



Republic of the Philippines
Province of Oriental Mindoro
MUNICIPALITY OF ROXAS

OFFICE OF THE SANGGUNIANG BAYAN

EXCERPTS FROM THE JOURNAL OF THE 49TH REGULAR SESSION OF THE 11TH SANGGUNIANG BAYAN OF ROXAS, ORIENTAL MINDORO HELD ON 26 JUNE 2023, 1:00 P.M. AT THE SANGGUNIANG BAYAN SESSION HALL.

Present:

Municipal Vice Mayor Jerwin S. Dimapilis	- Presiding Officer
Councilor Robert S. Quiatchon	- Member
Councilor John John S. Yason	- Member
Councilor Lucille T. Bacay	- Member
Councilor Juan Rafael M. Talens	- Member
Councilor Robert A. Baticos	- Member
Councilor Veil Charleo B. Cusi	- Member
Councilor Marietta R. Pajila	- Member
Councilor Elmira May V. Tarac	- Member, MSKF President

Absent:

Councilor King Philip B. Dimapilis	- Member
Councilor Elmer P. Salibio	- President, Liga ng Barangay

MUNICIPAL ORDINANCE NO. 15
Series of 2023

AN ORDINANCE REGULATING THE SALE, DISTRIBUTION, USE AND MANUFACTURE OF FIRECRACKERS AND PYROTECHNIC DEVICES IN THE MUNICIPALITY OF ROXAS, PROVIDING PENALTY FOR VIOLATION THEREOF, AND FOR OTHER PURPOSES.

AUTHOR: HON. ROBERT A. BATICOS
CO-AUTHOR: HON. ELMER P. SALIBIO

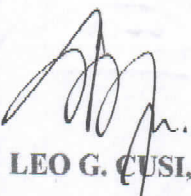
BE IT ORDAINED, BY THE SANGGUNIANG BAYAN IN SESSION ASSEMBLED, THAT:

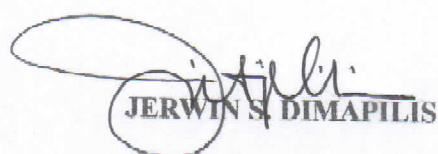
SECTION 1. TITLE. This Ordinance shall be known as the "FIRECRACKERS AND OTHER PYROTECHNIC DEVICES CONTROL AND REGULATION ORDINANCE OF ROXAS."

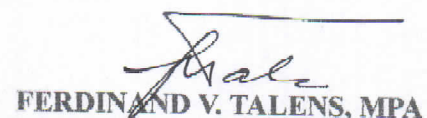
SECTION 2. DECLARATION OF POLICY. It is the declared policy of the Municipal Government of Roxas to control and regulate the manufacture, making, assembling, sale, distribution, use and possession of firecrackers or pyrotechnic devices and such other similar explosive devices within the territorial jurisdiction of the Municipality of Roxas consistent with, and in furtherance of public safety, public order and security, and public health.

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

- a) Firecracker- is a small explosive device where an explosive compound is wrapped or cased and containing a fuse which when ignited, produces a large amount of noise or a loud bang with incidental visual effect.


LEO G. CUSI, SR.

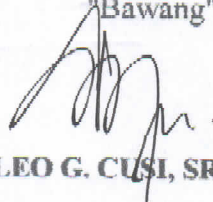

JERWIN S. DIMAPILIS

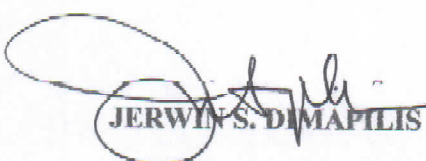

FERDINAND V. TALENS, MPA

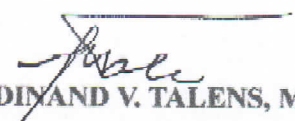
- b) Fireworks - are a class of explosive pyrotechnic devices used for aesthetic, cultural, and religious purposes.
- c) Pyrotechnics is the making or assembling of materials capable of undergoing self-contained and self-sustained exothermic chemical reactions for the production of heat, light, gas, smoke and/or sound.

