



**GENERAL ORDINANCE NO. 18-63**

Series of 2017

**AN ORDINANCE REGULATING THE SALE, USE AND CONTROL OF FIRECRACKERS  
AND PYROTECHNIC DEVICES IN THE MUNICIPALITY OF TUNGAWAN,  
ZAMBOANGA SIBUGAY**

[ Authored by: Hon. Lorverle S. Caracol  
Co-Authored by: Hon. Luvisminda F. Enesando ]

Be it Ordained by the 18<sup>th</sup> Legislative Council of Tungawan, Zamboanga Sibugay in Session Assembled, that:

Section 1. **Title** – The Ordinance shall be known as “An Ordinance Regulating the Sale, Use and Control of Firecrackers and Other Pyrotechnic Devices in the Municipality of Tungawan, Zamboanga Sibugay”

Section 2. **Purpose** – It is the purpose of this Ordinance to regulate the sale, use and control of firecrackers and other pyrotechnic devices as a way of maintaining public safety, order and security, as well as preservation and promotion of the cultural traditions.

Section 3. **Types of Firecrackers and Pyrotechnic Devices Allowed in this Ordinance** – Pursuant to Republic Act No. 7183, the following common types of firecrackers and pyrotechnic devices may be sold, distributed and used in the municipality:

A. Firecrackers

- i) Baby rocket – A firecracker with a stick so constructed that lighting of the wick will propel the thing to lift a few meters before exploding. The firecracker is about 1 ½ inches in length by 3/8 inch in diameter while the stick is about a foot in length;
- ii) Bawang – A firecracker larger than a triangulo with 1/3 teaspoon of powder packed in cardboard tied around with abaca string and wrapped in shape of garlic;
- iii) Small triangulo – A firecracker shaped like a triangle with powder content less than the bawang and usually wrapped in brown paper measuring ¾ inch length in its longest side;
- iv) Pulling of string – A firecracker consisting of a small tube about an inch in length and less than ¼ inch in diameter with string on each end. Pulling both string will cause the firecracker to explode;
- v) Paper caps – Minute amount of clack powder spread in either strips of paper on a small sheet used for children’s toy guns;
- vi) Eldiablo – Firecrackers tubular in shape about 1 ¼ inch in diameter with a wick;
- vii) Watusi – Usually reddish in color about 1 ½ inches in length and 1/10 inch in width usually ignited by friction to produce a dancing movement and a crackling sound;

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**OFFICE OF THE SANGGUNANG BAYAN**

MP No. 09262641885 E-mail: sbo\_tungawanzs@yahoo.com

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- viii) Judah's 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;
- ix) 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;
- x) Other types equivalent to the foregoing in explosive content;

**B. Pyrotechnic Devices:**

- i) Sparklers – Pyrotechnic devices usually made of black powder on a piece of wire or insane a paper tube designed to light up and glow after igniting;
- ii) Luces – Any of several kinds of sparklers;
- iii) Fountain – A kind a sparkler conical in shape which is lighted on the ground and designed to provide various rising colors and intermittent lights upon being ignited;
- iv) Jumbo regular and special – A kind of sparkler similar to a "fountain" but bigger in size;
- v) Mabuhay – Sparklers bunched into a bundle of a dozen pieces;
- vi) Roman candle – A sparkler similar to a "fountain" but shaped like a big candle;
- vii) Trompillo – A pyrotechnic device usually fasten at the center and designed to spin first clockwise and then counter-clockwise and provide various colored lights upon being ignited;
- viii) Airwolf – A kind of sky rocket shape like an airplane with a propeller to rise about forty (40) or fifty (50) feet and provide various kinds of light while aloft;
- ix) Whistle device – Any of the various kinds of firecrackers or pyrotechnic designed to either simply emit a whistle-like sound and explode afterwards upon being ignited;
- x) Butterfly – Butterfly-shaped pyrotechnic device designed to lift above ground while providing light;
- xii) Other types equivalent to the foregoing devices;

**Section 4. Permit to Sell** – no person shall sell firecrackers and other pyrotechnic devices within the territorial jurisdiction of the town without first securing a Mayor's Permit. The Mayor's Permit shall stipulate the specific date and area in the Public Market or barangay where the selling of firecrackers and other pyrotechnic devices with take place.





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**Section 5. Stall, Display and Outlet of Firecrackers and Other Pyrotechnic Devices** – The Local Chief Executive shall establish a stall for the display, outlet for the wholesale and retail of firecrackers and other pyrotechnic devices in accordance with the national standards. However, during Christmas and New Year, the Municipal Mayor may allow a particular place in the Public Market and Barangay where such firecrackers and other pyrotechnic devices will be sold and displayed.

**Section 6. Use of Firecrackers** – To minimize the risk of injuries and casualties, the use of firecrackers shall henceforth be confined to Fireworks Zones duly designated by the Municipal Mayor upon the recommendation of the Punong Barangays;

**Section 7. Use of Pyrotechnic Devices** – The Municipal Mayor shall upon the recommendation of the Punong Barangays, determine, assign and designate the Community Fireworks Display Zones where to use the Pyrotechnic Devices.

A display of fireworks qualifies as a Community Fireworks Display Zone if it complies with all of the following conditions:

- a. It is conducted on the occasion or as part of a celebration, competition, or similar event held in a venue other than a place of residence.
- b. It is conducted under the supervision of a trained person duly licensed by the PNP; and
- c. The Office of the Municipal Mayor has allowed it through a permit specifying the date and time of the fireworks display and the specific area in which the display will be conducted, in conformity with the national standards, rules and regulations;

Pyrotechnic devices may be also used outside Community Fireworks Displays Zone subject to existing laws, rules and regulations.

**Section 8. Prohibitions** – The following acts are prohibited hereof:

- a) Wholesale, retail and sale of firecrackers and pyrotechnic devices to minors. For this purpose, the word minors shall refer to a person whose age is below eighteen years old.
- b) Stocking, storing and holding of firecrackers and other pyrotechnic devices inside residences and buildings. It shall be stored and kept in a warehouse at least 10 meters away from residential houses and building.
- c. Selling, displaying and using of prohibited types of firecrackers and other pyrotechnic devices as determined by the Director-General of the Philippine National Police (PNP) in pursuant to RA No. 7183, "An act Regulating the Sale, Manufacture, Distribution and Use of Firecrackers and Other Pyrotechnic Devices.

**Section 9. Penalty** – Any person found violating this ordinance shall be fined of not less than two thousand five hundred pesos (P 2,500.00)



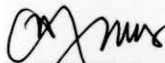
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Section 10. **Repealing Clause** – All ordinances, executive orders and other issuances of local effect which is in conflict or inconsistent with this ordinances is hereby repealed accordingly.


Section 11. **Separability Clause** – If any section of this shall be held unconstitutional or invalid by competent authority, the other sections not affected shall remain in full force and effect.

Section 12. **Effectivity** – This ordinance shall take effect upon the approval of the Municipal Mayor.

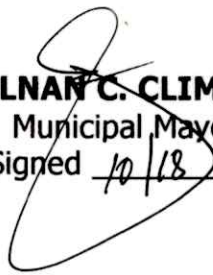
**ADOPTED and APPROVED**, this 8<sup>th</sup> day of August 2017 at Tungawan, Zamboanga Sibugay.

  
**DANTE D. IBARRA**  
Secretary to the SB

Attested and Certified  
To be Duly Adopted:

  
**IVAN N. BALANO**  
Municipal Vice Mayor  
Presiding Officer

Approved:

  
**CARLINA C. CLIMACO**  
Municipal Mayor  
Date Signed 10/18, 2017