



EXECUTIVE ORDER NO. 43
Series of 2020

AN EXECUTIVE ORDER PROHIBITING THE MANUFACTURE, SALE, DISTRIBUTION, POSSESSION OR USE OF FIRECRACKERS OR PYROTECHNIC MATERIALS AND SUCH OTHER SIMILAR EXPLOSIVES WITHIN THE TERRITORIAL JURISDICTION OF DUPAX DEL NORTE, NUEVA VIZCAYA

WHEREAS, it is a Filipino tradition to use firecrackers and other pyrotechnic materials to celebrate events of personal, religious, cultural and national importance;

WHEREAS, Republic Act (RA) No.7183 contains illustrative lists of what comprises firecrackers and other pyrotechnic materials, and provides for the regulation and control of their manufacture, sale, distribution, and use consistent with, and in furtherance of, public safety, order and national security, as well as the enhancement of the cultural traditions;

WHEREAS, local chief executives are likewise authorized to promulgate the necessary rules and regulations on firecrackers and other pyrotechnic materials within their territorial jurisdiction in conformity with the national standards, rules and regulations;

WHEREAS, the Philippine National Police through a Memorandum dated December 28, 2020, recommended the banning of the use of firecrackers;

WHEREAS, considering the pandemic known as COVID-19, our healthcare workers are focused to COVID-19 related cases in hospitals making it a burden to them if there would be other cases such as injuries due to firecrackers;

WHEREAS, the Inter-Agency Task Force on Emerging Infectious Diseases (IATF-EID) guidelines prohibits mass gatherings and provides standard health protocols in order to prevent the further spread of the COVID-19 virus, hence, the promulgation of stricter local standards, rules and regulations is warranted.

NOW, THEREFORE, I, TIMOTHY JOSEPH E. CAYTON, Municipal Mayor of Dupax del Norte, Nueva Vizcaya, by virtue of the powers vested in me by law, do hereby order the following:

Section 1. PROHIBITED ACTS

- a. It shall be unlawful for any person or business establishment to manufacture, sell or offer for sale, distribute, possess or use any firecracker or pyrotechnic material and other similar materials within the Municipality of Dupax del Norte, Nueva Vizcaya.
- b. It shall be unlawful for any person to discharge or use any firecracker, pyrotechnic material, and any other explosive materials at anytime and anywhere within the Municipality of Dupax del Norte, Nueva Vizcaya.

Section 2. VIOLATIONS.

All person who shall be found in violation of this Order shall be prosecuted under Republic Act No. 7183 and other appropriate laws.

If the violation is committed by a business establishment, the president, the general manager or the person in behalf of them shall be held liable in the case of a corporation or partnership, while if it is a single proprietorship, the owner/proprietor or the person in his/her behalf shall be held responsible.

In addition to the foregoing penalties, the business permit of the business establishment that violates this Order shall be cancelled by the Municipal Mayor upon the commission of the third offense.

Section 3. SEPARABLITIY CLAUSE.

In the event that any section or provision of this Executive Order is declared unconstitutional or invalid, other sections or provision unaffected shall remain valid and effective.

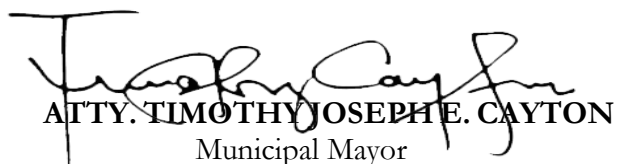
Section 4. REPEALING CLAUSE.

All prior Orders/Issuances inconsistent with this Order are hereby repealed and/or modified accordingly.

Section 5. EFFECTIVITY.

This Executive Order shall take effect immediately and shall remain in force and in effect until lifted.

Done this 29th day of December 2020 at Dupax del Norte, Nueva Vizcaya.


ATTY. TIMOTHY JOSEPH E. CAYTON
Municipal Mayor