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1-28-07

Republic of the Philippines
Province of Iloilo
MUNICIPALITY OF OTON
OFFICE OF THE SANGGUNIANG BAYAN



EXCERPTS from the Minutes of the Sangguniang Bayan of Oton, Iloilo in its Regular Session held at the Municipal Session Hall last October 5, 1994 at 9:00 o'clock in the morning.

PRESENT:

Hon. Jose Ma. M. Masculino	Vice Mayor (Presiding Officer)
Hon. Jose V. Olivares, Jr.	Member (Floor Leader)
Hon. Eusebio G. Villavicencio, Jr.	Member
Hon. Rene S. Escanler	Member
Hon. Francisca C. Ezpeleta	Member
Hon. Jose Neil P. Olivares	Member (Asst. Floor Leader)
Hon. Danilo E. Dalisay	Member
Hon. Neomedea C. Guillergan	Member
Hon. Perfecto C. Sabio	Member
Hon. Edgar N. Javellana	Member (ABC Representative)
Hon. Marvin L. Gison	Member (SK Representative)

ABSENT: None.

ORDINANCE NO. 30
Calendar Year 1994

ORDINANCE ENACTING A CODE ON PUBLIC SAFETY DURING LOCAL CELEBRATIONS.

WHEREAS, the tragic accident that occurred during the annual celebration of the Pagoda sa Wawa in Bocaue, Bulacan last July 2, 1993 where more than 300 people unnecessarily lost their lives should serve as an object lesson and a grim reminder of what can happen if basic public safety measures are not properly observed;

WHEREAS, pursuant to Memorandum Circular No. 93-125 and in order to avoid the recurrence of similar catastrophe, it is imperative for the Municipality of Oton to adopt safety precautionary measures that will guarantee the protection and preservation of lives and properties of inhabitants during local celebrations such as festivals or fiestas, carnivals, parades, processions and similar assemblies;

NOW THEREFORE on motion of Hon. Jose Neil P. Olivares which was duly seconded by Hon. Eusebio G. Villavicencio, Jr., be it

ORDAINED by the Sangguniang Bayan of Oton in its Regular Session that:

SECTION 1 - During the conduct of local celebrations such as fiestas, festivals, fairs, carnivals, parades, races, processions and similar assemblies, the guidelines embodied herein must be duly complied with.

SECTION 2 - FOR PURPOSES OF THIS ORDINANCE, THE FOLLOWING TERMS ARE DEFINED:

- a. LOCAL CELEBRATION - the act of commemorating and celebrating ceremonies, rituals or holidays which shall include fiestas, benefit dances, festivals, fairs, carnivals, parades, races or competitions, processions and similar assemblies.
 - a.1. Festival - a periodic activity or celebration held basically for entertainment, upliftment of custom or tradition or for a specific purpose which consists of performance or series of performances of a certain kind. It may either be religious or civic.
 - a. 2. Parade - a kind of assembly or aggregation of people moving together on foot or thru vehicles with the purpose to exhibit or for public show, to commemorate events or to foster customs or traditions, etc.
 - a.3. Races - means a competition of speed.
 - a.4. Procession - a group of persons or of vehicles containing persons moving onward in an orderly ceremonious or solemn manner.
 - a. 5. Carnivals - a festival of merry-making, an amusement enterprise consisting of sideshows, games of chance, merry-go-round, etc.
 - a.6. Fairs - a sale of articles, etc.
- b. PERMIT - an authority given to person, juridical or natural to conduct an affair embodied herein.

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SECTION 3 - ROAD SAFETY - The following must be made:

- a. Covering/repairing of potholes and diggings and other excavations a week before the actual festivities.
- b. Clearing of sidewalks of obstructions a week before the festivities.
- c. Designating of specific areas for ambulant vendors at least a week before the actual festivities by the festival organizer.
- d. Installing of appropriate traffic signs and enforcement of traffic ordinances.
- e. Streamers, bunting and similar materials displayed horizontally across the road should not be less than six (6) meters in height from the ground and should be displayed in a manner that will not cause obstacle or hazard to traffic.

