



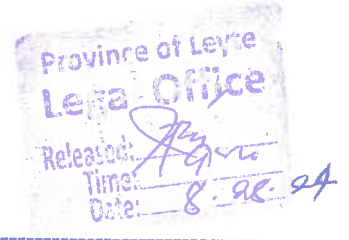
Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Palo, Leyte

Item No.: 09
Date: 03 2024 SEP

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PROVINCIAL LEGAL OFFICE



2nd INDORSEMENT
August 23, 2024

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 2023-169 of the Sangguniang Bayan of Carigara, Leyte.

Issues/concerns for review is/are as follows:

- Ordinance No. 2023-169 entitled: **“An Ordinance Prescribing Rules and Regulations Covering Conditions Hazardous to Life and Property from Fire or Explosives and Providing Therewith Service Fees Penalties and for Other Purposes.”**

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is within the corporate powers of the local government unit particularly covered under Section 447 (1)¹ , 447 (1) (iii)² and Section 16³ in relation to the guidelines provided under RA 9514, commonly referred to as the Fire Code of the Philippines. Hence, recommending the declaration of its validity.

We hope to have assisted you with this request. Please note that the opinion rendered by this Office are based on facts available and may vary or change when additional facts and documents are presented or changed. This opinion is likewise without prejudice to the opinions rendered by higher and competent authorities.

ATTY. JOSE RAYMUND A. ACOL
Asst. Provincial Legal Officer

¹ **Section 447 (1)** Approve ordinances and pass resolutions necessary for an efficient and effective municipal government xxx

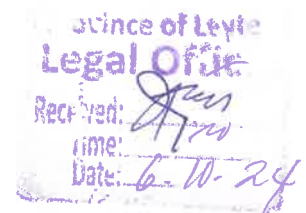
² **Section 447 (1) (iii)** Approve ordinances imposing a fine not exceeding Two thousand five hundred pesos (P2,500.00) or an imprisonment for a period not exceeding six (6) months, or both in the discretion of the court, for the violation of a municipal ordinance;

³ **Section 16. General Welfare.** - Every local government unit shall exercise the powers expressly granted, those necessarily implied therefrom, as well as powers necessary, appropriate, or incidental for its efficient and effective governance, and those which are essential to the promotion of the general welfare. Within their respective territorial jurisdictions, local government units shall ensure and support, among other things, xxx promote health and safety, xxx.

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
10 June 2024



The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **MUNICIPAL ORDINANCE NO. 2023-169** of the **MUNICIPALITY of CARIGARA, LEYTE**, entitled: **An Ordinance Prescribing Rules and Regulations Covering Conditions Hazardous to Life and Property from Fire or Explosives and Providing Therewith Service Fees, Penalties and for Other Purposes.**


FLORINDA J. UYVICO
Secretary to the Sanggunian



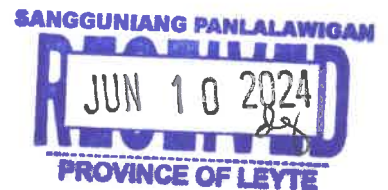
Republic of the Philippines
Province of Leyte
MUNICIPALITY OF CARIGARA

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Office of the Sangguniang Bayan

1st Indorsement

June 10, 2024



Respectfully forwarded to the Honorable Members of the Sangguniang Panlalawigan of Leyte, thru the Provincial Board Secretary, Florinda Jill S. Uyvico, the herein **Municipal Ordinance No. 2023-169** –“*An Ordinance Prescribing, Rules and Regulations Covering Conditions Hazardous To Life and Property From Fire or Explosives and Providing Therewith Service Fees, Penalties and For Other Purposes*”.

For your consideration and appropriate action.


ROMEO M. VIOJAN
SB Secretary



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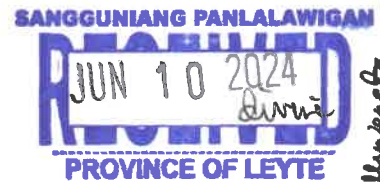
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EXCERPT FROM THE MINUTES/JOURNAL OF THE 91ST REGULAR SESSION OF THE 19TH COUNCIL OF THE SANGGUNIANG BAYAN OF CARIGARA HELD AT THE SESSION HALL, LEGISLATIVE BUILDING, CARIGARA, LEYTE ON MAY 2, 2024

* * * * *

PRESENT:

- Hon. Jimmy A. Camposano ----- Mun. Vice Mayor-Pres. Officer
- Hon. Joenlee C. Larraga ----- SB Member
- Hon. Anabella N. Crisostomo ----- SB Member
- Hon. Mildred C. Modesto ----- SB Member
- Hon. Raul Z. Lloren ----- SB Member
- Hon. Lorna A. Marpa ----- SB Member
- Hon. Joselu N. Guia ----- SB Member
- Hon. Kim Anthony G. Agner ----- SB Member
- Hon. Leny T. Ong ----- SB Member
- Hon. Arvin N. Urmeneta ----- SB Member-Liga ng mga Brgy. Pres.



Arvin N. Urmeneta
ARVIN N. URMENETA
SB Member-LnB Pres.

Jimmy A. Camposano
JIMMY A. CAMPOSANO
Mun. Vice Mayor-Pres. Officer

ABSENT:

- Hon. Daniel N. Ariaso, Jr. ----- SB Member-SK Fed. Pres.

* * * * *

MUNICIPAL ORDINANCE NO. 2023-169

AN ORDINANCE PRESCRIBING, RULES AND REGULATIONS COVERING CONDITIONS HAZARDOUS TO LIFE AND PROPERTY FROM FIRE OR EXPLOSIVES AND PROVIDING THEREWITH SERVICE FEES, PENALTIES AND FOR OTHER PURPOSES

HON. KIM ANTHONY G. AGNER
Author

HON. LORNA A. MARPA
Co-Author

WHEREAS, Republic Act 9514, otherwise known as the Comprehensive Fire Code of the Philippines of 2008, promulgated implementing rules and regulations on fire safety as a deterrent to the prevalence of fire incident occurrence;

WHEREAS, some of the provisions embodied under R.A. 9514 are indirectly applicable in the local level hence, the enactment of the Municipal Fire Prevention Code of Carigara, Leyte in conformity with the guidelines imposed in the Revised Implementing Rules and Regulations of the

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BAGONG PILIPINAS

Page 2/65 – Ordinance. No.2023-169 – “An Ordinance Prescribing, Rules And Regulations Covering Conditions Hazardous To Life And Property From Fire or Explosives...”

Comprehensive Fire Code of the Philippines of 2008;

NOW, THEREFORE, on motion of the Hon. Kim Anthony G. Agner, duly seconded and approved by all SB members present in session assembled, be it

RESOLVED as it is hereby resolved to enact the following ordinance, to wit:

**CHAPTER I
PRELIMINARY CHAPTER**

SECTION 1. TITLE OF ORDINANCE. - This Ordinance shall be known as the “Local Fire Prevention Code of the Municipality of Carigara, Province of Leyte”.

SECTION 2. PURPOSE, INTENT AND CONSTRUCTION. – This Ordinance is enacted for the purpose of preventing if not deter the occurrences of fire, and explosion of materials and other flammable substances. This ordinance should be interpreted as safety precautionary measures for the the lives and properties of the people of Carigara, Leyte from the hazards of fire and explosions. The Rules and Regulations on Fire Safety promulgated by the Revised Implementing Rules and Regulation of the Comprehensive Fire Code of the Philippines (R.A. 9514) as adopted shall have suppletory effect to this ordinance.

**CHAPTER II
DEFINITION OF TERMS**

SECTION 3. As used in this Ordinance, the following terms shall mean as follows:

Apartment - means a room or unit of two (2) or more rooms, designated and intended for or occupied by one (1) family for living, sleeping and cooking purposes.

Apartment House – means a house with apartment for three (3) or more families having independently of one another and doing their cooking in the premises common to the apartments.

Bonfire – shall mean a large fire built in the open air.

Building – means any structure designed and intended for shelter or protection of a person, animal or chattel from rain, beat and weather.

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Cellulose Nitrate Products - shall mean any product formed when cellulose is treated with a Nitric Acid including Nitrocellulose Film, biscloid, fibreloid, pyralin products and similar materials or products.

Combustible Material - shall mean any material that will burn at a temperature of 1000 degrees Fahrenheit or less.

Dwelling - shall be defined as a house or a place of abode.

Corner Lot - shall mean a lot situated at the junction of two (2) or more streets.

Explosives - shall mean any chemical compound or mechanical mixture that contains any oxidizing and combustible units or other ingredients in such portion, quantity or packing that any ignition by fire, friction, concussion or by detonation of any part of the compound or mixture may cause such sudden generation of highly heated gasses that the resultant gaseous pressure are capable of producing destructive effects on contiguous objects or destroying life or limb.

Fire Station - shall mean the Fire Station of Carigara, Leyte, formerly the Fire Department.

Fire Station Commander - shall mean the Chief of Carigara Fire Station or the Municipal Fire Marshal of Carigara, Leyte.

Fireworks - (Dangerous) shall mean fire crackers, pyrotechnic or fireworks containing phosphorous, sulphosynide, mercury, chlorate or potash and sulfur or chlorate or potash and sugar and the following named fireworks: firecrackers, flash crackers or salute and blanc cartridges, skyrockets, including all devices which dart or travel about the surface of the ground during discharge of all articles, commonly known as "Son-of-a-Gun", devil of the rock, cracket sticks and automatic torpedoes which contain arsenic, explosives known as "Devil-on-the-Walk" or another articles of similar characters which explodes, through means of friction and all other fireworks, unless otherwise designated.

Gasoline - shall mean any petroleum or any hydrocarbon liquid having a flash point of 100 degrees Fahrenheit or less and having a vapor pressure below sixteen (16) pounds per square inch, absolute at a temperature of 100 degrees Fahrenheit.

Hospital - shall mean any occupancy wherein any person may receive surgical or obstetrical care or wherein medical facilities are provided for rendering such care.

Hotel - is a building or part thereof with rooms occupied or intended to be occupied as temporary

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abode of individuals, under the same management in which there are more than fifteen (15) sleeping accommodations for hire, primarily used by transients who are lodged with or without meals, whether designated as a hotel, inn, motel, or by any other name with a general kitchen and public dining room service, but no provision for cooking in any individual suite or room.

Inflammable Liquids - shall mean any liquid having a flash point of 100 degrees Fahrenheit.

Lodging House - a building or structure that provides sleeping accommodations for less than fifteen (15) persons.

Liquefied Petroleum Gas - or LPG for brevity; is a colorless and flammable gas which is a mixture of propane and butane, and is used in the Philippines as fuel for heating, cooking and vehicles. It is commercially refilled and sold in cylinders approved by the Bureau of Philippine Standards.

Liquid Petroleum Products - refer to those petroleum-based substances that exist in a liquid state at standard temperature and pressure conditions like gasoline fuel, diesel fuel, kerosene, jet fuel, heating oil, LPG, naphtha, solvents, and Diesel Exhaust Fluid (DEF).

Place of Public Assemblage - shall mean any building or premises or portion thereof, except a theater or cinema house, having assemblage capacity of more than 100 persons used for entertainment or instruction.

Portable - shall mean capable of being readily moved from place to place.

Portable Tank - shall mean any approved tank or more than 50 gallons capacity, equipped with a dispensing apparatus and mounted on wheels used for dispensing any inflammable liquids to any motor vehicle or air vehicle for fuel or for dispensing gasoline, petroleum, distillate or crude petroleum for any purpose.

Private Garage - shall mean any building or premises or portion thereof, used for storing motor vehicles, except a public garage, commercial warehouse or tenant garage.

Projection Room - shall mean a portion of theater, Motion Picture Theater or public assemblage, where a motion picture machine is used.

Theater - shall mean any room, hall or auditorium having a stage designated or used for public entertainment and adopted to the presentation of plays, operas, spectacles, or similar forms of entertainment.

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Underground Tank - shall mean any tank located entirely below the surface of the earth and used for the storage of inflammable liquid, except liquefied petroleum gas, unless otherwise especially provided.

Magazine - shall mean any building or structure approved for the storage of explosives.

Closed Container - shall mean a container so sealed by means of a µd or other service that neither liquid nor vapor will escape from it at ordinary temperature.

Flammable Liquid - shall mean any liquid having a flash point below 200 degrees Fahrenheit and having a vapor pressure not exceeding 40 pounds per square inch (absolute) at 100 degrees Fahrenheit.

Smoking - shall mean and include the carrying of lighted pipe, cigar, cigarette or tobacco in any form.

Fire Resistance Rating - means the time in hours, that the materials of construction will withstand the standard fire exposure and determined by fire test.

Owner - includes his duly authorized agent and any person having a vested contingent interest in the property in question.

Person - include corporation and co-partnership as well as individuals.

Place of Assembly - shall mean a room of space used for assembly or educational occupancy for 100 or more occupants which has a floor area of 1,500 square feet or more used for such purpose. Such room or space shall include any similarly occupied connection room or space in the same storey or in a storey or storeys above or below where entrance is common to the rooms or spaces.

