

REPUBLIKA NG PILIPINAS  
TANGGAPAN NG SANGGUNIANG PANLUNGSOD  
LUNGSOD NG BAKOLOD  
-oOo-

**CITY ORDINANCE NO. 08-15-724**  
**April 8, 2015**

**AN ORDINANCE PROHIBITING THE SALE OR TRANSFER OF FIRECRACKERS/  
PYROTECHNICS TO MINORS.**

**WHEREAS**, in the celebration of holidays every year, especially in the New Year's Eve, many people, particularly, minors have been injured of firecrackers/pyrotechnics due to improper use in the observance of such event. Just in 2014 holiday season, while many people are enjoying, Department of Health (DOH) reported that, firecrackers/pyrotechnics-related injuries reached to 593 individuals;

**WHEREAS**, most of those victims were careless in the handling of firecrackers/pyrotechnics. And, innocent children who suffered from those injuries ranging from burns, poisoning to amputation of arms and fingers;

**WHEREAS**, the 1987 Philippine Constitution, particularly, Sections 1 of the Bill of Rights states that, "No person shall be deprived of life...; while Section 15 thereof under State Policies, also states, that "the State shall protect and promote the right to health of the people and instill health consciousness among them";

**WHEREAS**, in 1996, the United Nations General Assembly adopted the International Covenant among Nations of the World, that states, every human being has the inherent right to life. This right shall be protected by law. No one shall be arbitrarily deprived of his life";

**WHEREAS**, the Local Government Code of 1991, particularly Section 16 thereof, states that, "every local government unit shall exercise the powers expressly granted, those necessarily implied there from, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare". The passage of ordinance prohibiting establishments/storeowners of selling or transferring firecrackers to minors, below eighteen (18) years old will address a healthier and secured environment.

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

**Section 1. Short Title** – This ordinance shall be known as "Protection of Minors Against Firecrackers Ordinance of Bacolod City."

**Section 2. Definition of Terms.** –

- a. **Firecracker** – refers to a small paper cylinder that is filled with explosive, which produces a loud noise and emits smoke when explodes.
- b. **Firework** – refers to a device that produces noise, displays lights and creates smoke when explodes.

↖

↖

8

- c. **Pyrotechnic** – refers to a device with an explosive that burns at a low rate, which emits smoke and produces colored flames that illuminates the surrounding areas, or send signals.
- d. **Minors** – refer to those persons below eighteen (18) years of age.
- e. **Transfer (verb)** – means to convey or cause to pass from one place, person or thing to another.

**Section 3. Prohibition** – Establishments/storeowners are hereby prohibited in selling/or transferring any kind of firecrackers/pyrotechnics to minors – below 18 years old.

Establishments/storeowners are required to post a signage, stating that:

“THIS ESTABLISHMENT IS NOT SELLING FIRECRACKERS/PYROTECHNICS TO MINORS.”

**Administrative Fines/Penalty** – Violation of this ordinance shall be administratively penalized, based on the following:

- a) 1<sup>st</sup> Violation – Violators shall be fined P1,000.00;
- b) 2<sup>nd</sup> Violation – Violators shall be fined P2,000.00;
- c) 3<sup>rd</sup> Violation - Violators shall be fined P3,000.00; and  
Cancellation of business permits

- If violator is juridical entity, the manager shall be liable for the afore-cited fines/penalty;  
and

**Section 5. Separability** – If any provision of this ordinance is held invalid, provisions which are not affected shall remain in full force and effect.

**Section 6. Effectivity Clause.** This ordinance shall take effect after fifteen (15) days after publication in the newspaper of local circulation.

**CARRIED BY THE VOTE OF:**

Affirmative :

Councilors : El Cid M. Familiaran, Jocelle Batapa-Sigue, Em L. Ang, Claudio Jesus Raymundo A. Puentevella, Caesar Z. Distrito, Archie S. Baribar, Alex A. Paglumotan, Ana Marie V. Palermo, Noli B. Villarosa.

Negative : None.

Official Leave : Councilors Roberto M. Rojas and Carlos Jose V. Lopez.

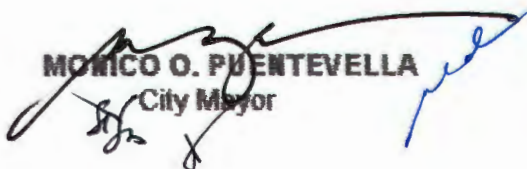
Official Travel : Councilor Wilson C. Gamboa, Jr.  
Absent : None.  
Main Author : Councilor El Cid M. Familiaran.  
Co-Author : Councilor Alex A. Paglumotan.  
Passed : April 8, 2015 (92<sup>nd</sup> Regular Session of the 8<sup>th</sup> Council).  
Comments : Passed.  
Councilor Sonya M. Verdeflor was not around when this ordinance was passed.

  
**GREG G. GASATAYA**  
Vice Mayor  
Presiding Officer

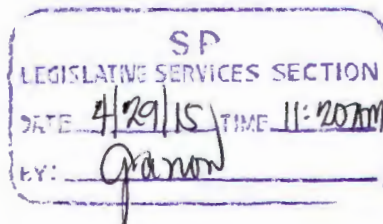
ATTESTED:

  
**ATTY. VICENTE C. PEHIERRE III**  
Secretary to the Sanggunian

APPROVED: April 30, 2015.

  
**MONICO O. PUENTEVELLA**  
City Mayor

VCP/HPL/jbz





Republika ng Pilipinas  
**Tanggapan ng Sangguniang Panlungsod**  
Lungsod ng Bacolod

---

### CERTIFICATION

This is to certify that **City Ordinance No. 08-15-724**, Series of 2015, passed by the Sangguniang Panlungsod on April 8, 2015, entitled:

**“AN ORDINANCE PROHIBITING THE SALE OR  
TRANSFER OF FIRECRACKERS/ PYROTECHNICS TO  
MINORS.”**

was published in the June 5, 2015 issue of the Negros Daily Bulletin and was posted in the bulletin board of the Sangguniang Panlungsod at the Bacolod City Government Center as required in the said City Ordinance and is now, therefore, legally in effect.

Bacolod City, Philippines, June 22, 2015.

**ATTY. VICENTE C. PETIERRE III**  
Secretary to the Sanggunian

*mdm/*