



PAMAHALAANG BAYAN NG TAYTAY TANGGAPAN NG SANGGUNIANG BAYAN

**EXCERPT FROM THE MINUTES OF THE 71st REGULAR SESSION OF THE 11th
SANGGUNIANG BAYAN, TAYTAY, RIZAL, HELD ON DECEMBER 18, 2020, 1:50 PM
AT THE SESSION HALL OF THE MUNICIPAL BUILDING, TAYTAY, RIZAL**

PRESENT:

Hon. Michell B. Bermundo	-	Vice Mayor/Presiding Officer
Hon. Ma. Jeca B. Villanueva	-	Councilor
Hon. Patrick John P. Alcantara	-	"
Hon. Joanne Marie P. Calderon	-	"
Hon. Ceferino R. Resurreccion Jr.	-	"
Hon. Kyle Georic Y. Gacula	-	"
Hon. Ma. Elaine T. Leonardo	-	"
Hon. Philip Jeison J. Cruz	-	"
Hon. Frank Luster L. Santos	-	LnB President
Hon. Roda May A. Diño	-	SK Federation President

ABSENT:

Hon. Sophia Priscilla L. Cabral	-	Councilor
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Sponsored by: Coun. Patrick John P. Alcantara
Co-Sponsored by: Vice Mayor Michell B. Bermundo
Coun. Sophia Priscilla L. Cabral
Coun. Ma. Jeca B. Villanueva
Coun. Joanne Marie P. Calderon
Coun. Ceferino R. Resurreccion Jr.
Coun. Kyle Georic Y. Gacula
Coun. Ma. Elaine T. Leonardo
Coun. Philip Jeison J. Cruz
LnB Pres. Frank Luster L. Santos
SK Fed. Pres. Roda May A. Diño

ORDINANCE NO. 689 series of 2020

**AN ORDINANCE PROHIBITING THE SALE, DISTRIBUTION,
MANUFACTURE IN THE MUNICIPALITY OF TAYTAY AND REGULATING
THE USE OF FIRECRACKERS AND OTHER PYROTECHNIC DEVICES AND
DESIGNATING A FIRECRACKER ZONE IN THE MUNICIPALITY OF
TAYTAY, RIZAL AND FOR OTHER RELATED PURPOSES**

WHEREAS, Republic Act 7813 or the Firecracker or Pyrotechnics Law was passed in 1992;

WHEREAS, the local Government Code of 1991 (RA NO. 7160) accords every local government unit power and authority to promote the general welfare within its territorial jurisdiction, including the promotion of health and safety of its constituents;

WHEREAS, despite the Department of Health's (DOH) all-out campaign against firecrackers, the industry continues to flourish in the country as evidenced by the increasing number of firecracker manufacturers, dealers and retailers seeking license from the Firearms and Explosive Office (FEO) of the Philippine National Police (PNP).

WHEREAS, in order to prevent loss of lives and properties caused by the use of firecrackers, it necessary to regulate its use for precautionary measures;

NOW THEREFORE, BE IT ORDAINED AS IT IS HEREBY ORDAINED by the Sangguniang Bayan of Taytay, Rizal, in a session assembled that:

Section 1. SHORT TITLE - The Firecracker Ordinance in the Municipality of Taytay, Rizal.

Section 2. OBJECTIVES - The objectives of this ordinance is to regulate and control the sale, distribution, manufacture and use and/or explosion of firecrackers and other pyrotechnic devices, consistent with and in furtherance of public safety, order and security, as well as the enhancement of the cultural traditions and establishing a designated firecracker zone in order to promote peace and order and the public safety to all inhabitants of this municipality.

Section 3. DESIGNATED AREAS - The following are the designated fire crackers zone identified by each Barangay in the Municipality of Taytay, Rizal:

A. BARANGAY DOLORES

- Hapay na Manga (Basketball Court)

B. BARANGAY MUZON

- Sitio Itaas - Open Filed
- Open Space near Evacuation Center
- Sitio Gulod - Half Court
- Sitio Manggahan - Half Court

C. BARANGAY SAN ISIDRO

- In Front of Simona Basketball Court
- Sitio Bayabas Basketball Court

D. BARANGAYSAN JUAN

- Kalayaan Park(Bayan)
- Floodway A - Space near the Municipal Slaughter House at Sitio Lambak
- Floodway B - Damayan Basketball Court
- Meralco Village - Open Area besides the Covered Court
- San Lorenzo Ruiz - Phase I and II – Playground
- Phase III - Open Court

E. BARANGAY STA. ANA

- Dama De Noche Street open lot near Makatao Bridge
- Highway 2000 Phase 2 open space
- Ynarez Avenue in front of Lupang Arenda Extension Hall
- Exodus Floodway Open Court