Storey - is that portion of a building included between the upper surface of any floor and the upper surface of the floor next above, except that the topmost storey shall be that portion of a building included between the upper surface of the topmost floor and the ceiling above, such portion of the building shall be considered a storey.

CHAPTER III

DOMESTIC AND MISCELLANEOUS FIRE HAZARDS

SECTION 4. Prohibition of Fire Hazards in Specific Places - No person shall light; ignite or otherwise set fire to anything, substance, materials or any other articles, or smoke cigar, cigarette or pipe tobacco or hold, posses, deposit or throw any smoldering substance, or shall light any match or carry any open

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flame or light in any of the following places:

- a) In any of the building premises, places or vehicles where explosives and highly inflammable or combustible materials are stored or handled; where any loose hemp fibers, abaca fibers, straws, excelsior's, wood shavings, sawdust, packing materials are deposited; where dissolved acetylene is manufactured or stored, film goods, film storage rooms or picture studio and the premises thereof; where gasoline or petroleum products or cellulose nitrate products are found, in projection rooms of theaters and motion picture houses, in places where acetylene generator is found; and in hospitals, sanitariums, children's homes, elementary or high school.
- b) Within twenty-five (25) meters from any fireworks, firecrackers factory or storage premises.
- c) Within twenty-five (25) meters from any tank vehicles or dispensing apparatus carrying or dispensing inflammable or combustible materials.

SECTION 5. Storage of Matches in Quantities - No person, store or establishment shall store or keep matches in large quantities, except in metal containers or metal lined bind or boxes.

SECTION 6. Blazer or Windproof Matches - No person shall manufacture, distribute, sell, possess or store any blazer or windproof matches which will ignite when packed in cartoons of Five Hundred (500) Cartoons each. "Blazer" or "windproof" matches are a type of matchstick designed to remain lit even in windy conditions.

SECTION 7. Powder Explosive Magazine - It shall be unlawful for any person to light any match or carry any open flame or fire of any kind in or around a powder explosive magazine.

Only electrical flashlights shall be allowed in that place. In premises wherein a powder explosive magazine is located, there shall be posted signs with the words "EXPLOSIVE-KEEP OFF" printed thereon in letters not less than three (3) inches high.

SECTION 8. Prohibited Acts in Storage of Explosives and Inflammables - Smoking and carrying of materials, cigarette lighter or any other flame producing articles, or smoking materials shall be prohibited in all places where explosives and highly inflammable or combustible materials are stored or handled. All smoking materials and paraphernalia for fire must be deposited with a responsible person in the premises, before entering the said area or compound.

SECTION 9. Lighted Cigarette and Other Flaming Substances - It is unlawful for any person to throw, dispose or place any lighted cigarette, cigar or ashes thereof or other flaming or glowing substances or any substance or anything which may cause fire in any places susceptible to explosion.

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SECTION 10. Welding Torch and Other Devices - It is unlawful for any person to use or operate a welding torch, tar pit or any device that may cause fire, without first clearing, there in any inflammable material surrounding the operation or take any other necessary precaution to prevent fire or explosion.

SECTION 11. Presence of Responsible Person While Making Fires - It is unlawful for any person to allow a fire to be left burning by itself without his presence or the presence of a responsible person.

SECTION 12. Permit Required Re-Burning of Dry Grass and Similar Materials - No person shall, without a written permit, first obtained from the Fire Station Commander of the Fire Service, burn any standing or uncut dry grass, woods, brush or vegetation on any lot or parcel of land in congested areas or when any building or houses or other structures which may catch fire or bum any bonfire, camp fire on any lot or parcel of land.

SECTION 13. Bonfires - No person shall kindle or maintain any bonfire or furnish any material for such fire in any street, avenue or road or public ground within the Municipality of Carigara, unless a written permit to do so is first obtained from the Fire Station Commander of the Fire Service.

SECTION 14. Firecracker and Similar Devices - It is prohibited to light, ignite, fire or blast within the territorial limit of the Municipality of Carigara, any firecracker, lantaca, or any explosives for a more pleasure, amusement, rejoicing or to manufacture, sell, give or purchase any such article, unless a written permit is first obtained from the Fire Station Commander of the Fire Service.

SECTION 15. Rules on Deposit of Ashes and Similar Substances - No person shall deposit ashes, smoldering coals or embers, oily substance or any material liable to spontaneous combustion or ignition, except when deposited in metallic or non-combustible receptacles. Such receptacles, unless resting on the ground outside or away from building must be placed on a non-combustible floor or stand.

SECTION 16. Rules on Big Accumulation of Papers and Similar Materials - No person shall expose or allow to remain in the premises of any courtyard or house any big accumulation of papers, hay, excelsior's, straws, wood litters of other combustible rubbish or waste of any kind which may cause fire within the premises.

SECTION 17. Rules on Storage of Other Waste Materials - No person shall store any waste material which may by, spontaneous ignition, cause fire, except in metal container used exclusively therefor.

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SECTION 18. Rules on Storage of Inflammables in Places of Habitation - No person shall store any refuse in any cellar or basement, sanitarium, apartment house, lodging house located in the business or commercial district of the Municipality of Carigara.

SECTION 19. Chimneys or Smoke Stacks - All chimneys, smoke stacks or similar devices for conveying smokes, and hot gasses to outer air space and the stove furnaces, incinerators, fire boxes or boilers to which they are connected shall be constructed and maintained in such a manner as not to create a hazardous condition and these devices must be made of non-combustible materials.

SECTION 20. Incinerators - Commercial and Industrial type incinerators used for burning rubbish or other combustible solid waste materials shall be provided with spark arresters or other effective means for arresting sparks and flying-glowing particles.

SECTION 21. Penalties – Any person who violates any provision set forth in this Chapter shall be given an administrative fine in accordance with Chapter XXVI, SECTION 233-236.

**CHAPTER IV
 GENERAL RULES AND REGULATIONS PERTAINING TO BUILDING STRUCTURES**

SECTION 22. Building Structure - refer to any structure whether public assembly, educational, institutional, residential, mercantile, business, industrial, storage of or his duly authorized representative shall from time-to-time conduct inspection for the purpose of checking whether the approved building plan and its specification has been complied with, in accordance with the modern sets of Fire Safety.

SECTION 23. No person or entity shall be permitted to construct any building structure maintained in Section 22 of this chapter, in any part of the Carigara unless a building plan or layout of the proposed structure shall be submitted to the Municipal Fire Marshal of the Fire Protection Bureau for examination review with respect to the compliance with modern sets standard of fire safety, in addition to the requirements for the final approval of the same by the building official as prescribed in the National Building Code of the Philippines (PD 1096). The Municipal Fire Marshal of the Fire Protection Bureau shall indorse the building plan/layout together with his recommendation, if any, within five (5) days from receipt thereof. Provided however, that the recommendation shall constitute a condition precedent to the start of the construction of the same.

SECTION 24. Inspection - During the course of construction of any building structure mentioned

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in Section 22 of this chapter, the Municipal Fire Marshal of the Fire Protection Bureau or his duly authorized representative shall from time-to-time conduct inspection for the purpose of checking whether the approved building plan and its specification has been complied with, in accordance with the modern-set of standards of Fire Safety. An inspection fee of five-hundred pesos (P500.00) shall be paid at the Municipal Treasurers Office.

SECTION 25. After the completion of the construction, the owner shall submit to the Fire Service the "AS BUILT PLAN" specifying among others, the actual structural component such as: rooms, partition, passage ways, alleys, fire escape, fire exits, fire facilities and other structural component with its dimensions.

SECTION 26. Owners, tenants and caretakers of all existing building structures mentioned in Section 22 hereof, shall submit to the Fire Service an "AS BUILT PLAN", specifying the actual structural component mentioned in Section 25 of this chapter to include the stock, if the building structure is classified as mercantile occupancy; machineries and equipment, if classified as Industrial occupancy. Residential building of single and two -family dwellings shall be **exempted** from the provision of this section.

SECTION 27. Penalties - Any person who violates any provision set forth in this Chapter shall be given an administrative fine in accordance with Chapter XXVI, SECTION 233-236.

**CHAPTER V
GASOLINE STATIONS ERECTION/CONSTRUCTION**

SECTION 28. Location - A gasoline station whether service, filling or both or any similar establishment shall be permitted in any part of the Municipality, except within the area comprising the custom zone and other areas not allowed by the Zonification Ordinance; PROVIDED HOWEVER, that those persons or entities who have already established a right to maintain and operate a gasoline station before the passage of the Zonification Ordinance shall continue to make use of such right until the abandonment or retire their business license.

SECTION 29. Gasoline Stations on Corner and Inside Lot - Hereafter, no gasoline station shall be allowed on corner lots, unless the proposed gasoline station has a minimum area of 500 square meters with a minimum street frontage of twenty-five (25) meters along the principal or busier traffic street and the entrance and exits to the gasoline station in no case shall be less than 10 meters away from the street corner and the gasoline pumps local at a minimum distance of 4 meters from the street property line; and hereafter, no gasoline station on inside lots shall be allowed, unless it shall have a minimum area of 300 square meters, with entrance and exit from the gasoline station separated from each other

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and located at a minimum distance of six (6) meters away from the street property line.

SECTION 30. Foundation - Underground tanks shall be set on firm foundations and its surroundings covered by soft earth or sand, well stamped in place. It shall be covered with a minimum of three (3) feet thickness of earth and on top of which shall be placed a slab of reinforced concrete, not less than six (6) inches thick.

SECTION 31. Material or Tank - Such underground tanks shall be constructed of open-hearth steel or wrought iron. Underground tank lighter than gauge 7 shall be of galvanized iron material. Underground tank shall not be interconnected in any manner that will allow inflammable liquid to be transferred from one tank to another, except that one auxiliary tank may be connected to a main underground tank.

SECTION 32. Tanks Under Buildings - Underground tanks under buildings shall be located, such that the load carried by the existing foundation and support cannot be transmitted to the tanks.

SECTION 33. Firewall - There must be a concrete wall extending one meter high above the roof-top, six (6) inches thick excluding the plaster, which shall be constructed along the property line of the gasoline service station bordering the sides and the rear.

SECTION 34. Driveways - Provisions shall be needed by grading driveways and raising door sills to prevent water and liquid from flowing into the interior portion of the station building.

SECTION 35. Exit Facilities - In every filling station, exit facilities shall be provided to prevent occupants or any person who may be found in said premises, from being trapped in the event of fire or explosions.

SECTION 36. Design and Construction of Tanks and Pumps - The designed generally accepted good practices shall be subjected to the approval of the Fire Station Commander of the Fire Service, in addition to the approval of the building plans and lay-out of the gasoline station and shall conform to the following conditions:

- a) Dispensing Device - Hereafter the dispensing devices of gasoline station shall be located and constructed such that the entire body of the vehicles being serviced would be situated inside the premises of said stations and not in any portion of a public thoroughfare. This dispensing unit and its piping shall be protected against any damage from vehicles either by mounting the same on a concrete island at least Six (6) inches

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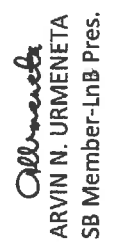
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high or by some similar means and shall be situated in a place where it cannot be struck by any vehicle.

- b) Distance from Public Property - The base of every dispensing apparatus used in any gasoline filling station for any inflammable liquid having a flash point of 275 degrees Fahrenheit or less, except liquefied petroleum gas, shall be located and maintained at least 20 feet from every property line. No dispensing apparatus used in connection with any underground tank shall be located or maintained in any motor vehicle repair shop or in any portion of a public or private garage, unless the same was installed prior to the enactment of this rule and permanently installed at least 75 feet away from any flame-producing device which shall also be permanently installed.
- c) Portable Dispensing Apparatus - No person shall install, maintain or use any portable type dispensing apparatus in any building or in connection with any underground tank, the bowl of which exceeds one liter capacity or in connection with any underground tank in any building.
- d) Power Driven Dispensing Devices - All power-driven-dispensing devices and the power circuits leading thereto shall be equipped with auxiliary power shut-off device in accordance with the specifications and regulations promulgated and approved by the Fire Station Commander of the Fire service.
- e) Length of Hoses - No hose used for transferring inflammable liquid from any fixed dispensing apparatus shall be more than 14 feet long including the nozzle.
- f) Vent Pipes - An open galvanized vent pipe, arranged for proper draining or an automatically operated vent shall not extend, through the top level of the tank for a distance of more than one inch. Vent opening shall be covered preferably, by a 40 x 30 centimeters non-corrodible wire mesh or its equivalent and shall be of sufficient size to permit escape of vapor during filling operations. Vent pipe shall be provided with weather proof hoods and shall terminate outside the building 20 feet above the top of the fill pipe or its tight connection is made in the filling line to the point one foot above the level of the highest reservoir from which the tank may be filled or from any window or other building opening.
- g) Location of Pipes - All piping's from the tank to the dispensing pumps shall be at least 12 inches underground, horizontal towards the tank, free of traps, cages or pockets, and shall be standard, full weight galvanized iron or its equivalent.
- h) Protection of Underground Tank - Prior to the installation, underground tanks should be protected against corrosion on the outside in a manner satisfactory to the Fire Station Commander of the Fire Service, but in every case at least, equivalent to two preliminary coatings or red lead followed by a heavy coating of asphalt.