SECTION 4 - REVIEW OF FLOATS, PLATFORMS, TOWERS AND STAGES.

- a. The Chairman of the festival shall ensure the structural soundness and safety of floats, platforms, towers and stages and shall estimate and enforce the maximum load capacities.
- b. Heights of floats shall not exceed six (6) meters from the ground.
- c. There shall be a tosser to elevate electrical wires during parades or processions.
- d. The Municipal Engineer or his representative shall inspect the structural soundness and safety of the abovementioned structures.

SECTION 5 - ON ELECTRICAL INSTALLATION AND OTHER MAKESHIFT CONNECTIONS FOR LIGHTING AND SOUND SYSTEM:

- a. Installation for electrical wirings on floats, platforms, towers, stages, street perimeter lights and sound systems shall be supervised by a qualified electrician to ensure that no incidence of electrical shocks or fires will occur.
- b. Combustible decorative materials should not be combined with electrical bulbs, nor balloons be inflated or used as decorations near electrical light bulbs or lighted candles.

SECTION 6 - ON HANDLING OF FIRECRACKERS AND OTHER PYROTECHNIC DISPLAYS:

- a. The Chairman of the festival shall make regulations on the use of firecrackers such as the kind of firecrackers to be used and the interval of time it will be lighted.
- b. Lighting or explosion of firecrackers shall be done by designated and authorized person or persons only.
- c. Firecrackers or pyrotechnic materials shall be exploded or lighted at least fifteen (15) meters away from the crowd or group of people.

SECTION 7 - FIRE SAFETY AND READINESS TO RESPOND TO EMERGENCIES:

Firetrucks and other firefighting equipment including local paramedic teams shall be prepared and to be on full alert status during the celebration.

SECTION 8 - PERIMETER AND ENCLOSURE SAFETY.

- a. Sale of liquor or intoxicating drinks shall be regulated inside the place where an affair of a local celebration is being held.
- b. Bringing-in of bottles shall not be allowed inside the place where an affair of a local celebration is being held, except if such bringing-in of bottles is "incidental" to the program or for some lawful purposes.
- c. Canteens which sell alcoholic drinks shall be at least ten (10) meters from the site where an affair is being held.
- d. During night time affairs, barb wires or similar bladed or pointed materials shall not be used as fence or crowd control material.
- e. There shall be two (2) separate Entrance and Exit gates.

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SECTION 9 - ON MEDICAL AND FIRST AID TEAMS.

- a. The Chairman of the festival shall request the services of the Red Cross or other first aid teams or shall assign persons knowledgeable on the application of first aid.
- b. There shall be a Committee on Medical Vehicles which shall be tasked to transport accident victims from accident site to the nearest medical station, health clinic or hospital.

SECTION 10 - ON SANITATION AND HYGIENE.

- a. The Local Sanitary Inspector shall supervise the sanitation of temporary eating places, such as carinderias, etc.
- b. Latrines/portable rest rooms including garbage and trash receptacles shall be provided on strategic places in the locality.
- c. Cleaning/clearing of clogged drainage and sewers to prevent the breeding of rodents or harmful insects be made.

SECTION 11 - ON CRIME AND CRIMINAL ELEMENT.

- a. There shall be crowd control personnels or marshalls to avoid the incidence of panic and disorderly shows or exhibitions.
- b. Police personnels or Barangay Tanods or Security Guards shall be assigned on the look out for criminal elements such as pickpockets, etc.

SECTION 12 - THE MAYOR SHALL:

- a. Ensure that the Code of Public Safety are effectively disseminated and implemented by all concerned.
- b. Require the festival organizer to submit a detailed action plan for the local celebration before issuing the required permit.
- c. Coordinate the activities of all sectors involved in the planning, preparation and conduct of local celebrations.
- d. Issue other measures for the attainment of the purpose of this Ordinance.

