



SANGGUNIANG BAYAN

EXCERPT FROM THE JOURNAL OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF GERONA, HELD AT THE SESSION HALL ON MONDAY, 22 OCTOBER 2007 AT 9:00 A. M.

PRESENT:

Hon. Ronjie L. Daquigan	- Vice Mayor and Presiding Officer
Hon. Edwin Aldrin R. Yamoyam	- Municipal Councilor
Hon. Agerico S. Batenga	- do-
Hon. Fred R. Isla	- do-
Hon. Manuel C. Milla	- do-
Hon. Pacifico L. Agudo	- do-
Hon. Benjamin R. Nogoy	- do-
Hon. Eduardo M. Lumagui, Jr.	- do-
Hon. Tranquilino C. Antonio	- ABC President
Hon. Angel Chris U. Lopez	- SKF President

ABSENT:

Hon. Raul P. Cruz	- Municipal Councilor
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ORDINANCE NO. 362
Series of 2007

AN ORDINANCE

REGULATING THE USE OF PYROTECHNICS AND/OR FIRECRACKERS ON REGULAR DAYS, PROVIDING EXCEPTIONS AND PRESCRIBING PENALTIES FOR VIOLATION THEREOF.

WHEREAS, it has been an accepted Filipino custom and tradition to use pyrotechnics and/or firecrackers during special and auspicious occasions;

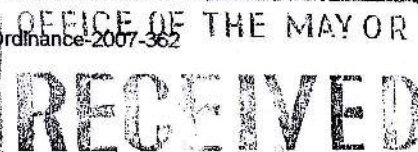
WHEREAS, recent trends and development have resulted to the availability of more attractive and yet powerful and destructive firecrackers and pyrotechnics devices;

WHEREAS, despite the passage of Republic Act 7183, an act regulating the sale and manufacture, distribution and use of firecrackers and other pyrotechnics devices, the undisciplined and unregulated use of pyrotechnics and/or firecrackers has caused and resulted to the irreparable damage and injury to the people's life and limb;

NOW THEREFORE, on motion of Hon. Edwin Aldrin R. Yamoyam, Chairman of the Committee on Rules, Privileges, Ordinances and Legal Matters, and duly seconded.


BE IT ENACTED by the Sangguniang Bayan of Gerona, Tarlac, in session assembled, that:

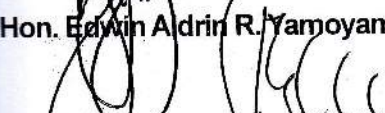
Section 1. Pyrotechnics devices and/or firecrackers shall be permitted during publicly-declared holidays such as Christmas, New Year, the Philippines Independence Day, Tarlac Day and other public legal holidays.




Hon. Ronjie L. Daquigan
Vice Mayor / Presiding Officer


MUNICIPAL COUNCILORS


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Hon. Raul P. Cruz


Hon. Fred R. Isla


Hon. Manuel C. Milla

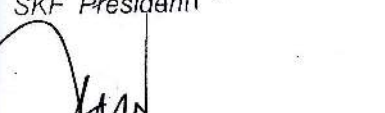

Hon. Pacifico L. Agudo


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Mr. Jeciel M. Iglesia
SB Secretary



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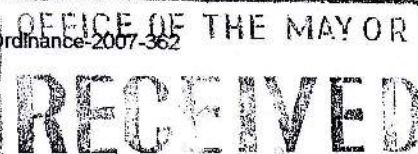
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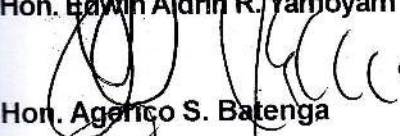
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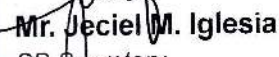

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SB Secretary



SANGGUNIANG BAYAN

However, during public and legal holidays, the use and discharge of pyrotechnics devices and/or fire crackers shall be allowed commencing from the hours of 7:00 P.M. until 2:00 A.M. the following morning.

In no case shall pyrotechnics devices and/or fire crackers be used and/or discharge outside the days and hours prescribed herein except if the same is used and discharged within the confines of one's abode provided, that no firecrackers producing unduly loud explosion and excessive smoke capable of disturbing the peace and privacy of the neighbors shall be used.

Section 2. The use of and/or discharge of pyrotechnics and/or fire crackers are hereby authorized during community/barangay activities, festivities or fiestas.

Section 3. Any individual or group of individuals who shall use and/or discharge pyrotechnics devices and/or firecrackers on regular days shall be required to secure a barangay clearance from the Punong Barangay of the barangay concerned.

Section 4. Subject to the provisions of this ordinance, the barangay officials and respective bantay bayan members shall assist the Philippine National Police of Gerona in the implementation of this ordinance.

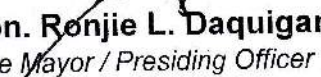
Provided, additionally, that the bantay bayan referred above, shall apprehend those who cause the discharge and/or use of pyrotechnics devices and/or firecrackers outside of the prescribed hours on days provided herein and during the hours of seven o'clock in the evening to twelve midnight.

Section 5. Any group or group of individuals, who shall be found violating any provision of this ordinance shall be penalized subject to the following schedule:


- a. First Offense – fine of eight hundred pesos (P/800.00).
- b. Second Offense – fine of one thousand five hundred pesos (P/1,500.00).
- c. Third and succeeding offenses – fine of two thousand five hundred pesos (P/2,500.00) or imprisonment of not less than fifteen (15) days, but not more than thirty (30) days or both such fine and imprisonment at the discretion of the court.

Section 6. All ordinances, resolutions, memoranda inconsistent with any provision of this ordinance are hereby repealed or modified accordingly.


Section 7. If, for any reason or reasons, any part or portion of this ordinance is held invalid or unconstitutional, the remainder or this ordinance or the provision not otherwise affected shall continue to be in full force and effect.



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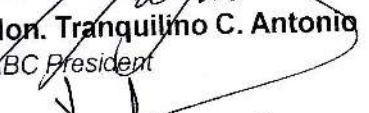

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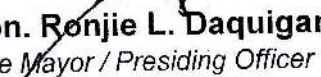
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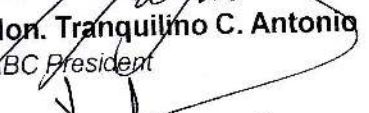

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SANGGUNIANG BAYAN

Section 8. A copy of this ordinance shall be furnished and circulated to all barangays of the Municipality of Gerona after its approval for their strict compliance and immediate implementation.

Section 9. This ordinance shall take effect upon its approval and satisfaction of the provisions of the Local Government Code with respect to publication and postings.


I certify that the above quoted ordinance was unanimously approved by this Sanggunian during its regular session held on 22 October 2007.


JECIEL M. IGLESIA
Secretary to the Sangguniang Bayan

ATTESTED TO BE DULY ENACTED:


RONJIE L. DAQUIGAN
Vice Mayor and Presiding Officer

APPROVED: _____, 2007


DENNIS NORMAN T. GO
Municipal Mayor


Hon. Ronjie L. Daquigan
Vice Mayor / Presiding Officer

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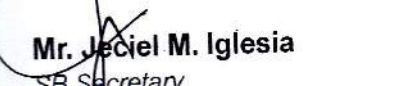

Hon. Eduardo M. Lumagui Jr.


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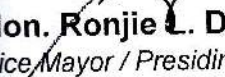

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