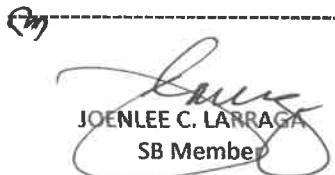

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- i) Inspection by the Fire Station Commander of the Fire Service - Before the tanks or piping's are covered from sight, they shall be subjected for inspection and approval by the Fire Station Commander of the Fire Service. An inspection fee of Five Hundred Pesos (₱500.00) shall be paid at the Municipal Treasurers Office.

SECTION 37. Penalties - Any person who violates any provision set forth in this Chapter shall be given an administrative fine in accordance with Chapter XXVII, SECTION 230-234.

**CHAPTER VI
GASOLINE SERVICE STATION MAINTENANCE**

SECTION 38. Maintenance – All owners, operators or leasers of gasoline service station are required to observe or cause to be observed the following:

- a) They shall keep and maintain in their premises at least four (4) pails of buckets of sand for fire protection in case of emergency or spillage of gasoline.
- b) Oil or grease shall not be allowed to remain on driveways or walkways.
- c) No gasoline of more than one liter of quantity shall be used for cleaning purposes. Used gasoline shall be stored in airtight containers not exposed to ignition or exposed of in such a way as not to create a fire hazard.
- d) Water hose, air hose, water cans, and all other objects shall be kept out of driveways and walkways.
- e) Children shall not be allowed to loiter or play around the gasoline service station premises.
- f) All tanks opening shall be locked except when in use.
- g) No gasoline cans, tins, drums, or any other container whether filled or empty or funnel of any description, should be allowed to remain in or near the premises. No combustible materials shall be permitted within ten (10) feet from the tank of the pump.
- h) Gasoline shall be withdrawn from the tank without unnecessary exposure by a substantially constructed discharge divider of approved design and its location shall be in a manner which will prevent the delivery of leaking of gasoline when not in use.
- i) Smoking or carrying of matches or other smoking materials shall be strictly prohibited. And “NO SMOKING” and “STOP MOTOR WHILE FILLING” signs printed in letters three (3) inches high should be conspicuously displayed and strictly required.
- j) No owner, operator, licensee, or employee of any gasoline service station, aircraft refueling post, or public filling station shall permit the dispensing of motor fuel in or upon

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such premises by any person except by such owner or operator or licensee or a person regularly employed at such station, aircraft refueling post or public filling stations.

- k) The owner, operator, licensee of any gasoline service station shall not allow or permit any tire recapping/vulcanizing repair shop within the premises of the gasoline service station, except using rubber cold patch or allow the utilization of such premises as a bus or jeepney terminal.
- l) The owner or operator, licensee of any gasoline service station shall provide first aid fire-fighting devices such as buckets, axes, flashlights, fire extinguishers of 10 lbs. chemical weight, one unit for every two dispensing pumps, and one (1) unit for every fifty (50) gallons lubricating oil stored therein.

SECTION 39. Lighting in Gasoline Service Station – No open flame or lights shall be used in gasoline service station. Only electric light shall be used. Electrical installation shall comply with the requirement of the latest edition of the Philippine Electrical code.

SECTION 40. Electric Motor and Other Devices – Electric motor and other spark emitting devices when provided should be of the type especially approved for such location as provided for in the latest edition of the Philippine Electrical Code.

Furthermore, an EV, or Electric Vehicle, is a vehicle that is powered by one or more electric motors, using energy stored in rechargeable batteries or other energy storage devices. Unlike conventional vehicles that rely on internal combustion engines fueled by gasoline or diesel, electric vehicles use electricity as their primary source of power. Battery safety should be a critical aspect of electric vehicle (EV) design and operation. Precautionary measures should be observed to minimize the risk of fires and thermal runaway in EV battery systems. An inspection fee for the electric vehicle of Five Hundred Pesos (₱500.00) should be paid at the Municipal Treasurers Office. Below are the precautionary measures to consider:

- a) Follow manufacturer’s guidelines when charging your electric vehicle. Do not overcharge the battery.
- b) When a vehicle accident occurs, move the vehicle to a safe place, turn OFF the vehicle and remove the auxiliary battery (12 V) terminal to prevent high voltage electricity from flowing.
- c) If electric wires are exposed from inside or outside the vehicle, do not touch the wires. Also, do not touch the high voltage electric wire (orange), connector, or any of the electric components and devices. This may cause electric shock and lead to injuries.

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- d) When a vehicle accident occurs and the high voltage battery is damaged, harmful gas and electrolytes may leak. Be careful not to touch the leaked liquid.
- e) When you suspect leakage of inflammable gas and other harmful gases, open the windows and evacuate to a safe place. If any leaked fluid comes in contact with your eyes or skin, immediately clean the affected area thoroughly with tap water or saline solution and have doctors inspect it as soon as possible.
- f) If a small-scale fire occurs, use a fire extinguisher (ABC, BC) that is meant for electrical fires. If it is impossible to extinguish the fire in the early stage, maintain a safe distance away from the vehicle and immediately call your local fire emergency responders. Also, advise them that an electric vehicle is involved.
- g) If the fire spreads to the high voltage battery, large amounts of water is needed to put out the fire. Using small amounts of water or fire extinguishers not meant for electrical fires could cause serious injury or death from electrical shocks.
- h) If you cannot put out the fire immediately, the high voltage battery may explode. Evacuate to a safe place and do not let other people approach the site. Contact the local fire service and notify them of an electric vehicle fire.
- i) If the vehicle is flooded with water, immediately turn OFF the vehicle and evacuate to a safe place. If you tow the vehicle while the rear wheels are touching the ground, the vehicle motor may generate electricity and the motor components may be damaged or a fire may occur.
- j) When a vehicle fire occurs due to the battery, there is a risk of a second fire. Contact your local fire service responders when towing the vehicle.
- k) When you clean the motor compartment, do not use high pressure water to wash. This may cause an electric shock due to a discharge in high voltage electricity, or damage the vehicle's electric system.
- l) Never disconnect the high voltage cut-off switch except in an emergency situation. Serious problems may occur, such as the vehicle will not start.
- m) Place all charging device components out of reach of children when not in use.
- n) Maintain the components of your charging station according to the manufacturer's maintenance guidelines. Signs of excessive wear may indicate a potential shock hazard. Never use an EV charger with obvious signs of damage.

SECTION 41. Flame Producing Device, Prohibition – No flame producing device, barbecue pit or incinerator shall be located or used within twenty-five (25) meters from any gasoline service station, dispensing pumps, fill pipes for underground tank.

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SECTION 42. Waste Petroleum Products and Flammable or Combustible Liquids – No person or entity shall be permitted to discharge flammable or combustible liquids or any waste liquid containing crude petroleum products of any kind. Upon any street, highway drainage, canal or ditch, storm drain or flood control channel lake or tidal water or upon the ground.

CHAPTER VII

REGULATIONS PERTAINING TO VEHICLES AND OTHER CRAFTS USED IN THE CONVEYANCE OF INFLAMMABLE AND COMBUSTIBLE MATERIALS, PROVIDING INSPECTION THEROF

SECTION 43. Fire Safety Inspection – It shall be unlawful for any person partnership, association or corporation to use any fuel tank truck, open trailer, or any vehicle, boat or craft in the conveyance of an inflammable or combustible material in commercial quantities, in any street, ports or place within the territorial jurisdiction of the Municipality of Carigara unless such fuel tank, open trailer, or any vehicle, boat or craft used, shall have first been inspected for fire safety by the Fire Station Commander of the Fire Service or his duly authorized representative. The inspection certificate for fuel tank truck, open trailer, or any vehicle, boat, or craft shall be the Fire Safety Inspection Certificate, and Fire Safety Clearance for the Conveyance of Hazardous Materials & Chemicals in Cargo Vessel should be attached to such truck, trailer, vehicle, boat, or craft. While, for the two- or three-wheeled vehicle, Fire Safety Inspection Certificate should be attached. An inspection fee of three-hundred pesos (P300.00) shall be paid at the Municipal Treasurers Office.

SECTION 44. Certificate of Inspection – The Fire Station Commander of the Fire Service or his duly authorized representative shall inspect or cause the inspection referred to in section 43 hereof once every twelve (12) months every fuel tank, open trailer or any vehicle, boats or craft used in the conveyance of materials mentioned in the same section hereof, and after such inspection the certificate shall be attached to the truck, trailer, vehicle, boat, or craft. Such certificate of inspection shall be valid for a period of twelve (12) months from the date of issuance.

SECTION 45. Records – The Fire Station Commander of the Fire Service shall keep a record of such fuel tank truck, open trailer or any vehicle, boats or crafts so inspected, and all persons, firms, partnerships, associations or corporations that own and operate such conveyance mentioned in section 43 hereof, shall submit an application for inspection of their respective conveyance as well as the name of the driver or drivers of such conveyance to the Fire Station Commander of the Fire Service.

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SECTION 46. Any inflammable or combustible fuel tank truck, open trailer or any vehicle, boats or crafts conveying in any roads, street and highway, ports, and other places within the jurisdiction of Municipality of Carigara, shall secure permit to transport such fuel from the Fire Station Commander of the Fire Service.

SECTION 47. Rules and regulations pertaining to contents and necessary data in the application for conveying inflammable and combustible materials:

- a) The types of construction and materials to be used in fuel tank truck open trailer, or any vehicles, boats or crafts including the piping, safety devices and pumps shall be in accordance with the internationally accepted standard.
- b) The manner of filling, loading, and unloading of flammable or combustible materials into shall be securely and properly grounded to the earth using copper grounded wire or metal chain.
- c) The classification of inflammable or combustible liquid materials being conveyed through any street, highways, ports or any places within the jurisdiction of the Municipality of Carigara shall be properly and legibly identified, printed on three sides of the vehicles conveying products.
- d) The manner of attachment of steel bumpers, and chasses extensions at the front and rear of vehicle used to convey inflammable or combustible materials must be so constructed installed to adequately protect the piping, pumps, and fitting in case of collision.

SECTION 48. Attendance – The driver of the tank vehicle used in the conveyance of inflammable and combustible liquid materials shall be in constant attendance during loading and unloading.

SECTION 49. Loading and Unloading Operation – The motor or engine of any tank vehicle must be shut down during the making and breaking of hose connections and during the loading and unloading operations except when the loading and unloading is done by a transfer apparatus deriving its power from the motor of the tank vehicle.

Every fuel tank or any vehicle shall be electrically grounded during the entire time it is being loaded and unloaded. During the filling operations, metallic contact shall be maintained between the fill pipes and the tank vehicles.

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SECTION 50. Limit of Capacity – No tank or compartment of any vehicle that convey inflammable and combustible liquid shall be loaded to a volume more than ninety-nine and one fourth (99 ¼) percent of its capacity.

SECTION 51. Fire Control Provisions – A suitable control device of two units of twenty (20) or ten (10) lbs. ABC or Halon fire extinguisher shall always be carried and available in every conveyance mentioned in this chapter.

CHAPTER VIII

RULES AND REGULATIONS FOR PLACES OF STORAGE AND INSTALLATION SYSTEM OF INFLAMMABLE LIQUIDS, COMBUSTIBLE MATERIALS COMPRESSED GASES AND SIMILAR SUBSTANCES AND FOR OTHER PURPOSES

SECTION 52. Scope – The provision of this chapter shall apply to the places of storage and installation system of inflammable liquids, combustible materials compressed gases and similar substances in bulk plant and fueling stations.


SECTION 53. Inspection – The Fire Station Commander of the Fire Service or his duly authorized representative shall inspect or cause the inspection of all places of storage and installation system of inflammable liquids, combustible liquids, compressed gases and similar substances in bulk plant and fueling stations.

SECTION 54. Depository of Those Liquids – The tank shall be built in accordance with internationally accepted standards that can withstand the volume, internal pressure, atmospheric temperature, weather condition and other force majeure.

SECTION 55. Structure of Roof – The roof of the tank shall be securely fastened to the top of the shell with the joints of having tightness as the joints between the rings. The tank shall have normal venting capacity sufficient to permit the filling and emptying of such tank, plus their breathing due to temperature charges without distortion of the tank shell or roof.

SECTION 56. Devices for Excess Pressure – Every storage tank shall have a device that will relieve excessive internal pressure caused by exposure to that might cause the rupture of the shell, bottom, and roof.


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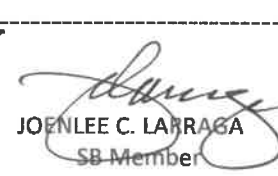

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SECTION 57. Posting of a “NO SMOKING” Sign – A “NO SMOKING” sign which must be visible, and legible with letters at least three (3) inches high shall be conspicuously installed by the person in-charge or in control of the depot.

SECTION 58. Odorizing Gases – All compressed and liquefied gasses in installation system shall be effectively odorized by an approved agent of such character as to positively indicate the presence of gas concentration in the air of not over one fifth (1/5) the lower limit of inflammability, except those gases need not be odorized where an odorant would be harmful to the process in which the gas is to be used, and subject to the approval of the Fire Station Commander of the Fire Service.