SECTION 13 - THE POLICE STATION COMMANDER SHALL:

- a. Maintain peace and order in the locality.
- b. Provide protection and ensure safety of all persons from criminal elements.
- c. Monitor movements of people and deploy police personnels where festivities are being held.
- d. Oversee the smooth flow of traffic of people and vehicles.
- e. Provide other emergency and safety measures to cope with any eventuality during local celebrations.

SECTION 14 - THE CHAIRMAN OF THE FESTIVAL ORGANIZERS SHALL:

- a. Ensure that all safety precautions contained in the Code of Public Safety are strictly observed in the planning, preparation and actual conduct of local celebrations.
- b. Designate marshall to guarantee safety and orderliness during parades, processions and similar activities.
- c. Coordinate closely with the Mayor and the Police Station Commander before and after local celebrations.
- d. Prepare a detailed action plan for the local celebration to be submitted to the Office of the Mayor, copy furnish the Police Station Commander.
- e. Require transient operators and helpers of carnival to register for identification and resident's security purposes.
- f. Make other regulations for the furtherance of the purpose of this Ordinance.

SECTION 15 - ISSUANCE OF PERMIT

- a. Any individual, group or organization intending to hold any local celebration shall secure a permit from the Office of the Mayor at least (15) days before the actual conduct of the affair. The request for issuance of permit shall be accompanied by a detailed action plan for the celebration.
- b. Permit fees shall be collected in accordance with the provisions of the Municipal Revenue Code.

SECTION 16 - TRANSITORY PROVISIONS.

- a. Religious, charitable and educational affairs shall be exempted from the payment of Permit Fees.
- b. During the Municipal Fiesta, an organization which participates or adds color to the fiesta by sponsoring an affair shall like wise be exempted from the payment of Permit Fees.
- c. During fiestas, an organization which is allotted a certain day or time to sponsor an affair shall be deemed an organizer for a certain period, such as, it could make regulations during its own affair.
- d. Regulations issued by the Chairman of the festival organizers, once contrary to law, morals, good customs, public order, public safety and the provisions of this Ordinance shall be, ipso facto, null and void.

SECTION 17 - PENAL SANCTIONS.

- a. Failure to follow provisions embodied herein or failure to submit a detailed action plan of the celebration shall be a ground for the denial on the issuance of permit.
- b. A Barangay Official or any Municipal Employee not following the provisions embodied herein shall be subject for disciplinary action and/or be administratively liable.
- c. Any person conducting the abovementioned activities without securing a permit from the Office of the Mayor shall pay a fine of P200.00 or imprisonment of 1 day or both at the discretion of the court, without prejudice to Section 16 of this Code.

SECTION 18 - SEPARABILITY CLAUSE.

- a. This Ordinance on Public Safety applies only to preparation and conduct of local celebrations embodied herein.
- b. An affair which is expressly or impliedly construed as not covered by this Ordinance is likewise excluded from its application.

SECTION 19 - REPEALING CLAUSE.

Any Ordinance inconsistent with this Ordinance is hereby repealed.

SECTION 20 - EFFECTIVITY CLAUSE.

This Ordinance shall be effective after 10 days of posting in at least 2 conspicuous places in the Municipality.

UNANIMOUSLY APPROVED.

I HEREBY CERTIFY to the correctness of the foregoing Ordinance.

Attested:

Nicolas C. Damasco
 NICOLAS C. DAMASCO
 Secretary to the Sanggunian

Jose M. M. Masculino
 JOSE M. M. MASCULINO
 Presiding Officer

*Rec'd by
 by R. R. R. 10/18/94
 172 @m, Hnd.*

Concurred:

Jose M. Olivares Jr.
 JOSE M. OLIVARES, JR.
 Floor Leader

*member 10/18/94
 Acctg. 10/18/94
 CO*

Approved:

Felix L. Flores
 FELIX L. FLORES
 Municipal Mayor

Date Approved: OCT 12 1994

*Atty HBC 10/18/94
 PNP 10/18/94*

Jod