SECTION 4. PROHIBITED ACTS. It shall be unlawful to manufacture, distribute, sell, or use all firecrackers and fireworks enumerated below within the territorial jurisdiction of the Municipality of Roxas which are defined under Republic Act No. 7183 otherwise known as "An Act Regulating the Sale, Manufacture, Distribution and Use of Firecrackers and Other Pyrotechnic Devices":

- a) Bawang – a firecracker larger than a "triyanggulo" with a 1/3 teaspoon of powder packed in cardboard tied around with abaca strings and wrapped in shape of garlic:
- b) Big Bawang – a firecracker packed in cardboard tied - around with abaca strings, giving it the shape of a large garlic.
- c) Bin laden – a battery sized cylinder wrapped in colored paper and packed with gun powder.
- d) Boga/Kanyon – traditional canon made from polyvinyl or PVC pipe or used can or canister using denatured alcohol as explosive ingredient;
- e) El Diablo – a firecracker tubular in shape about 1 1/4 inches in length and less than 1/4 inch in diameter with a wick; also known as "labintador":
- a) Five Star – a small sized fire cracker;
- b) Goodbye Philippines – giant sized triangle-shaped firecracker which packs a powerful explosion;
- c) Judas' belt – is a type of firecracker that produces multiple explosions.
- d) Kabasi – a triangle-sized explosive twice the size of a Pla-pla;
- e) Kwitis – also known as "skyrocket", is a type of firework that uses a solid-fuel rocket to rise quickly into the sky;
- f) Lolo Thunder – a powerful firecracker twice the size of a Five Star;
- g) Piccolo – a type of firecracker in the form of a thin small cylindrical stick filled with gunpowder and lit in the same way as a match;
- h) Pillbox – a firecracker that causes a series of sparks when lit:
- i) Pla-Pla – a kind of fire cracker bigger and more explosive than Lolo Thunder;
- j) Small Triyanggulo - a firecracker shaped like a triangle with powder content less than the "Bawang" and usually wrapped in brown paper measuring 3/4 inch length in its longest side,


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- k) Super Lolo, Atomic Big Triangulo and their equivalent;
- l) Watusi – a small cylindrical stick usually reddish in color usually ignited through friction to produce a dancing movement and a crackling sound
- m) Whistlebomb – a type of firecracker that produces a whistling sound and a series of sparks before exploding;
- n) Other types or equivalent to the foregoing in explosive content which falls under any of the following specification:
- o) Firecrackers which are overweight or more than 0.2 grams or more than 1/3 teaspoon in explosive content;
- p) Firecrackers which are oversized;
- q) Firecrackers with fuse that burns in less than 3 seconds or more than 6 seconds;
- r) Firecrackers with mixture of phosphorous or sulfur with that of chlorate.

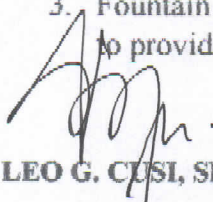
SECTION 5. TYPES OF FIRECRACKERS AND PYROTECHNIC DEVICES ALLOWED IN THIS ORDINANCE. The following common types of firecrackers and pyrotechnic devices may be manufactured, sold, distributed and used:

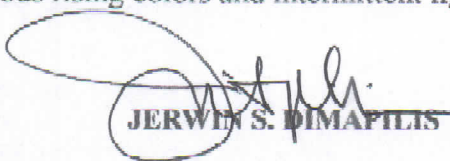
A. Firecrackers:

- 1. Baby rocket – A firecracker with a stick so constructed that lighting of the wick will propel the whole thing to lift a few meters before exploding. The firecracker is about 1 1/2 inches in length by 3/8 inch in diameter while the stick is about a foot in length;
- 2. Paper caps – Minute amount of black powder spread in either small strips of paper or on a small sheet used for children's toy guns;
- 3. 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;
- 4. Chinese Firecracker – a string of firecrackers tubular, in shape about 1 1/4 length in size and less than 1/4 inch in diameter with a wick, also known as small labintador. This Chinese firecracker will only be used during the opening of any establishment;
- 5. The rapid fire – a large version of baby rocket with a small labintador designed to be propelled to a height of 40 ft. and 50 ft. before exploding.