SECTION 59. Location of Containers and other Data – In case of construction of bulk storage in heavily populated or congested areas the Fire Station Commander of the Fire Service shall determine the restriction of individual tank capacity, total storage and its distance to other building or structures

- a) Storage of containers shall be located with respect to nearest concrete building or adjoining property/structure which may be built in accordance with the following table:

CONTAINERS CAPACITY	MINIMUM DISTANCE
Less than 5,000 liters -----	10 meters
5,001 to 20,000 liters -----	20 meters
20,001 to 48,000 liters -----	30 meters
over 48,000 liters -----	40 meters

- b) No readily ignitable materials shall be permitted within twenty-five (25) meters distance from the container.

SECTION 60. Dikes – The Fire Station Commander of the Fire Service shall require all above ground storage tanks of flammable, combustible liquid to provide dikes surrounding the tanks such that in case of rupture, overflow or other emergency, said dike can accommodate the total load capacity of its product from flowing to other property.

SECTION 61. Mechanical Engineer or Expert – All dealers or distributors of liquefied petroleum gas or compressed gasses using an installation system shall be required to have in their staff at

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least one petroleum or compressed gas system installation and related works expert as certified by the Fire Station Commander of the Fire Service. He/she must present an Occupational Permit during inspection.

SECTION 62. Storage Fees – The Municipal Treasurer shall collect an annual storage fee from the owner, operator, or manager of places of storage and/or installation system enumerated in Section 52 of the chapter on the following table of rates:

TANK CONTAINER CAPACITY	ANNUAL FEE
up to 60,000 liters -----	₱ 100.00
60,001 to 120,000 liters -----	200.00
120,001 to 240,000 liters -----	400.00
240,001 to 480,000 liters -----	800.00
over 480,000 liter -----	1,600.00

PROVIDED, FURTHER, that the basis of the fee shall be on the aggregate capacity regardless of the number of containers found therein. Provided, Further, that if the tank is not actually used, it is an exempted tank.


SECTION 63. Other Governing Regulations – All regulation not otherwise provided for in this chapter, regarding the examination and testing of equipment and system, construction requirement, and original test of containers, container valve accessories, piping’s and filling, safety devices, hose specifications, filling densities, vaporizing and housing, electrical installations of places and systems herein mentioned, open flames, transfer of liquids and gasses, storages of filling or empty containers and other related subjects shall be governed by the provisions of the Revised Implementing Rules and Regulation the Fire Code of the Philippine (R.A. 9514).

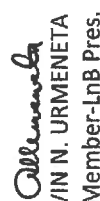
SECTION 64. Fire Suppression Control Services – Suitable Fire Suppression Control Devices shall be provided such as fire pump with fire hoses, chemical extinguishing agent shall be available at all times.

CHAPTER IX
RETAILER OF INFLAMMABLE GASSES, FLAMMABLE LIQUID, COMBUSTIBLE MATERIALS/PRODUCTS
IN COMMERCIAL ESTABLISHMENTS

SECTION 65. Applicability - The Standards set forth in this Chapter shall apply to liquefied

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petroleum gas (LPG), Butane, Thinner, Alcohol, Paint, Varnish and other similar products retailed in commercial establishments.

SECTION 66. Inspection - The Fire Station Commander of the Fire service or his duly authorized representative shall inspect or cause the inspection of all commercial establishments engaged in retailing products mentioned in Section 65 hereof.

SECTION 67. Structure of Storage Room - In the case of storage rooms for such products, the walls, floors and ceilings thereof shall be of non-combustible construction materials or construction materials having a fire substance rating of not less than Four (4) hours. It shall be equipped with sufficient vents to provide relief in case of fire or explosion and shall be located so as to minimize damage in the event of an explosion and for other practical purposes.

SECTION 68. Prohibition of Smoking - Smoking or carrying of matches on flame-producing device or other smoking materials shall be strictly prohibited. A "NO SMOKING" sign printed with letters three (3) inches high should be conspicuously displayed and strictly required.

SECTION 69. Fire Control Provision - A suitable fire control device, such as fire hoses, a tank of water under pressure, portable fire extinguishers and fire axes shall be available at all times where such products/materials mentioned in Section 65 of this Chapter are stored.

SECTION 70. Penalties - Any person who violates any provision set forth in this Chapter shall be given an administrative fine in accordance with Chapter XXVII, SECTION 230-234.

**CHAPTER X
STORAGE OF MATERIALS SUSCEPTIBLE TO SPONTANEOUS IGNITION**

SECTION 71. Scope - Any material susceptible to spontaneous ignition such as charcoal, copra, volume of abaca, empty abaca sacks, coco husks, dry grass and other similar materials, fall within the scope of this chapter.

SECTION 72. Storage - Any structure/establishment used for storage of any of the materials mentioned in Section 71 hereof shall be of concrete materials, ventilated, dry and with an ample area to accommodate the stocks, of which only ⁴/₅ should be utilized.

SECTION 73. Ventilation - Any building establishment or other enclosures with materials

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susceptible to spontaneous ignition are stored or processed shall be provided with proper ventilation sufficient to prevent accumulation of overheated gasses at all times. Where natural ventilation is insufficient and are all conditions, mechanical ventilation shall be provided and used to prevent the accumulation of overheated gasses.

SECTION 74. Removal of Hazardous Materials - Rotten materials mentioned in Section 71 shall be immediately removed; proper housekeeping shall always be observed; cobwebs, combustible dust and other similar substances shall be eliminated.

SECTION 75. Sources of Ignition - Open-flames, heating devices and smoking shall be strictly prohibited in buildings or in areru1, where such materials are stored. In the absence of natural light, electrical lighting shall be allowed.

SECTION 76. Fire Control - Suitable control devices such as fire hoses tank of water automatic sprinkler system or portable fire extinguisher shall be provided at all times.

SECTION 77. Penalty - Any person who violates any provision set forth in this Chapter shall be given an administrative fine in accordance with Chapter XXVII, SECTION 230-234.

CHAPTER XI
REGULATIONS PERTAINING TO THEATERS, MOVIEHOUSES, PLAYHOUSES AND OTHER PLACES
OF PUBLIC ASSEMBLY

SECTION 78. Places of Public Assembly - Shall include those establishments used for such purposes as deliberation, worship, entertainment, amusement, assembly occupancies, exhibition halls, museum, restaurants, snack centers, canteen, churches dance halls, club rooms, armories, passenger stations and terminal of air, surface, underground, marine, public transportation facilities, recreation piers, court rooms, conference rooms and mortuary chapels.

Places of assembly are buildings or portion of the buildings used for gathering together of twenty (20) or more persons in commercial places of assembly and One Hundred (100) or more in non-commercial places of assembly.

SECTION 79. Inspection Required - No person shall maintain or operate theaters, movie houses, buildings, or structures for public assemblage, unless duly inspected and approved by the Fire Station Commander of the Fire Service. An inspection fee of One Hundred Pesos (₱100.00) shall

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be paid to the Municipal Treasurers Office. Places of assembly that can accommodate at least fifty (50) persons and upon the discretion of the Fire Service Commander shall organize a Fire Brigade and conduct periodic Fire Prevention and Fire Fighting Drills. A fire drill fee of Five Hundred Pesos (₱500.00) shall be paid at the Municipal Treasurers Office.

SECTION 80. Seating Capacity Limit - No person, owner, manager or proprietor shall admit to the theater or other places of public assemblage more customers than the number of seats provided therein, except in such specified cases, as may be approved in writing by the Municipal Mayor, through the recommendation of the Fire Station Commander of the Fire Service or his duly authorized representative and unless the provision of Section 81 to Section 87 of this chapter shall have been complied with.

SECTION 81. Exit Door - No exit doors shall be locked, bolted or otherwise fastened or obstructed by any means, such that the door can be opened from the inside by the use of an ordinary latch or knob or by pressure on the door or by a panic release device.

SECTION 82. Aisles - In each room where chairs or tables and chairs are used, the arrangement shall be such as will provide for ready access by aisles to each exit doorway. Aisles for ready access leading directly to exit doorway shall not be less than three (30) feet clear width which shall not be obstructed by chairs, tables, or other objects.

SECTION 83. Obstruction in Passageways, Entrances, Exit and Stairways Prohibited - The owner or manager of any theater, movie houses, stadium, gymnasium or other enclosed places of public assembly with a seating capacity of fifty (50) persons or more, except buildings used solely for public worship shall keep every passageways, entrance, exit door, aisles and stairways to the width as approved in the building plan of said theater, movie houses, stadium, gymnasium or other places of public assembly, free from temporary seats, objects, persons or other constructions at any time during screening performance or exhibition; PROVIDED HOWEVER, that in any theater, movie house, stadium, gymnasium or other enclosed places of assembly with fire resistive construction of one hour or more as defined by the Building Code and determined by the Fire Station Commander of the Fire Service, the number of patrons in excess of the registered seating capacity of said theater or place of assembly may be allowed to witness the play, movie games or other performance under the following conditions:

- a) If the auditorium or bleacher has a passageway behind the back row of seats, of more than two (2) meters in width, persons may be allowed to stand therein provided, that an

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unobstructed freeway of at least one-half (½) of the width of the said passageway defined by a clearly visible painted line at least Ten Centimeters (10) wide, is left open and clear at all times.

If the passageway is less than two meters in width, but having an additional or outer passageway in the rear thereof which lead to an aisle, persons may be permitted to stand in such passageway at the rear of the seats, provided, that an unobstructed way of at least one-half meter is left open and clear at all times.

- b) In theaters or movie houses provided with exit doors on the sides and having aisles for passageways, along the sides at least one meter wide, a free way along the entire length of the aisles of one-half of the width thereof shall be left clear always and unobstructed.
- c) At the balcony or upper balcony, not more than two rows of persons may be allowed to stand at the back portion, leading to a freeway of one-half of the width of passageways, which shall be kept open and unobstructed at all times; provided, that the balcony has emergency exit door.

SECTION 84. Supervision and Control - The Fire Station Commander of the Fire Service is charged with the supervision and control of the construction and installation of the electrical wires, foot lights, and apparatus for fire extinguishment and other protective device, in such places mentioned in Section 78 of this chapter.

SECTION 85. Duty of Managers - No manager or person shall use or assist in, or permit the use of any theater, hall or other building for theatrical or cinematograph purposes, for public entertainment of any kind where stage scenery and apparatus are employed, if the center or main aisles from the stage to the main exit is less than one (1) meter and forty (40) centimeters in width, and the size of the exits, and the number and disposition of the aisles and exits have not been approved by the Fire Station Commander of the Fire Service. The following regulations shall be observed:

- 1) **Aisles, Stairways, etc, kept open and Clear** - Every manager or other persons using such building shall, at all times, during performances or when such building is open to the public, keep every aisle, passageway, exit, entrance, and stairway open and clear of temporary seats or other obstruction and all door and gates. Every such aisles, passageway exit, entrance, and stairway shall be unlocked, or unfastened so that they will be free from obstruction and no person shall stand or remain in any such aisle, passageway, exit, entrance, or stairway during performance or while the building is open.
- 2) **Use of Exits** - No part of stairway, whether exterior or interior, not of hallway, or corridor,

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vestibule, balcony or bridge leading to a stairway or exit of any kind shall be used in any way that will obstruct its use as an exit or that will present a hazardous condition.

- 3) **Ash Trays** - Where smoking is permitted, there shall be provided in each table and at other convenient places, suitable non-combustible ash trays or match receivers.
- 4) **Fire Appliances** - All fire protection equipment required shall be kept in working condition, and extinguishers and similar appliances shall be visible and convenient at all times. It shall be the duty of the owner and the tenant of each building, or part of building occupied as place of assembly to properly train sufficient employees in the use of fire appliances so that such appliances can quickly be placed in operation.
- 5) **Plan of Exit Ways and Aisles** - A plan showing the capacity of the building and location of exit ways and of aisles, leading thereto shall be submitted for approval to the Fire Station Commander of the Fire Service and an approved copy shall be kept on display in the premises.

SECTION 86. Rules on Emergency Exits for Public Assembly Building - Any building which shall hereafter be constructed for public assembly for the accommodation of fifty (50) persons or more shall be provided with emergency exits leading to open courts or spaces on the side or sides of building as follows:

- 1) In case of building bounded by streets on the front, rear and both sides, or in the case of the building border on the streets, no court shall be required.
- 2) In the case of building located in a single corner lot, where the front and one side of the building border on the street, a court shall be required along the sides of the building, not bordering any streets and its width shall not be less than three (3) meters where the total seating capacity of the building is One Thousand (P1,000) persons or less, and shall be increased by fifty (50) seats or fraction thereof.
- 3) Every building on an inside lot where only the front of the building borders on the street shall be constructed of fire-proof materials and shall be provided with emergency exit alleys, the minimum width of which shall be three (3) meters, if the total seating capacity is One Thousand persons or less and said width shall be increased by Fifty Centimeters for each additional Five Hundred seats or fraction thereof.
- 4) The entire court herein required shall at least be as long as the building, and shall be opened to the sky, except that stairs and smoke proof towers may occupy part of the court space, provided that the required width of the exit passageway is not obstructed.
- 5) If the court abuts a public street or plaza and is ten meters or more in width, the same may be covered or bridged with fire proof and heat resisting structure for a distance of not

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more than seven meters and fifty decimeters, measured from the building line, adjoining the sidewalk. PROVIDED, that the clear height of the said bridge or structure shall not be less than three meters and shall completely span the court.

