



Republic of the Philippines

DEPARTMENT OF THE INTERIOR AND LOCAL GOVERNMENT

DILG-NAPOLCOM Center, EDSA corner Quezon Avenue, West Triangle, Quezon City

http://www.dilg.gov.ph



REGULATION AND CONTROL OF THE USE OF FIRECRACKERS AND OTHER PYROTECHNIC DEVICES

Memorandum Circular No. 2017-105

August 22, 2017

1.0 Background

- 1.1. Part of the Filipino tradition is the use of firecrackers and other pyrotechnic devices in celebrating significant events of personal, religious, cultural and national importance.
- 1.2. Republic Act No. 7183 provides for the regulation and control of the manufacture, sale, distribution, and use of firecrackers and pyrotechnic devices, consistent with, and in furtherance of, public safety, order and national security, as well as the enhancement of the cultural traditions.
- 1.3. Due to the substantial number of firecracker-related injuries and casualties recorded every year, the promulgation of stricter rules and regulations is therefore necessary.
- 1.4. In view of the above, President Rodrigo R. Duterte issued Executive Order No. 28, which provides for the regulation and control of the use of firecrackers and other pyrotechnic devices.

2.0 Purpose

- 2.1. The purpose of this policy is to enjoin the Department of the Interior and Local Government (DILG), Philippine National Police (PNP), Bureau of Fire Protection (BFP), and local government units (LGUs) to take necessary actions on the regulation and control of the use of firecrackers and other pyrotechnic devices, in compliance with the provisions of EO No. 28, titled, *“Providing for the Regulation and Control of the Use of Firecrackers and Other Pyrotechnic Devices”*.

3.0 Legal Compliance

This Circular is in furtherance of public safety, order, and national security, in compliance with the following laws:

- 3.1. Section 16 of Republic Act No. 7160 or the Local Government Code of 1991, on the promotion of health and safety and general welfare of the people;
- 3.2. Republic Act No. 7183, *“An Act Regulating the Sale, Manufacture, and Use of Firecrackers and Other Pyrotechnic Devices”*; and
- 3.3. Executive Order No. 28, *“Providing for the Regulation and Control of the Use of Firecrackers and Other Pyrotechnic Devices”*

4.0 Scope/Coverage

All Provincial Governors, City and Municipal Mayors, DILG Regional Directors, ARMM Regional Governor, Philippine National Police, Bureau of Fire Protection, and all others concerned

5.0 Policy Content and Guidelines

All concerned officials and officers are hereby reminded to perform their respective roles and responsibilities, pursuant to Executive Order No. 28:

5.1. The Philippine National Police shall:

- 5.1.1. Issue a permit to a trained person who shall supervise the conduct of a community fireworks display;
- 5.1.2. Promulgate criteria for what constitutes prohibited firecrackers and pyrotechnic devices within thirty (30) days from the effectivity of the said Executive Order, and to provide specific lists of such devices as may be necessary for the guidance of the public, which will be disseminated to all concerned;
- 5.1.3. Promulgate rules and regulations for the implementation of the Executive Order, in coordination with the Department of Health (DOH), the Department of the Interior and Local Government (DILG), the Department of the Environment and Natural Resources (DENR), and the Bureau of Fire Protection (BFP), and after the appropriate public consultation. Such rules and regulations shall include guidelines on allowable areas where community fireworks displays may be conducted, and shall form an integral part of the Implementing Rules and Regulations of RA No. 7183;
- 5.1.4. Enforce RA No. 7183 and EO No. 28 in coordination with other concerned agencies, through the conduct of inspections, and confiscation and destruction of prohibited firecrackers and pyrotechnic devices in accordance with law, among others;
- 5.1.5. Conduct information campaigns on the danger of using fireworks; and
- 5.1.6. Submit a consolidated report to the Office of the President regarding the implementation of EO No. 28 within thirty (30) days from the effectivity of the said Order and every six (6) months thereafter, including statistics on the victims of firecrackers and other pyrotechnic devices per city and municipality.

5.2. The Bureau of Fire Protection shall:

- 5.2.1. Provide support to PNP in the promulgation of rules and regulations for the implementation of Executive Order No. 28; and
- 5.2.2. Conduct information campaigns on the danger of using fireworks.

5.3. The local government units shall:

- 5.3.1. Provide support to PNP in the enforcement of RA No. 7183;
- 5.3.2. Conduct information campaigns on the danger of using fireworks; and
- 5.3.3. In the case of cities and municipalities:

- 5.3.3.1. Issue a permit for the conduct of a community fireworks display, specifying the date and time of the fireworks display and the specific area in which the display will be conducted, in conformity with national standards, rules and regulations;

5.4. The DILG shall:

- 5.4.1. Provide support to PNP in the promulgation of rules and regulations for the implementation of Executive Order No. 28; and
- 5.4.2. The DILG Regional Office shall submit reports on the implementation of EO No. 28 to the Bureau of Local Government Supervision every **January 10** and **July 10**, through email address pocteam.blgs@gmail.com. Said report shall include statistics on the victims of firecrackers and other pyrotechnic devices per city and municipality.
- 5.4.3. The Bureau of Local Government Supervision shall consolidate all Regional Reports and submit to the Office of the President.

5.5. All DILG Regional Directors and the ARMM Regional Governor are hereby directed to cause the immediate and widest dissemination of this Memorandum Circular to all local government units within their respective regional jurisdictions.

5 Penal Provisions

Non-compliance with this Memorandum Circular is tantamount to dereliction of duty and shall be dealt with in accordance with pertinent laws, rules and regulations.

6 References

- 6.1 R.A. No. 7160, or *The Local Government Code of 1991*
- 6.2 R.A. No. 7183, "*An Act Regulating the Sale, Manufacture, and Use of Firecrackers and Other Pyrotechnic Devices*"
- 6.3 E.O. No. 28, "*Providing for the Regulation and Control of the Use of Firecrackers and Other Pyrotechnic Devices*"


7 Repealing Clause

All DILG Memorandum Circulars inconsistent herewith in part or in full, are hereby modified, revoked, or repealed accordingly.

8 Effectivity

This Memorandum Circular shall take effect immediately.

9 Approving Authority


CATALINO S. CUY *in*
Officer-In-Charge

10 Feedback



For related queries, kindly contact the Policy Compliance Monitoring Division of the Bureau of Local Government Supervision at Tel Nos. (02) 928 9181 or (02) 925 0351 or at email address at pocteam.blgs@gmail.com.