**Section 4.
GUIDELINES**

LIMITATIONS OF THE SALE AND DISTRIBUTION AND SAFETY

1. The Local Chief Executive shall designate area for fireworks display upon the recommendation of the BFP, PNP and the Punong Barangay. The centralized zone shall be in an open space, far from residential, commercial and business center of the Municipality.
2. Selling and distribution of firecrackers and other pyrotechnic devices which is allowed under Section 2 Of RA 7183 shall be regulated only within a period starting seven (7) days before and seven (7) days after the 25th of December of every year, THEREFORE, no selling, distribution, manufacture or use of firecrackers and other pyrotechnic devices are allowed from Dec. 18 up to Jan. 02 within the Municipality other than the regulated period.
3. The following acts are likewise prohibited, namely
 - a) Selling to minors below eighteen (18) years of age;
 - b) Selling distribution and use within the premises of a school, church, hospital, establishment, clinic or public buildings and residential areas. Exception for the USE of firecrackers or pyrotechnic devices for festivity purposes is given to those who will get permit from the Firearms and Explosives Office (FEO) of the PNP at Camp Crame.
4. Any person desiring to sell or distribute said firecrackers and other pyrotechnic devices shall, in addition to the license or permit requirements impose under Section 4 of R.A 7183, must secure a permit from the Firearms and Explosives Office (FEO) of the PNP.
5. The original permit acquired from the (FEO) of the PNP shall be displayed in plain view at the selling area of the firecrackers and pyrotechnic devices.

Section 5.

a. PROHIBITION OF THE USE

1. It shall be prohibited for any person to use and/or explode fire crackers and other pyrotechnic devices before or earlier that the 24th day of every December, new year eve and except on special occasion.
2. No person shall use or explode firecrackers and other pyrotechnic devices at any time in the following places, namely: 1) schools and campuses; 2) churches and chapels; 3) hospitals and clinics; 4) public building and offices; 5) passenger terminals; 6) inside buses, jeepneys, cars, boats, motorcycles, and motorized tricycles; 7) 50-meter radius from gasoline stations; 8) refilling stations.

b. PROHIBITED ACTS WITHIN DESIGNATED AREA

1. Testing of firecrackers and pyrotechnic device shall be prohibited.
2. Smoking and Vaping within fifteen (15) meters from display center shall be prohibited.
3. No firearms shall be allowed within the designated area and anything that could trigger fire should be kept away from this zone.

4. Drinking alcoholic beverages or being intoxicated shall be prohibited.

c. PROHIBITED FIRECRACKERS

1. All firecrackers listed in the DILG Memorandum Circular No. 2018 – 216, Sec. 5.5.3.
2. Any other firecrackers that will be prohibited by the national agencies.

Section 6. PENALTIES

1. Violators of this ordinance shall be meted with a fine of P 2,500.00 including confiscation of goods and/or imprisonment of number of days at the discretion of the court.
2. Minors caught exploding firecracker/pyrotechnic material shall be apprehended and turned over to the MSWD for appropriate action.

Section 7. IMPLEMENTING UNITS

1. Barangay Public Safety Office
2. BPLO
3. MPSO
4. PNP
5. BFP
6. DILG

Upon apprehension by the BPSO, the violators shall be turned over to the PNP.

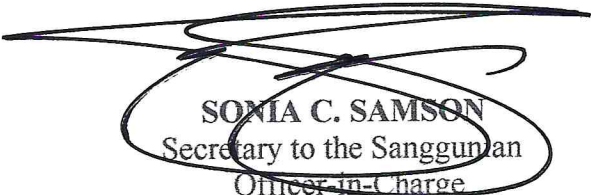
Section 8. REPEALING CLAUSE - All existing Ordinances of this Municipality which are inconsistent with the provisions of this Ordinance are hereby repealed, revised or modified accordingly,

Section 9. SEPARABILITY CLAUSE - If for any reason, or reasons, any parts or provisions of this ordinance be held unconstitutional or invalid, parts or provisions which are not affected thereof shall continue to be in full force and effect.

Section 10. EFFECTIVITY- This ordinance shall take effect upon approval.

ENACTED, this 18th day of December, 2020, 3:24 PM at the Session Hall of the Municipal Building, Taytay, Rizal.

I HEREBY CERTIFY, to the correctness of the foregoing Ordinance which was duly enacted by the Sangguniang Bayan of Taytay on second reading on December 15, 2020 and was passed on third and final reading on December 18, 2020, during the 71st Regular Session held on the 18th day of December, 2020.


SONIA C. SAMSON
Secretary to the Sanggunian
Officer-in-Charge

ATTESTED AND CERTIFIED TO BE DULY
ADOPTED BY HER HONOR


HON. MICHELLE B. BERMUNDO
Municipal Vice Mayor/Presiding Officer

APPROVED BY HIS HONOR
DATE 22 DEC 2020


HON. GEORGE RICARDO R. GACULAN II
Municipal Mayor