- a) **Court Corridors** - The emergency court shall have at least, two district but opposite exits to a public street, one of which may be a public alley. Where the emergency courts do not open directly to a public street, a separate and distinct corridor or passageway shall continue directly to the street, around the building or through such a structure as may be or have been built on the street, but in no case, shall the passageway, pass under any portion of the auditorium or stage. Said corridor passageway shall be constructed of fire-proof materials all the way to the street. The corridor or passage leading from the court to the street shall at least be as wide as the court and there shall be no projection into the passage. The outer opening may be provided with doors or gate which shall be kept opened and may be closed provided that it can easily be opened from the inside by more pressure.
- b) **Court and Corridor Kept Clear** - The court corridors or passages and loonies shall not be used for storage purposes, nor for any purpose whatsoever, except for exit and entrance, and must be kept free and clear during performances.
- c) **Gradients** - All courts and corridors at point of street entrance or exit must be flushed with sidewalk, to overcome any difference of level in and between courts, corridors, lobbies and passages, aisles on the ground floor, Gradients shall be employed of not more than one-tenth of the length of such court, corridor, lobbies, passages and aisles. Except, that runs of not more than three and one-half meters in length, may be one in height. In all cases when the building is more than one storey in height or provided with balconies, the Fire Station Commander of the Fire Service may require fire escape which will lead a street or open court as may be deemed necessary for the safety of the public.

SECTION 87. Open Flame - No person shall permit or cause any open flame to be used in any public assemblage, except in conjunction with approved heating appliances or under written permit from the Fire Station Commander of the Fire Service.

SECTION 88. Standby-Firemen - Whenever in the opinion of the Station Commander of the Fire Service, it is deemed essential for public safety in any place of public assembly or any other place where people congregate, due to the number of persons or the nature of the performance, exhibition, display, contest or activity, the Fire Station Commander shall a sign or designate one or more experienced firemen to be on duty at such place. The said fireman shall be subjected to the Fire Station Commander's order at all times when so detailed, and shall be in uniform and remain on duty during the time that such places are open to the public, or when such activity is being conducted. Before its

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performance or the start of such activity, said firemen shall inspect the required fire appliances provided, to see to it that they are in proper places and in good working order, and shall keep diligent watch for fires during the time that such place is open to the public. Firemen shall not be required or permitted, while on duty, to perform any other duties than those herein specified.

CHAPTER XII

REGULATIONS PERTAINING TO RESIDENTIAL OCCUPANCIES

SECTION 89. Residential occupancies shall include those establishments used for such purposes as hotels, motels, lodging houses, boarding houses, apartment buildings, dormitories, condominium, single and two-family dwellings.

- a) **Hotels** - Includes buildings or group of buildings under the same management in which there are fifteen (15) sleeping accommodations for hire, primarily used by transient who are lodged with or without meals, whether designated as a hotel, inn, club, motel, or by any other name. The so-called apartment or pension houses shall be classified as hotels being subject to transient occupancy like that of hotels.
- b) **Apartment Buildings** - Include buildings containing three (3) or more living units with independent cooking and bathroom facilities, whether designated as row houses, apartment houses, tenement, garden apartment or by any other name.
- c) **Dormitories** - Includes buildings where group sleeping accommodations are provided for persons not members of the same family in one room a series of closely associated rooms, under joint occupancy and single management, as in college dormitories, fraternity houses, military barracks and the like.
- d) **Lodging, Boarding or Rooming Houses** - Includes buildings in which separate sleeping room areas are rented providing sleeping accommodations for less than fifteen (15) persons on either transient or permanent basis, with or without meals, but without separate cooking facilities for individual occupants.
- e) **Single and Two -Family Dwellings** - Includes detached dwellings with each living unit occupied by members of a single family.

SECTION 90. Permit and Inspection Required - No person shall maintain or operate hotels, dormitories, lodging or rooming houses, boarding houses, condominiums, single and two-family dwellings without an approved permit and/or corresponding Fire Safety Inspection Certificate by the Fire Service. An inspection fee of One Hundred Pesos (₱100.00) shall be paid to the Municipal Treasurers Office.

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SECTION 91. Provision of Common Cooking Area/Kitchen - Owner or operators of boarding houses, dormitories, rooming or lodging house shall provide their lodgers, bed spacers with a common cooking area constructed with fire proof resistive materials.

SECTION 92. Prohibition on Cooking inside Bedrooms or Other Rooms – Cooking inside bedroom or other rooms of boarding house, lodging or rooming houses, hotels or dormitories not designated as common cooking area or kitchen is strictly prohibited. Owners or operators of boarding houses, rooming and lodging houses, hotel or dormitories shall be held solidary liable with boarders, lodgers or occupants who violate this provision of the Code.

SECTION 93. Provision for the Confiscation of Electric Gas, Kerosene, Wood, Charcoal Stove and Others - The Fire Station Commander of the Fire Service or his duly authorized representative shall have the power/authority to confiscate any cooking facility such as Electric, gas, kerosene, wood charcoal stove or other similar cooking facilities, found inside bedroom or any other rooms of boarding houses, lodging or rooming houses, hotels or dormitories not designated as common cooking area or kitchen, where such cooking used in boiling water or in cooking food by or for the occupants thereof. Such appliances/devices shall be returned only upon the owner's/operators or boarders and lodgers or occupant's guarantee to abide with the provision of the preceding Section of this Chapter and upon payment of the fine of Two Hundred Pesos (P200.00), payable to the Office of the Municipal Treasurer.

SECTION 94. Dormitories, lodging or rooming houses, boarding houses shall be provided will, a stair type fire escape remote from the main door/stair provided, that the travel distance from the main door/stair to any fire escape/exit shall not exceed fifteen (15) meters that will terminate at an open yard or street.

SECTION 95. Fire Safety requirements must conform to the Implementing Rules and Regulations embodied in the Comprehensive Fire of the Philippines (R.A. 9514). Residential occupancies that can accommodate at least 50 persons and upon the discretion of the Fire Service Commander shall organize a Fire Brigade and conduct periodic Fire Prevention and Fire Fighting Drills. A fire drill fee of five-hundred pesos (P500.00) shall be paid at the Municipal Treasurers Office

SECTION 96. Fire Control Provisions - Suitable fire control devices such as fire hoses, water buckets, a tank of water or water under a pressure, portable fire extinguishers and fire axes shall be available at all times.

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SECTION 97. Penalty - Any person who violates any provision set forth in this Chapter shall be given an administrative fine in accordance with Chapter XXVI, SECTION 233-236.

**CHAPTER XIII
REGULATIONS PERTAINING TO HOSPITAL, SANITARIUM, NURSING HOMES, CUSTODIAL CARE FACILITY AND OTHER INSTITUTIONAL BUILDING OCCUPANCIES**

SECTION 98. Applicability - Every person maintaining a hospital, sanitarium, nurse’s homes, custodial care facility and other institutional building in addition to other applicable provisions of this Code to safeguard human life and from fire, comply with the following of this chapter.

SECTION 99. Ventilation System - Every surgical, operating or maternity delivery room, where inflammable anesthetics are used shall be equipped with a positive mechanical ventilation system, furnishing complete air change in the room. Fan motor for this purpose shall be located outside the rooms where flammable anesthetics are used and air shall be fanned thru air ducts installed at least six (6) inches above the floor. Fan motor control and any temperature or humidity regulating device shall conform to the required standards of safety. All portable electrical appliances, including motors and lights shall be of a type approved for use in places where flammable gasses or vapors are present.

SECTION 100. Switches - All electrical switches shall be of the type, approved for locations where flammable gasses are present. Approved enclosed contact type mercury switches may be used to replace ordinary switch in existing installations.

SECTION 101. Prohibition - No spark emitting device including telephone, signal bell or other electrical apparatus shall be permitted therein, unless of a type approved for use by the Fire Station Commander of the Fire Service.

No electrical equipment, high frequency apparatus or similar device shall be operated in any room where flammable gasses or vapors are being used.

SECTION 102. Patients - No bed-ridden or ambulatory persons shall be permitted above the first storey in any hospital or sanitarium, unless constructed with approved fire-resistive materials. Children occupying cribs or any person requiring assistance of another or any mechanical device in making exits from each building or premises shall be termed to be non-ambulatory person.

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SECTION 103. Methods or Procedure in Making Exits - A set of regulations with respect to exit procedure, approved by the Fire Station Commander of the Fire Service, shall be adopted in hospitals and sanitariums for the removal of persons in case of fire or disaster. Such regulations shall prescribe a prompt and ready removal from the building to a public street or open space of all beds and rooms or wards of bed-ridden and non-ambulatory persons. Beds for such persons shall be equipped with firmly attached casters, no less than three (3) inches in diameter and a connecting passageway with approved ramps or transition leading continuously from such room to the exterior or outside space. Such passageway shall be sufficient in width to permit the immediate removal of beds and persons therefrom.

SECTION 104. Fire Clearance - The Fire Station Commander of the Fire Service or his duly authorized representative shall conduct an inspection or cause the inspection of such occupancies mentioned in Section 98 of this Chapter and shall issue a Fire Safety Inspection Certificate as the basis of said inspection to any hospital and sanitarium and other establishments mentioned in this Chapter, at least once a year and such certificate shall show.

- a) The date when the same was issued and its validity; and
- b) The description of the facility inspected pursuant to this Code.

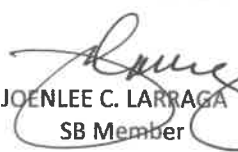



An inspection fee of one-hundred pesos (P100.00) shall be paid to the Municipal Treasurers Office. Health Care Occupancies upon the discretion of the Fire Service Commander shall organize a Fire Brigade and conduct periodic Fire Prevention and Fire Fighting Drills. A fire drill fee of Five Hundred Pesos (₱500.00) shall be paid at the Municipal Treasurers Office.


SECTION 105. Fire Control Provisions - A suitable Fire Control device such as fire hoses water buckets, a tank of water or water under pressure, portable fire extinguishers and fire axes shall be readily available at all times.

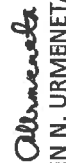
SECTION 106. Penalty - Any person who violates any provision set forth in this Chapter shall be given an administrative fine in accordance with Chapter XXVII, SECTION 230-234.


**CHAPTER XIV
REGULATIONS PERTAINING TO MERCANTILE OCCUPANCY**

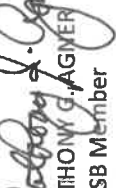
SECTION 107. Applicability - Any person maintaining or operating a mercantile establishment in addition to other applicable provisions of this Code to safeguard human life, property and merchandise must comply with the following provisions of this chapter:


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SECTION 108. Mercantile Defined - Mercantile occupancies includes stores, markets and other rooms, buildings or structures for the display and/or sale of merchandise. Included in this occupancy group are: supermarkets, department stores, shopping centers, drugstores, auction rooms and sari-sari store. Minor merchandising operation in building predominantly of other occupancies, such as newsstand in an office building, shall be subject to the exit requirements of the predominant occupancy. Office, storage, and service facilities incidental to the sale of merchandise and located in the same building should be considered part of the mercantile occupancy classification.

SECTION 109. Classification of Mercantile

Class A - All stores having an aggregate gross area of Two Thousand Seven Hundred Eighty-Eight (2,788) square meters or more or utilizing more than three (3) floor levels of a building for sales purposes.

Class B - All stores of less than Two Thousand Seven Hundred Eighty-Seven square meters aggregate gross area, but over Two Hundred Seventy-Nine (279) square meters, or utilizing any balcony, mezzanine or floor above or below the street floor level for sales purposes, except that, if more than three (3) floors are utilized, the store shall be considered Class A, regardless of area.

Class C -All stores of Two Hundred Seventy-Eight (278) square meters or less gross area, used for sales purposes on the street floor only.

SECTION 110. For the purpose of Class A, B, C stores the aggregate area shall be the total area of all floors used for mercantile purposes and where a store is divided into sections by fire walls shall include the area of all sections used for sales purposes. Areas of floors not used for sales purposes, such as floor below counted for the purposes of the above classifications, but exits shall be provided for such non-sales areas.

SECTION 111. There are number of stores under different management are located in the same building or in adjoining buildings with no fire walls or other standard fire apparatus in-between the aggregate gross area of such stores shall be used in determining the classification.

SECTION 112. Occupant Load - The occupant load of mercantile occupancies for which exit areas are to be provided shall be one (1) person per Two and Eight-Tenth (2.8) square meters or gross

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floor area. In stores with no street floor access, the principal floor at the point of entrance to the store shall be considered the street floor.

SECTION 113. For the purpose of Fire Safety requirements, the Rules and Regulations embodied in the Revised Implementing Rules and Regulation the Comprehensive Fire Code of the Philippines (R.A. 9514) shall be adopted.