B. Fireworks 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 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;


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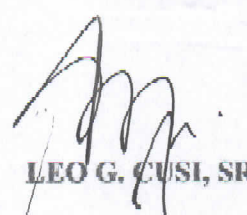
4. Jumbo regular and special – a kind of sparkler similar to a "fountain" but bigger in size;
5. Mabuhay – sparklers bunched into a bundle of a dozen pieces;
6. Roman candle – a sparkler similar to a "fountain" but shaped like a big candle;
7. Trompillo – a pyrotechnic device usually fastened at the center and designed to spin first clockwise and then counterclockwise 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. Butterfly - butterfly – shaped pyrotechnic device designed to lift above ground while providing light;
10. All kinds of pyrotechnic devices (pailaw);
11. And other types equivalent to the foregoing devices.

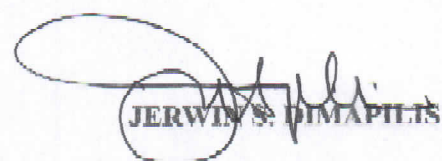
SECTION 6. FIRE AND PYROTECHNIC ZONES. Fireworks, firecrackers and other pyrotechnic devices which are allowed under this Ordinance may only be used, lighted, ignited or set to explode in the specifically designated Fire and Pyrotechnic Zones. For this purpose, all the barangays in the Municipality of Roxas shall, within sixty (60) days from the effectivity of this Ordinance, enact their respective ordinances designating a specific site or sites in their barangay as the Fire and Pyrotechnic Zone.

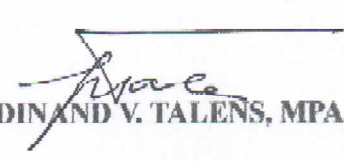
The said barangay ordinance establishing their Fire and Pyrotechnic Zone shall provide that the zone to be selected should be at least twenty-five (25) meters away from the nearest house.

SECTION 7. SALE OF FIRECRACKERS & PYROTECHNIC DEVICES. Subject to the issuance of a Mayor's Permit and other required permits, the following conditions shall be observed in the sale of firecrackers and pyrotechnic devices:

- a) The shops, stalls, tables or spaces for displaying firecrackers and pyrotechnic devices being sold shall be separated from each other by not less than five (5) meters;
- b) No firecrackers and pyrotechnic devices shall be stocked or displayed for sale in the public market and other establishments;
- c) Smoking within twenty-five (25) meters from the shops, stalls, tables or spaces where firecrackers and pyrotechnic devices are displayed for sale shall be prohibited;
- d) Stoves, portable electric heaters, lighters and exposed flames shall be prohibited in the shops, stalls, tables or spaces where firecrackers and pyrotechnic devices are displayed for sale;
- e) Testing of firecrackers and pyrotechnics shall be prohibited;
- f) Each of the shop, stall, table or space where firecrackers and pyrotechnic devices are displayed for sale shall keep a fire extinguisher in their shop, stall, table or space.


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For this purpose, and subject to the foregoing requirements, the Municipal Mayor shall designate an area where such shops, stalls, tables or spaces where firecrackers and pyrotechnic devices are displayed for sale may be allowed. In designating the said area, primary consideration shall be made on its distance from houses and business establishments and its accessibility to responses. A fire truck shall be assigned in the said designated area emergency together with a policeman who shall continually monitor the activities within the said area to ensure compliance with this Ordinance and other existing laws.

SECTION 8. MANUFACTURE OF FIRECRACKERS & PYROTECHNIC DEVICES.

