor |
| Hon. Sherwin P. Quising | - City Councilor |
| Hon. Ana P. Manlangit | - City Councilor |
| Hon. Edgardo M. Gonzales | - City Councilor |
| Hon. Manuel L. Garcia | - City Councilor |
| Hon. Teodorico A. Residua, Jr. | - City Councilor |
| Hon. Jorlan T. Guanzon | - City Councilor |
| Hon. Noel M. Cerillo | - City Councilor |
| Hon. Alfonso B. Saret | - City Councilor |
| Hon. Jowe G. Cañaverol | - City Councilor / Liga Pres. |

Absent:

- | | |
|-----------------------------------|------------------------------|
| Hon. Eva Josephine L. Ribaya | - City Councilor |
| Hon. Peter S. Vega | - City Councilor |
| Hon. Shieresa Pauline R. Capulong | - City Councilor / SKF Pres. |

ORDINANCE NO. 2011-006

(Author: COUNCILOR JORLAN T. GUANZON)

AN ORDINANCE REGULATING THE MANUFACTURE, SALE, DISTRIBUTION/ POSSESSION OR USE OF FIRECRACKERS OR OTHER PYROTECHNIC DEVICES AND SUCH OTHER SIMILAR DEVICES AND THE EXPLODING OF FIRECRACKERS AND OTHER EXPLOSIVE WITHIN THE CITY OF LIGAO IN ORDER TO PRESERVE PUBLIC ORDER AND SAFETY, PEACE AND INTERNAL SECURITY OF THE CONSTITUENCY.

SECTION I - PURPOSE

That the primary purpose of this ordinance is to regulate the manufacture, sale, distribution, possession and use of this firecrackers or pyrotechnic devices and such other similar devices and the exploding of firecrackers and other explosives within the City of Ligao in order to preserve public order and safety, peace and internal security of the constituency.

SECTION II - TYPES OF FIRECRACKERS AND PYROTECHNIC DEVICES ALLOWED IN THIS ORDINANCE.

A. FIRECRACKERS – paper cylinder containing an explosive and a fuse and usually discharge to make a noise .

1. Baby Rocket – a firecracker with a stick or so constructed that the lighting of a wick will propel the whole thing to lift as few meters before exploding. T he firecracker is about 1 ½ inches in length by 3/8 inch in diameter while the stick is about a foot in length;
2. Bawang - A firecracker larger than the triangulo with 1/3 teaspoon of powder packed in cardboard tied around with abaca strings and wrapped in shape of garlic.;
3. Small Traingulo – A firecracker shaped like a triangulo with powder content less than the bawang and usually wrapped in brown paper measuring ¼ inch length in its longest side.;





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4. Pulling of Strings – A firecracker consisting of a small tube about an inch in length and less than the $\frac{1}{4}$ of an inch in diameter with strings on its end. Pulling both strings will cause the firecracker to explode.;
5. Paper Caps – Minute amount of black powder spread in either small strips of paper on a small sheet for children's toy guns.;
6. El Diablo - Firecrackers tubular in shape about $1\frac{1}{4}$ inches in length and less than $\frac{1}{4}$ inch in diameter with a wick ; also known as labintador;
7. Watusi – Usually reddish in color about $1\frac{1}{2}$ inches in length and $\frac{1}{10}$ inch in width usually ignited by friction to produce a dancing movement and a crackling sound.;
8. Judas Belt - A string of firecrackers consisting of either diablos or small triangulos that can number up to a hundred or thereabout and culminating in large firecracker usually a bawang.;
9. Sky Rocket (kwitis) – A large version of a baby rocket designed to be propelled to a height of forty (40) to fifty (50) feet before exploding.;
10. Other types equivalent to the foregoing in explosive content.

B. PYROTECHNIC DEVICES ;

1. Sparklers – Pyrotechnic devices usually made of black powder on a piece of wire or inside a paper tube designed to light up and a 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 and 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 the 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 rise about forty (40) or fifty (50) feet and provide various kinds of light while aloft.;
9. Whistle Device – Any of the various kinds of firecrackers or pyrotechnic designed to either simply emit a whistle-like sound or explode afterwards upon being ignited.;
10. Butterfly – Butterfly-shaped pyrotechnic device designed to lift above while providing light.;
11. All kinds of pyrotechnic devices (pailaw) ; and
12. Other types equivalent to the foregoing devices.

SECTION III – PROHIBITED TYPES OF FIRECRACKERS AND PYROTECHNIC DEVICES ;

The sale, distribution and use of other types of firecrackers and pyrotechnic devices not mentioned in the preceding section of such explosive content that could endanger the life and limb, such as atomic big triangulo and super lolo and their equivalent are hereby prohibited. Determination of what constitutes prohibited firecrackers and pyrotechnic devices shall be vested with the Chief of the Philippine National Police (PNP), Ligao City.

SECTION IV – MANUFACTURE OF FIRECRACKERS AND PYROTECHNIC DEVICES

The act of manufacturing firecrackers and pyrotechnic devices is strictly outlawed within the territorial boundaries of the City of Ligao.