SECTION 114. Fire Extinguishers and Fire Drills - All mercantile occupants shall be provided with sufficient fire extinguishers as provided for in Chapter XVIII of this code. Mercantile establishments that can accommodate at least 50 persons and upon the discretion of the Fire Service Commander shall organize a Fire Brigade and conduct periodic Fire Prevention and Fire Fighting Drills. A fire drill fee of Five Hundred Pesos (₱500.00) shall be paid at the Municipal Treasurers Office.

SECTION 115. Location of Fire Fighting Equipment - All firefighting equipment must be located in accessible areas and approaches thereof must be kept unobstructed. The location of such firefighting equipment must be visibly marked and labeled.


SECTION 116. Permit and inspection required - No person shall maintain or operate a mercantile establishment mentioned in Section 108 of this Chapter without an approved permit and a corresponding Fire Safety Inspection Certificate from the Fire Service. An inspection fee of One Hundred Pesos (₱100.00) shall be paid to the Municipal Treasurers Office.


SECTION 117. Penalty - Any person who violates any provision set forth in this Chapter shall be given an administrative fine in accordance with Chapter XXVII, SECTION 230-234.

**CHAPTER XV
BUSINESS OCCUPANCY**

SECTION 118. Business Occupancy Defined - Business occupancy refers to those that are used for the transaction of business other than that covered under mercantile for keeping of accounts and similar purposes. Included in this occupancy are: Offices of Lawyers, Doctors, Dentists and other professionals, general offices, Town Halls, Banks, Court Houses and Libraries

SECTION 119. Occupant Load - For the purpose of determining the required exits, the occupant load of business purposes shall be no less than One (1) person per nine and three-tenths (9.3) square meters of gross floor area. In the case of mezzanine or other subsidiary floor level the same



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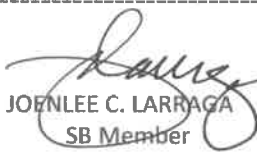

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shall be added to that of the street floor for the purpose of determining the required exits. HOWEVER, in no case shall the total number of exit units be less than what would be required if all vertical openings were closed.

SECTION 120. For Fire Safety requirements the Implementing Rules and Regulations embodied in the Comprehensive Fire Code of the Philippines (RA 9514) shall be adopted herein.

SECTION 121. Fire Extinguishers and Fire Drills - All business establishments shall be provided with sufficient Fire Extinguishers as provided for in Chapter XVIII of this Code and to train persons to use the equipment effectively. He shall further conduct periodic Fire Prevention and Fire Drills. Business establishments that can accommodate at least 50 persons and upon the discretion of the Fire Service Commander shall organize a Fire Brigade and conduct periodic Fire Prevention and Fire Fighting Drills. A fire drill fee of five-hundred pesos (P500.00) shall be paid at the Municipal Treasurers Office.

SECTION 122. Location of Fire Fighting Equipment - All firefighting equipment must be located in accessible areas and approaches thereof must be kept unobstructed. The location of such firefighting equipment must be visibly marked and labeled.

SECTION 123. Required Number of Fire Extinguishers - The required number of fire extinguisher shall conform to Chapter XVIII of this Code.

SECTION 124. Inspection Required – All business establishments mentioned in Section 118 this Chapter shall have a Fire Safety Inspection Certificate issued by the Fire Station Commander of the Fire Service. An inspection fee of One Hundred Pesos (₱100.00) shall be paid to the Municipal Treasurers Office.

SECTION 125. Penalty - Any person who violates any provision set forth in this Chapter shall be given an administrative fine in accordance with Chapter XXVII, SECTION 230-234.

CHAPTER XVI
REGULATIONS PERTAINING TO HAZARD
IN OCCUPANCY OF BUILDINGS

SECTION 126. Scope - This Chapter refers to the fire resistance of buildings which varies in proportion to the susceptibility of the building materials to damage by fires and the degree of protection provided for the structural members thereof It also refers to the design and

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construction of fire-safe buildings, the choice of building type and construction materials which will prevent loss of life due to inferior construction or lack of protection for occupancy hazard.

SECTION 127. Extent - This Chapter provides all areas inside the exterior walls of a building, excluding the area occupied by vent shafts and courts. Every apartment house and hotels of more than two (2) storeys shall have at least two (2) fire exits. An exterior stairway constructed in accordance with the approved plan of the office of the Building Official, may be installed and computed as a fire escape on wooden apartment house or hotel of not more than two storeys in height.

SECTION 128. Opening - Every opening in a building shall be at least three (3) feet in width and shall lead directly or indirectly to an area outside the building.

SECTION 129. Number of Fire Escape/Exits - Fire proof buildings in which the floor area in any storey above the second floor exceeds 8,000 square feet or a fraction thereof shall provide two fire escape/exits, installed in stair type from the street level (ground) up to the topmost storey. Semi fire-proof or wooden structure building in which the floor area above the second floor exceeds 6,000 square feet or a fraction thereof shall provide two fire escape/exits which shall be installed in stair type from street level up to the topmost storey.

SECTION 130. Nature of Construction of Fire Escape - Fire escape shall be entirely of metal and shall have a balcony for each storey above the first storey of the building. It shall be bolted or riveted together in a solid manner and properly braced, supported and fastened to the walls of the building to make it rigid, durable and able to carry heavy load.

SECTION 131. Location of Fire Escapes - Every fire escape, balcony or vestibule installed in any building, shall terminate at street or public alley or open directly into a yard or court. The fire escape must be located and constructed such that access to it from the interior of the building is provided to a hallway of not less than 44 inches in width or a public lobby of a similar room. Signs pointing toward the location of a fire escape shall be place on conspicuous places in the building.

SECTION 132. Fire Alarm System - All building of two or more storeys in height shall be equipped with a fire alarm system having a clear and audible signal to all persons in any portion of the building whenever the alarm is sounded. A sufficient number of fire alarms shall be installed in each floor and accessible to all person occupying the same.

SECTION 133. Prohibited Obstruction - No person shall construct, install or maintain any door, gate,


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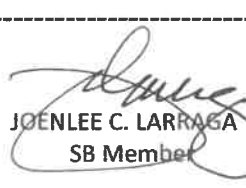

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partition or similar obstruction on a passage way used as egress from any portion of a building.

SECTION 134. Overhead Obstruction - No person shall install or maintain any wire, rope or overhead obstruction on the roof of any building, except any wires approved by the Fire Station Commander of the Fire Service, unless there is a full clearance of 8 feet between such roofs and such obstruction.

SECTION 135. Obstruction in a Fire Escape/Exit - No person shall store anything on any part of a fire escape/exit.

SECTION 136. Prohibition in Other Forms on Exits and Services - No person shall obstruct the proper and efficient use, operation or movement of any tire door, fire shutter, fire curtain, fire window, interior or exterior stand pipe inlet connections or outlet valves and sprinkler inlet connections.

SECTION 137. Penalty - Any person who violates any provision set forth in this Chapter shall be given an administrative fine in accordance with Chapter XXVI, SECTION 233-236.

CHAPTER XVII
REGULATIONS PERTAINING TO FACTORIES
AND OTHER INDUSTRIAL ESTABLISHMENTS

SECTION 138. Industrial occupancies shall include factories manufacturing products of any kind such as, but not limited to factories, ice plants, processing, assembling, mixing, packaging, finishing or decorating, rehiring auto shops, electrical shop, welding shop, vulcanizing shop and similar operations.

SECTION 139. Occupant Load - The occupant load of industrial occupancy for which exits are to be provided shall be one person per nine and three-tenths (9.3) square meters gross floor area, provided that in special purpose industrial occupancy and for open industrial structures, the occupant load shall be the maximum number of persons who occupy the area under any probable condition and provided further that existing industrial occupancy, may waive requirements for additional exits of the building exits are adequate for maximum number of person actually employed.

SECTION 140. Location. - Vulcanizing shop, auto repair shop, welding shop, radiator shop shall be located a distance not less than 25 meters away from any gasoline service station, storage of

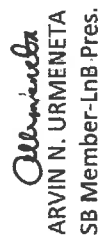

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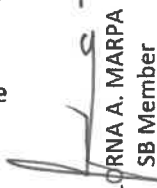

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inflammable, liquids, flammable gasses and other explosive materials, provided that the building and working areas shall not be less than One Hundred Fifty (150) square meters, except vulcanizing shops, radiator shops and rewinding shops which may be allowed in an area of not less than fifty (50) square meters.

SECTION 141. Fire Safety Requirements - Any person, owner, and manager of auto repair shop, welding shop, vulcanizing shop, radiator shop, rewinding shop shall observe Fire Safety requirements prescribed in the Revised Implementing Rules and Regulation of the Comprehensive Fire Code of the Philippines (R.A. 9514) as adopted therein.

SECTION 142. Fire Safety Requirements must conform to the Implementing Rules and Regulations embodied in the Comprehensive Fire Code of the Philippines (R.A. 9514).

SECTION 143. Fire Extinguisher and Fire Drills - All factories and other industrial establishments shall be provided with sufficient fire extinguishers and persons trained to use the equipment correctly who shall be present during working hours. Each company or firm or any person charged with maintaining such factories or establishments shall conduct periodic Fire Prevention and Fire Drills. Industrial Occupancies that can accommodate at least 50 persons and upon the discretion of the Fire Service Commander shall organize a Fire Brigade and conduct periodic Fire Prevention and Fire Fighting Drills. A fire drill fee of five-hundred pesos (P500.00) shall be paid at the Municipal Treasurers Office.


SECTION 144. Location of Firefighting Equipment - All firefighting equipment must be located in accessible areas, and approaches thereof must be kept unobstructed. The location of such firefighting equipment must be visibly marked and labeled.

SECTION 145. Portable Fire Extinguisher in Annexes - Where the situation requires, portable fire extinguishers and other similar devices shall be installed in annexes and subsidiaries of factories.

SECTION 146. Portable Fire Extinguishers for Incipient Fires - All factory buildings including those equipped with automatic sprinkler system shall be equipped with portable firefighting appliances for protection against incipient fires.

SECTION 147. Permit and Inspection Required - No person shall maintain or operate industrial occupancies mentioned in Section 138 hereof without an approved permit and a corresponding Fire Safety Inspection Certificate by the Fire Service. An inspection fee of One Hundred Pesos (₱100.00) shall be paid to the Municipal Treasurers Office.


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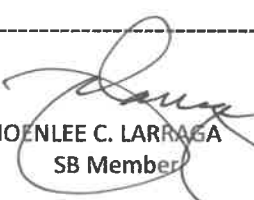

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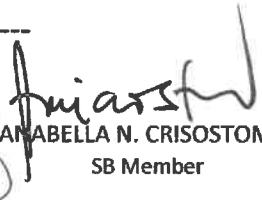

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SECTION 148. Penalty - Any person who violates any provision set forth in this Chapter shall be given an administrative fine in accordance with Chapter XXVI, SECTION 233-236.

CHAPTER XVIII
FIRE EXTINGUISHERS

SECTION 149. Requirement - All owners, managers or persons charged with the management of any hotel, boarding houses, restaurants, warehouses, show houses, drugstore air shops, gasoline stations, bulk plants, storage of warehouse or any other establishments engaged in the selling of highly inflammable products, combustible materials and all other establishments within the commercial district are hereby required to provide fire extinguishers which must be in such a condition that they can be used immediately and effectively when needed in a situation when fire may occur. Fire axes, water buckets and sufficient amount of water in drums shall also be provided.

SECTION 150. Instruction - Fire extinguishers must be maintained in such a manner that it will functions at all times. All persons mentioned in Section 149 hereof are charged with the obligation to give or cause to give instructions to their employees, the proper handling, and operations of fire extinguishers.

SECTION 151. Specifications - Every fire extinguisher required by law to be maintained in or upon any property shall contain the following minimum chemical analysis and shall meet the following specifications:

a) Dry Chemical extinguishing agents effective for Class ABC fires:

CLASSES OF FIRES

- | | | |
|-------------------------------------|-------|----------|
| 1. Mono Ammonium Phosphate | ----- | A, B, C, |
| 2. Sodium Bicarbonate | ----- | B, C, |
| 3. Potassium Bicarbonate (Purple K) | ----- | B, C, |
| 4. Potassium Chloride (Super K) | ----- | B, C, |

b) Halogenated extinguishing agents effective for Class ABC Fires:

1. Halon 1211 BrCCLF2 = Bromochlorodiflouromethane
2. Halon 1302 CBrF3 = Bromotriflouromethane

c) Combustible metal extinguishing agents effective for Class D fire -"Dry Powder"

1. Pyrene G-1 Powder
2. Met L-X Powder

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- c) Foaming extinguishing agents effective for Class AB Fires:
 - 1. Aqueous Film Forming Foam (AFFF)
 - 2. Alcohol Type Foaming Agents (ATC)
 - 3. Flouriprotein Foam
 - 4. High Expansion Foaming Agents
 - 5. Protein Foaming Agents
- d) Carbon Dioxide CO₂ for Class C Fire
- e) Pressurized Water extinguishers effective for Class A Fires.
 - 1. Water (H₂O)

SECTION 152. All types of fire extinguishers mentioned in Section 151 hereof shall be provided with nozzle, pressure gauge valve assembly, carry handle, lever, hanger, tag and in container that can withhold pressure of not less than 350 PSI hydrostatic test.


