



Republic of the Philippines
PROVINCE OF NEGROS OCCIDENTAL
Old Capitol Building, Bacolod City
Tel. No. 707-8075 (Admin) * 435-7698 (Board Member) * 709-0121 (Legislative Division)
OFFICE OF THE SANGGUNIANG PANLALAWIGAN

***EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE
SANGGUNIANG PANLALAWIGAN OF THE PROVINCE OF NEGROS OCCIDENTAL
HELD IN THE CITY OF BACOLOD ON THE 15th DAY OF APRIL 2025***

PRESENT:

Hon. Jeffrey P. Ferrer
Hon. Rommel T. Debulgado
Hon. Araceli T. Somosa
Hon. Sixto Teofilo Roxas V. Guanzon, Jr.
Hon. Samson C. Mirhan
Hon. Manuel Frederick O. Ko
Hon. Andrew Gerard L. Montelibano
Hon. Jose Benito A. Alonso
Hon. Jeffrey T. Tubola
Hon. Richard Julius L. Sablan

Vice Governor/Presiding Officer

Member - 1st District
Member - 1st District
Member - 2nd District
Member - 2nd District
Member - 3rd District
Member - 3rd District
Member - 4th District
Member - 6th District
Member – ABC Rep.

OFFICIAL BUSINESS:

Hon. Andrew Martin Y. Torres
Hon. Rita Angela S. Gatuslao
Hon. Anthony Dennis J. Occeño
Hon. Valentino Miguel J. Alonso
Hon. Julius Martin D. Asistio
Hon. Mayvelyn L. Madrid

Member - 4th District
Member - 5th District
Member - 5th District
Member - 6th District
Member - PCL Rep.
Member – SKF Rep.

**RESOLUTION NO. 0437
Series of 2025**

***RESOLUTION DECLARING MUNICIPAL ORDINANCE NO. 441, SERIES OF 2025 OF
THE MUNICIPALITY OF MURCIA GOVERNING THE USE OF FIRECRACKERS AND
PYROTECHNICS IN THE MUNICIPALITY OF MURCIA AND PROVIDING
PENALTIES FOR VIOLATION THEREOF AS A VALID ENACTED ORDINANCE***

WHEREAS, Section 56 of the Local Government Code of 1991 expresses the reviewing power of the Sangguniang Panlalawigan on Component City and Municipal Ordinances and Resolutions declaring the Ordinance or Resolution valid if it is consistent with the law or invalid in whole or in part if the Sangguniang Panlalawigan finds the Ordinance or Resolution to be beyond the power conferred upon the Sangguniang Panlungsod or Sangguniang Bayan concerned;

WHEREAS, Municipal Ordinance No. 441, series of 2025 of the Municipality of Murcia governing the use of Firecrackers and Pyrotechnics in the Municipality of Murcia and providing penalties for violation thereof was submitted for review by the Municipality of Murcia to the Sangguniang Panlalawigan of Negros Occidental;

WHEREAS, after prompt examination by the Provincial Legal Office, it is the recommendation of the said Office that the subject Ordinance is within the conferred power of the Sangguniang Pambayan of Murcia to enact, thus, the same may be given due course by the Sangguniang Panlalawigan;

WHEREAS, the subject ordinance finds legal support in Republic Act No. 7183, "An Act Regulating the Sale, Manufacture, Distribution, and Use of Firecrackers and Other Pyrotechnic Devices," along with its Revised Implementing Rules and Regulations. This law aims to regulate and control the manufacture, sale, distribution, and use of firecrackers and pyrotechnic devices in furtherance of public safety, national security, and cultural tradition.

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WHEREAS, Executive Order No. 28, Series of 2017, restricts firecracker use to community fireworks displays authorized by the Municipality of Murcia. The ordinance aligns with this policy by preventing injuries, property damage, and other public health risks associated with unregulated firecracker use.

WHEREAS, Section 16 of Republic Act No. Z160, or the Local Government Code of 1991L (LGC), grants local government units (LGUs) the power to enact ordinances necessary for effective governance. The ordinance also complies with Section 447(a)(1) (ii) of the LGC, which authorizes municipal governments to impose penalties of up to Two Thousand Five Hundred Pesos (P2,500.00) or imprisonment for up to six (6) months, or both, at the court's discretion. Furthermore, the ordinance adheres to Section 53 of the LGC, ensuring proper publication requirements are followed.

WHEREAS, the ordinance complies with the six (6) generally accepted principles for a valid ordinance, as adopted by the Sangguniang Panlalawigan of Negros Occidental, which are:

1. *It must not contravene the Constitution or any statute.*
2. *It must not be unfair or oppressive.*
3. *It must not be partial or discriminatory.*
4. *It must not prohibit but may regulate trade.*
5. *It must be general and consistent with public policy.*
6. *It must not be unreasonable.*

WHEREAS, the reviewing authority of the Sangguniang Panlalawigan finds no irregularity that follow thereto as a result of the thorough scrutiny of the Provincial Legal Officer;

WHEREAS, in view of the foregoing, the SP Committee on Laws, recommends approval of the same;

NOW THEREFORE, on motion of Hon. Sixto Teofilo Roxas V. Guanzon, Jr., and duly seconded by all the members present,

THE SANGGUNIANG PANLALAWIGAN RESOLVED, as it hereby resolves, to approve this resolution to wit:

RESOLUTION DECLARING MUNICIPAL ORDINANCE NO. 441, SERIES OF 2025 OF THE MUNICIPALITY OF MURCIA GOVERNING THE USE OF FIRECRACKERS AND PYROTECHNICS IN THE MUNICIPALITY OF MURCIA AND PROVIDING PENALTIES FOR VIOLATION THEREOF AS A VALID ENACTED ORDINANCE

ADOPTED UNANIMOUSLY.

This resolution shall take effect immediately upon approval.



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CERTIFIED CORRECT:

HON. RICHARD JULIUS L. SABLAN
Temporary Presiding Officer

ATTESTED:

ATTY. MAKI ANGEL O. ASCALON
Provincial Secretary

Note: The Presiding Officer, Hon. Jeffrey P. Ferrer, relinquished the chair to the Temporary Presiding Officer, Hon. Richard Julius L. Sablan.