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SECTION V - DISTRIBUTION, SELLING AREA AND USE OF FIRECRACKERS AND PYROTECHNIC DEVICES

The distribution and sale of firecrackers and pyrotechnic devices will be limited to a single zone which is designated at a specific area at the Ligao City Public Market. Furthermore, its distribution and sale as herein allowed shall be undertaken only by those duly issued a license and permit by the Philippine National Police (PNP), Ligao City, Albay, and upon securing a Fire Safety Inspection Certificate (FSIC) from the Ligao City Fire Marshal in accordance with R.A. 7183, as amended.

The distribution sale and use of firecrackers and pyrotechnic devices within the territorial boundaries of Ligao City, Albay will be allowed only from December 15 to January 02 of the year concerned and during the Chinese New Year unless an exemption shall have been procured from the Office of the Mayor. In the event that such an exemption will be granted, the safety precaution to be undertaken by the grantee shall be so stated in the order of exemption.

SECTION VI - DESIGNATED USE OF FIRECRACKERS AND PYROTECHNIC DEVICES.

A. AT LIGAO, CITY, ALBAY :

The use of firecrackers and pyrotechnic devices in the City of Ligao, Albay will be limited to a single zone which is designated immediately at the vacant lot adjacent to and in front of the Ligao City Public Cemetery and in front of the " Bagsakan Area" situated at Barangay Tomolin and Barangay Sta. Cruz, Ligao City, Albay respectively, taking into consideration the safety of the public as well as the distributors and vendors thereof.

B. AT RESPECTIVE BARANGAYS IN THE LIGAO CITY, ALBAY :

The use of firecrackers and pyrotechnic devices within the fifty five (55) barangays of Ligao City, Albay shall be designated by the respective Punong Barangay's to a single zone area of said Barangay's , subject to inspection of the Philippine National Police (PNP), Ligao City, Albay and the Ligao City Fire Marshal.

SECTION VII - PROHIBITED ACTS

1. The distribution, selling, and use of firecrackers and pyrotechnic devices as herein defined to minors is strictly prohibited.;
2. The manufacture of firecrackers and pyrotechnic devices within the territorial boundaries of Ligao City , Albay. ; and
3. The distribution, sale , and use of firecrackers and pyrotechnic devices outside the designated zone area.

SECTION VIII - PENAL PROVISION

A. FOR MINORS :

Counseling by the CSWDO and appropriate community service

B. FOR ADULTS :

A fine of Five Thousand (P 5,000.00) Pesos

C. For Distributors, Sellers, and Manufacturers

Section II of R. A. 7183 shall apply.

" Any person who manufactures , sells , distributes or uses firecrackers and other pyrotechnic devices in violation of the provisions of this Act (R.A.7183) shall be punished by a fine of not less than Twenty Thousand (P 20,000.00) Pesos or more than Thirty Thousand (P 30,000.00) Pesos or imprisonment of not less than six (6) months or more than one (1) year or both such fine and imprisonment, at the discretion of the court in addition to the cancellation of his license and business permit and the confiscation by the Government of his inventory or stock."





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SECTION IX – IMPLEMENTING AGENCY AND DISPOSITION OF FINES:

The Philippine National Police shall be the lead agency. All Barangay Captains are hereby deputized to carry out this Order effectively. The Sharing System shall be:

- 25 % to the city
- 35 % for the barangay where apprehension was effected
- 40 % for the apprehending officers or teams

SECTION X – Separability Clause – Should any of the provisions of this Ordinance shall be inconsistent with other existing laws; the other unaffected provisions of this ordinance shall remain in full force and effect.

SECTION XI – Repealing Clause – any and all ordinances or parts thereof which are inconsistent with the provision of this Ordinance are hereby repealed or modified accordingly.

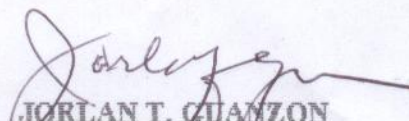
SECTION XII – Effectivity – This Ordinances shall take effect immediately after its approval and following its publication in a newspaper of general circulation.

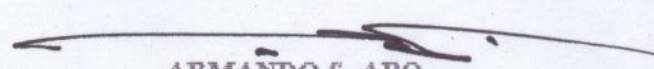
RESOLVED FURTHER, that copies of this resolution be furnished the PNP Ligao Station, the Bureau of Fire Protection of Ligao, all Punong Barangays of Ligao, all concern business establishment, for their information and reference.

UNANIMOUSLY APPROVED.


WE HEREBY CERTIFY to the correctness of the foregoing ordinance.

AUTHOR:


JORLAN T. QUANZON
 SP Chairman Committee on Environment

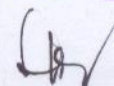

ARMANDO S. ABO
 Secretary to the Sanggunian

ATTESTED:


PATRICIA C. ALSUA
 City Vice Mayor /Presiding Officer

29 APR 2011

APPROVED:


LINDA P. GONZALEZ
 City Mayor