SECTION 153. Capacity of Weight - All types of fire extinguishers mentioned In Section 151 of this Chapter shall not be less than 2.5 pounds to 5 pounds chemical weight for residential house use, 5 to 10 pounds, 20 pounds or more chemical weight for commercial, business, industrial and other establishment.

SECTION 154. Number of Fire Extinguishers Required - In any building or structure for the Two Thousand (2,000) square feet of floor area or a fractional part thereof, at least one unit fire extinguisher of 10 pounds chemical weight, provided further, that every additional One Thousand (1,000) square feet of floor area or fraction thereof, an additional one unit of fire extinguisher 10 pounds chemical weight shall be provided. A minimum of one unit fire extinguisher or 5 pounds chemical weight shall be provided for buildings or structures whose floor area is less than One Thousand square feet

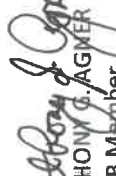
SECTION 155. In movie houses, theater, and similar establishments, two units ABC Type 10 pounds chemical weight fire extinguishers shall be provided ready for use in auditorium, balcony, mezzanine floor, one unit 10 pounds chemical weight ABC Type fire extinguisher on mechanical rooms, where generators or other machineries arc located, provided that the floor area does not exceed Eight Hundred (800) square feet.

SECTION 156. Waiver or Fire Extinguisher Requirement - The required number of fire extinguishers may be waived by providing devices of any type selected in accordance with the character of the fire hazard anticipated and their suitability for the individual property protected.


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SECTION 157. Arrangement of Fire Extinguishers - Fire extinguishers should be conspicuously located where it will always be readily accessible and so distributed as to be immediately available in the event of fire. They shall be banged on hangers or set in brackets or shelves in such a way that the top of the fire extinguishers is more than Five (5) feet above the floor. Travel distance should be given consideration with reference to special hazards and the extinguishers selected for such protection.

SECTION 158. Garage - In every garage containing storage spaces of more than three cars, there shall be one unit of 10 pounds chemical weight ABC Type dry chemical fire extinguisher for the first Three Hundred (300) square feet or a fraction thereof and an additional fire extinguisher for each Eight Hundred (800) square feet or fraction thereof.

SECTION 159. Bars and Similar Places - In every entertainment, bar reception, lobby or public dining rooms, public kitchen or room used for similar purposes, fire extinguishers shall be installed and maintained in accordance with the standards set heretofore. These extinguishers shall be kept in serviceable conditions at all times.

SECTION 160. Water Bucket Equipment - Fire pail of 10- or 12-quarts capacity made of galvanized iron or petroleum cans painted with red bright color and with the words "FOR FIRE USE ONLY" stenciled in large letters shall be used as containers of extinguishing agent such as water. These pails should be designed, such that they can be conveniently carried to the fire area. Where their contents are thrown or poured over the entire surface of the burning materials. These appliances are effective only for incipient fires or ordinary combustible materials such as wood, paper, textiles, rubbish, etc. Where the quenching and cooling effect of quantities of water is of first importance.

SECTION 161. Water Buckets - In light hazard occupancies where a relatively small amount of combustible material will cause incipient fires of minimum severity, like barong-barong houses or other houses of light materials, water bucket shall be provided, in lieu of fire extinguishers.

SECTION 162. Manner of Maintenance - Pails, drums or bucket, shall be kept full of water or sand at all times and be refilled immediately after use. They shall be conspicuously located as to be immediately available in the event of actual fire and not be higher than Five (5) feet or not less than Two feet from the ground floor. At least once yearly, these containers shall be examined for deterioration or corrosion due to misuse.

SECTION 163. Inspection Service Fee - All fire extinguishers required in this Chapter, shall be subject to periodic inspection and immediate repair of any defect and for which an inspection fee

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of **Twenty Pesos (₱20.00)** shall be collected by the Treasurer per unit inspected. Refilling or recharging shall be done immediately when the fire extinguisher's chemical has been used up.

SECTION 164. Licensed Private Servicing, Recharging, Refilling and Manufacturing Company -

Licensed private manufacturer of fire extinguisher who shall service, recharge, refill, manufacture fire extinguishers mentioned in Section 151 of this Chapter shall submit their product for inspection by the Fire Service personnel, before delivery to customers for which an inspection fee of Twenty Pesos (P20.00) per unit of fire extinguisher shall be collected by the Municipal Treasurer in addition to other fees prescribed in this Code and the Revised Implementing Rules and Regulation of the Comprehensive Fire Code of the Philippines (R.A. 9514) and will be the basis for the issuance of a Fire Safety Inspection Certificate by the Fire Station Commander of the Fire Service.

SECTION 165. Penalty - Any person who violates any provision set forth in this Chapter shall be given an administrative fine in accordance with Chapter XXVI, SECTION 233-236.

**CHAPTER XIX
REGULATION PERTAINING TO ELECTRICAL INSTALLATIONS**

SECTION 166. General Provisions - The Station Commander of the Fire Service shall be empowered to strictly enforce the provisions set forth in the latest edition of the Philippine Electrical Code on placing, stringing, attaching and construction of electric poles, wires, electric power, telephone and other similar apparatus, the inspection of the same and the enforcement of all laws, ordinances relating thereto.

SECTION 167. Inspection - It shall be the duty of the Fire Station Commander of the Fire Service or his duly authorized representative to frequently inspect all electric poles, wires, electric power, telephone and other apparatus used for generating, conducting or connecting or measuring electricity, or in the sale and supply of electricity or telephone service, to issue to the user or owner hereof a statement of the inspection and to condemn poles and other apparatus deemed dangerous or defective.

SECTION 168. Submittal of Wiring Plan or Lay-Out - Owners or managers of new and existing establishments shall provide the Office of the Fire Station Commander of the Fire Service with the "AS BUILT PLAN OR WIRING LAY-OUT" of their establishments.

SECTION 169. Period of Submittal - The "AS BUILT PLAN OR THE WIRING LAY- OUT" shall be

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submitted to the Office of the Fire Station Commander of the Fire Service two (2) weeks prior to the occupancy of the building.

SECTION 170. Removal of Defects - Failure of any owner or user to correct, remedy or, removed condemned wire poles and other apparatus within ten days (10) from the issuance of notice to correct, remedy or removed such condemned wires, poles or other apparatus shall serve as authority for the Fire Station Commander of the Fire Service to proceed to correct, remedy or remove such wires, poles or other apparatus at the owner's expense in addition to the penalty imposed.

SECTION 171. Installation - All electrical installations installed in new or existing building structures and other establishments shall conform with the requirements provided in the latest edition of the Philippine Electrical Code in matters of service entrance, service drop, electric metering, safety panel switching, branch circuits, circuit loading, sizes of conductor, grounding of equipment and other requirements not specified in this Chapter.

It is prohibited to use of jumpers or tampering with electrical wiring or “octopus” connection or overloading the electrical system beyond its designated capacity or such other practices that would tend to undermine the fire safety features of the electrical system. Overloading is the use of one (1) or more electrical appliances or devices which draw or consume electrical current beyond the designed capacity of the existing electrical system. Octopus connection refers to extension cords plugged into a single power outlet, thus creating an image of the octopus. It may cause overheating, which could trigger fire or any other electrical-related accident.

“Flying Connection” refers to the unauthorized extension of electrical lines from one property to another without obtaining the necessary permits and approvals from regulatory authorities. All electrical installations, including the extension of electrical lines between properties, shall comply with applicable building codes, latest edition of Philippine Electrical Code, and regulations enforced by the local government authority. Prior to the installation of any electrical connection, the applicant must apply for electrical service connection and obtain the following approvals: a. Building Permit and/or Electrical Permit: Issued by the local building official following a review of the proposed electrical installation plans. b. Fire Safety Clearance for Electrical Installation: Issued by the Fire Station Commander of the Fire Service after conducting an inspection to ensure compliance with safety standards.

SECTION 172. Generator Set - Owners or operators, leases of any establishment having a


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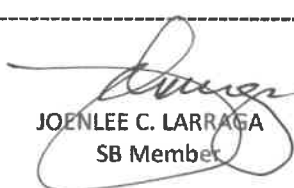

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generator set shall procure permit from the Fire Service for the installation/mobilization of such generator set and a permit fee shall be paid to the Municipal Treasurer in accordance with the scheme of fees mentioned in Section 175, paragraph II of this Chapter.

SECTION 173. Sale of Electrical Materials - Owners, operators, lease of any establishment selling any electrical construction material for illumination, power and other purpose shall be subject to product standard inspection by the Fire Station Commander of the Fire Service or his duly authorized representative in coordination with the Office of the Department of Trade and Industry to determine the safety standard of its product, before it is sold to the customers. To this effect, the Fire Service shall back the seal, sticker or mark of the product and fixture bearing the seal of the product standard.

SECTION 174. Enclosure - Live parts of service equipment shall be enclosed in non- conducting materials so that they will not be exposed to accidental contact, unless mounted on a switchboard or controller, accessible only to qualified persons and located in a room. Enclosures shall be provided with means for locking or sealing doors giving access to live parts.

SECTION 175. Inspection/Re-inspection Fee - The Municipal Treasurer shall collect the amount specified in the schedule of fees enumerated hereunder for re-inspection made by the Fire Station Commander of the Fire Service or his authorized representative who shall certify to the former such inspection of the establishments having electrical installation, except residential of single or two -family dwellings.

I. **ELECTRICAL INSPECTION/RE-INSPECTION FEES:**

1. For each service entrance of electrical wiring installations:
 - a) Accessory Structure ----- ₱10.00
 - b) Commercial/Industrial ----- 50.00
2. For each relocation, separation or consolidation of service entrance:
 - a) Accessory Structure ----- ₱10.00
 - b) Commercial/industrial, etc. ----- 50.00
3. Initial wiring permit. for Five (5) outlets or less – ₱25.00

FOR EVERY ADDITIONAL OUTLET:

- a) Every outlet ----- ₱ 5.00
- b) Per switch, push buttons each ----- 5.00
- c) For convenience outlet each ----- 5.00

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- d) For each circuit breaker or safety switch cut-out- ----- 10.00
- e) For each bell or annunciator system
 Either battery or transformer operated
 or connected direct to the line ----- 10.00

II. **Other electrical appliances, apparatus or equipment to be used in connection with the temporary installation shall be charged with the regular inspection fee provided for herein:**

- a) Video/Stereo Player ----- ₱25.00
- b) Television ----- 10.00
- c) Computer Set/Printer/laptop ----- 10.00
- 1. Communication System:**
 - 1.1. For each telephone switch board ----- ₱25.00
 - 1.2. For each telephone apparatus ----- 10.00
 - 1.3 For each wifi router/modem ----- 10.00
- 2. For local telephone system (Intercom, such as interphone, teletalk, public address system, etc.)**
 - 2.1.for each master or control station ----- ₱25.00
 - 2.2. for each sub-station ----- 10.00
- 3. Electrical Motors, Motor, Generators, Transverter and its controlling equipment:**
 - 3.1. For each electric motor up to 1/4HP ----- ₱ 5.00
 - 3.2. over 1/4HP but not exceeding 5HP ----- 6.00
 - 3.3. over 5HP but not exceeding 10HP ----- 20.00
 - 3.4. over 10HP but not exceeding 30 HP ----- 40.00
 - 3.5. over 30HP but not exceeding 60HP ----- 50.00
 - 3.6. over 60HP but not exceeding 75HP ----- 75.00
 - 3.7. for every HP above 75HP ----- 7.50
- 4. Generator AC or DC, KVA-KW and its controlling equipment:**
 - 4.1. for each generator up to 5 ----- ₱ 20.00
 - 4.2. over 5 but not exceeding 10 ----- 40.00
 - 4.3. over 10 but not exceeding 30 ----- 60.00
 - 4.4. over 30 but not exceeding 60 ----- 100.00
 - 4.5. over 60 but not exceeding 100 ----- 150.00
 - 4.6. for every KVA-KW above 100 ----- 10.00

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5. Electrical equipment, apparatus and appliances such welder spot and arc welding transformer type:

- 5.1. for each welder to 5 KVA ----- ₱50.00
- 5.2. over 5 KVA but not exceeding 10 KVA ----- 75.00
- 5.3. over 10 but not exceeding 20 KVA ----- 80.00
- 5.4. over 20 but not exceeding 50 KVA ----- 100.00
- 5.5. for every KVA above 50 KVA -----10.00

6. Transformer when used as an independent equipment:

- 6.1. for each transformer 1 KVA or less ----- ₱ 5.00
- 6.2. for each transformer up to 2 KVA ----- 10.00
- 6.3. for each transformer over 2 but not exceeding 5 KVA ----- 20.00
- 6.4. for each transformer over 5KVA but not exceeding 7.5 KVA ----- 50.00
- 6.5. for each transformer over 7.5 KVA but not exceeding 10 KVA----- 75.00
- 6.6. for each transformer over 10 KVA but not exceeding 50 KVA ----- 100.00
- 6.7. for each transformer over 30 KVA but not exceeding 50KVA ----- 120.00
- 6.8 for each transformer over 50 KVA but not exceeding 75 KVA ----- 150.00
- 6.9. for each transformer over 75 KVA but not exceeding 100 KVA ----- 175.00
- 6.10. for every KVA over 100 KVA ----- 15.00