Permits for the manufacture of firecrackers and pyrotechnic devices in the Municipality of Roxas shall strictly comply with the provisions of Republic Act No. 7183, Memorandum Circular No. 2016-176 of the Department of Interior and Local Government and other allied laws, rules and regulations.

SECTION 9. EXCEPTIONS. Notwithstanding the provisions under Section (4) hereof, the use of firecrackers and pyrotechnic devices are allowed in this ordinance:

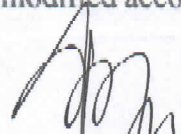
1. When the firecrackers are used by the concerned Barangay or the Municipality of Roxas in connection with any official or recognized celebration or merriment;
2. When the firecrackers are used by the farmers to repel or scare mammalian pests from their fields or gardens;
3. Upon securing an exemption permit from the Municipal Mayor;
4. When the regulated firecrackers are used by any other person or entity on any traditional occasion or celebr

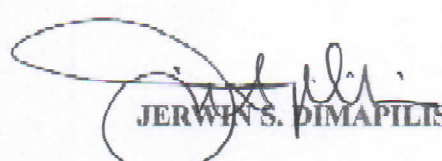
SECTION 10. PROHIBITION TO MINORS. The following shall be prohibited under this Ordinance:

- a) Selling or giving firecrackers and pyrotechnic devices to minors.
- b) Allowing or neglecting minors to hold, ignite, alight fire to. or in any manner to use firecrackers. In case of violation of this particular provision, the parent or guardian shall be the one liable pursuant to appropriate applicable law or ordinance on child and youth welfare.

SECTION 11. PENALTY CLAUSE. Any violation of this Ordinance shall suffer the offender thereof to an imprisonment of one (1) year or a fine of Two Thousand Five Hundred Pesos (P2,500.00) or both such fine and imprisonment at the discretion of the court. No person or entity shall be issued business permit by the Municipal government in the manufacture, distribution or sale of firecrackers. In case a legitimate business establishment shall manufacture, distribute or sell firecrackers in addition to its usual line of business, the business permit of said legitimate business establishment shall be cancelled and the firecrackers shall be confiscated and destroyed by the Municipal Government.

SECTION 12. REPEALING CLAUSE. All other previous local enactments, resolutions, memoranda, circulars, and other issuances inconsistent with this Ordinance are hereby repealed or modified accordingly.


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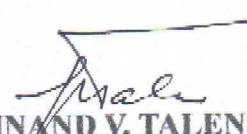
SECTION 13. SEPARABILITY CLAUSE. In the event that a provision of this Ordinance is pronounced or decreed invalid or unconstitutional, all other provisions hereof not affected by such pronouncement or decree shall remain in full force and effect.

Section 14. EFFECTIVITY CLAUSE. This ordinance shall take effect after fifteen (15) days following the completion of its full publication in any newspaper of general circulation within Municipality of Roxas.

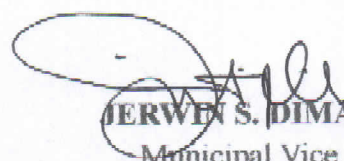
On motion of Councilor Robert A. Baticos duly seconded by Councilor John John S. Yason this Ordinance is hereby ENACTED.

Adopted: 26 June 2023

CERTIFIED CORRECT:


FERDINAND V. TALENS, MPA
Secretary to the Sangguniang Bayan

ATTESTED:


JERWIN S. DIMAPILIS
Municipal Vice Mayor

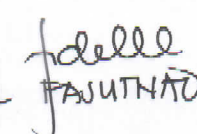
APPROVED:

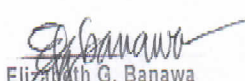

LEO G. CUSI, SR.
Municipal Mayor
Date: _____

CMO 7-19-23

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7/19/23


HADEL FAJUTNADO


Elizabeth G. Banawa
Secretary to the Mayor, ROXAS
Date/Time: 7-19-23 1:08pm

7/19/23
PONS PONTES
PNP