7. Electric Stove:

- a.) for each burner ----- ₱ 20.00

8. Electric Range:

- 8.1. for each electric range up to 6KW ----- 30.00
- 8.2. for each electric range over 6KW but not exceeding 10KW ----- 50.00
- 8.3. for each electric range over 10KW but not exceeding 15KW----- 80.00
- 8.4. for every KW above 15KW ----- 5.00

9. Electric Furnaces:

- 9.1. for each furnace up 5KW ----- ₱ 30.00
- 9.2. for each furnace over 5KW but

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- not exceeding 20KW ----- 75.00
- 9.3.for every KW above 20KW ----- 5.00
- 10. Electric Heater:**
 - 10.1. for each heater up to 2KW ----- ₱10.00
 - 10.2. for each heater over 2KW but not exceeding 5KW ----- 20.00
 - 10.3. for each heater over 5KW but not exceeding 10KW ----- 30.00
 - 10.4. for each heater over 10KW but not exceeding 20KW ----- 50.00
 - 10.5. for every KW above 20KW ----- 5.00
- 11. Motion Picture Apparatus:**
 - 11.1.for each projector (Portable Type) ----- ₱25.00
 - 11.2.for each projector professional arc type ----- 50.00
 - 11.3.for each amplifier ----- 25.00
 - 11.4.for each rectifier ----- 25.00
 - 11.5.for each flasher or slide projector ----- 25.00
- 12. Rectifier:**
 - 12.1. for each rectifier up to 2KVA ----- ₱40.00
 - 12.2.for each rectifier over 2KVA but not exceeding 5KVA ----- 50.00
 - 12.3. for each rectifier over 5KVA but not exceeding 10KVA ----- 25.00
 - 12.4. for each rectifier over 10KVA but not exceeding 20KVA ----- 100.00
 - 12.5. for each rectifier over 20KVA but not exceeding 50KVA ----- 120.00
 - 12.6 For every KVA above 50KVA ----- 5.00
- 13. Beauty Parlor Apparatus:**
 - 13.1.for each curling apparatus ----- ₱ 10.00
 - 13.2. for each hair dryer ----- 10.00
 - 13.3.for each Beauty Parlor apparatus not herein specified ----- 20.00
- 14. Miscellaneous Apparatus:**
 - 14.1. X-ray apparatus up to 5KW ----- ₱ 50.00
 - 14.2. X-ray apparatus over 5KW ----- 100.00
 - 14.3. for signboard or billboard ----- 20.00

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14.4.	for ref/freezer	30.00
14.5.	for electric fan	30.00
14.6.	for electric water dispenser	20.00
14.7.	for microwave oven	30.00
14.8.	for washing machine	30.00
14.9.	for vacuum cleaner	30.00
14.10.	for coffee maker	10.00
14.11.	for blender	30.00
14.12.	for sewing machine	10.00
14.13.	for electric iron	30.00
14.14.	for projector	20.00
14.15.	for laminator	20.00
14.16.	for copier/fax machine	30.00
14.17.	for centrifuges	20.00
14.18.	for hot plates/incubator	30.00
14.19.	for portable speaker	20.00
14.20.	for electric calculator	10.00
14.21.	for digital weighing scale	10.00
14.22.	for cash register	30.00
14.23.	for vending machine	30.00
14.24.	other electrical equipment, apparatus or appliances not otherwise provided herein each	20.00
15. Air Conditioners:		
15.1.	for each window type	20.00
15.2.	for each package type	50.00
15.3.	for centralized type (per outlet)	20.00
15.4.	for split-type	30.00

SECTION 176. Qualification of Private Electrician - Any installation and alteration of electrical installation in any establishment, building, structures, or premises shall be done by a duly licensed electrician or under the supervision of an Electrical Engineer.

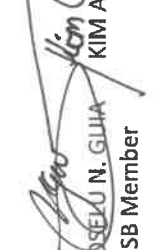
SECTION 177. Maintenance Requirements - All establishments having electrical installations and electric generator set with a minimum electrical loading of four (4) kilowatts or more shall be responsible to maintain a permanent employee who shall be responsible for the safety of its installation and utilization preferably a licensed Electrical Engineer or Master Electrician.



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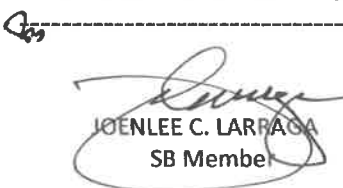

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SECTION 178. Penalty - Any person who violates any provision set forth in this Chapter shall be given an administrative fine in accordance with Chapter XXVI, SECTION 233-236.

**CHAPTER XX
REGULATIONS PERTAINING TO FIRE FIGHTING OPERATION**

SECTION 179. Impersonation. The Local Government Unit (LGU) of Carigara, Leyte finds and declares that:

- a.) The impersonation of firemen is a serious crime that can have serious consequences.
- b.) Firemen are trained professionals who have the skills and knowledge necessary to safely and effectively put out fires and rescue people.
- c.) Impersonating a fireman can put people at risk by giving someone who is not trained or qualified to do the job the authority to make decisions that could have life-or-death consequences.
- d.) It is in the best interests of the Municipality to prohibit the impersonation of firemen.

SECTION 180. Definitions. For purposes of this ordinance, the following terms shall mean:

- a.) "Impersonate" means to falsely represent oneself to be another person.
- b.) "Fireman" means a person who is employed by a fire department to fight fires and rescue people.
- c.) "Insignia" means a badge, emblem, or other mark of identification worn by a member of a particular organization.
- d.) "Equipment" means the tools and materials used by a fireman to fight fires and rescue people.

SECTION 181. Prohibition. It shall be unlawful for any person to impersonate a fireman.

SECTION 182. Mutilation – The Local Government Unit (LGU) of Carigara, Leyte recognizes that fire alarm boxes and components, fire hydrants and other firefighting apparatus are essential in preventing and fighting fires. It is therefore the policy of the Municipal Government of Carigara to prohibit the destruction, mutilation, tampering and/or defacing of fire alarm boxes or components, fire hydrants and other firefighting apparatus.

SECTION 183. Definitions. For purposes of this ordinance, the following terms shall mean:

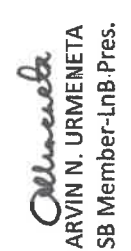
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- a.) "Fire alarm box" means a metal box, usually mounted on a wall or post, that is used to summon the fire department.
- b.) "Fire hydrant" means a valve on a water main that is used to discharge water for firefighting purposes.
- c.) "Firefighting apparatus" means any equipment used to fight fires, such as fire hoses, fire extinguishers and fire trucks.

SECTION 184. Prohibition. It shall be unlawful for any person to destroy, mutilate, tamper with or deface any fire alarm box or component, fire hydrant or other firefighting apparatus.

SECTION 185. Interference - The Local Government Unit (LGU) of Carigara, Leyte recognizes that firefighting apparatus are essential in preventing and fighting fires. It is therefore the policy of the Municipal Government of Carigara to prohibit the obstruction of the approach of any firefighting apparatus or the interference with the function of such firefighting apparatus.

SECTION 186 Definitions. For purposes of this ordinance, the following terms shall mean:

- a) "Obstruction" means any act or omission that prevents or hinders the free passage of a firefighting apparatus.
- b) "Interference" means any act or omission that prevents or hinders the function of a firefighting apparatus.

SECTION 187. Prohibition. It shall be unlawful for any person to obstruct the approach of any firefighting apparatus or to interfere with the function of such firefighting apparatus.

SECTION 188. Penalty - Any person who violates any provision set forth in this section shall be given, an administrative fine in accordance with Chapter XXVI, SECTION 236 para (A) sub para (2.b).

SECTION 189. Obstruction – The Local Government Unit (LGU) of Carigara, Leyte finds and declares that:

- a) The presence of idlers and suspicious persons in the vicinity of a fire can pose a hazard to firefighters and the public.
- b) Idlers and suspicious persons can obstruct or interfere with the duties of firefighters by blocking access to the fire scene, creating a traffic hazard, or otherwise interfering with firefighting operations.
- c) The presence of idlers and suspicious persons can also create a public safety hazard by attracting looters or vandals.

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- d) It is in the best interests of the Municipality to prohibit idlers and suspicious persons from remaining in the vicinity of a fire, obstructing or interfering with the duties of firefighters, and remaining within a minimum radius of thirty (30) meters away from the scene of a fire.

SECTION 190. Definitions. For the purposes of this ordinance, the following terms shall mean:

- a) "Fire scene" means the area within thirty (30) meters of a fire.
- b) "Idler" means any person who is loitering or standing around without apparent purpose in the vicinity of a fire.
- c) "Suspicious person" means any person who is behaving in a manner that is suspicious or threatening in the vicinity of a fire.

SECTION 191. Prohibition. It shall be unlawful for any person to:

- a) Remain in the vicinity of a fire as an idler or suspicious person.
- b) Obstruct or interfere with the duties of a firefighter.
- c) Remain within a minimum radius of thirty (30) meters away from the scene of a fire.

SECTION 192. Driving Over Fire Hose – The Local Government Unit (LGU) of Carigara, Leyte finds and declares that:

- a) Fire hoses are essential for firefighters to extinguish fires.
- b) Driving over or across a fire hose can damage the hose and make it unusable, which can delay or prevent firefighters from extinguishing a fire.
- c) Driving over or across a fire hose can also pose a hazard to firefighters and the public.
- d) It is in the best interests of the Municipality to prohibit the driving over or across of fire hoses.


SECTION 193. Prohibition. It shall be unlawful for any person to drive over or across any fire hose that is in use, about to be used, or lying on the street after being used.

SECTION 194. Giving False or Malicious Fire Alarm, and Unintentional False Fire Alarms

SECTION 195. Definitions. For the purposes of this ordinance, the following terms shall mean:

- a) Malicious fire alarm: The intentional transmission of false information or initiation of an alarm for the purpose of causing unnecessary emergency response, inducing panic, or creating a threat to public safety, and/or bringing resources (such as emergency services) to a place where they are not needed.


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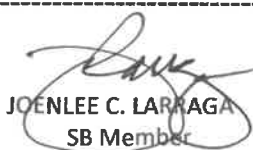

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- b) False Alarm: An alarm signal activated by an alarm system that elicits a response by emergency services when no emergency or threat to public safety exists.
- c) Alarm User: Any person, business, or entity that owns, operates, leases, or otherwise controls an alarm system installed within the jurisdiction of Carigara, Leyte.

SECTION 196. Prohibition.

It shall be unlawful for any individual to knowingly and willfully transmit false information or initiate a false alarm with malicious intent within the jurisdiction of Carigara, Leyte.

SECTION 197. Reporting and Investigation

Any person who becomes aware of a malicious false alarm or has reason to believe that an alarm is false and malicious in nature shall promptly report such information to the appropriate authorities.

Fire Service Commander or his authorized representative shall thoroughly investigate reports of malicious false alarms and take appropriate action against the individuals responsible in accordance with the provisions of this ordinance and applicable laws.

SECTION 198. Coordination with the Fire Service and members of the public shall cooperate fully with law enforcement agencies during the investigation of malicious false alarms, including providing relevant information, testimony, and evidence as required.

SECTION 199. Practices to reduce false alarm.

A. For a response to a premises at which no other unintentional false fire alarm has occurred within the preceding six-month period, hereinafter referred to as a “first response,” the person having or maintaining such fire alarm may be required, within five working days after notice to do so, to complete a written report to the Fire Station Commander of the Fire Service or his duly designated personnel, setting forth the cause of such false alarm, the corrective action taken, whether such alarm has been inspected by a qualified serviceman and such other information as the Fire Station Commander of the Fire Service or his duly designated personnel may reasonably require to determine the cause of such false alarm and the corrective action necessary to eliminate any repeat of the false fire alarm.

B. For the second response to a premises within six months after the first response, a written report shall be required as for a first response and the Fire Station Commander of the Fire Service or his duly designated personnel shall be authorized to inspect or cause to be inspected

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the fire alarm system at said premises, and prescribe necessary corrective action, and shall give notice to the person or company having or maintaining such alarm system of the conditions.

C. For the third response to a premises within six months of the first response, a written report shall again be required as for a first or second response and the Fire Station Commander of the Fire Service or his duly designated personnel shall be authorized to inspect or cause to be inspected the alarm system at such premises, prescribe necessary corrective action, and shall give notice to the person or company having or maintaining such alarm system of the conditions.

SECTION 200. Inspection Fee.

An inspection fee on the fire alarm system of Five Hundred Pesos (P500.00) shall be paid at the Municipal Treasurers Office.

SECTION 201. Verification

- a) Alarm users shall ensure that alarm systems are equipped with reliable verification methods to reduce the occurrence of false alarms.
- b) Prior to dispatching emergency services in response to an alarm activation, the monitoring company or individual responsible for monitoring the alarm system shall make reasonable efforts to verify the authenticity of the alarm.

SECTION 202. Responsibilities of Alarm Users

- a) Alarm users shall maintain their alarm systems in proper working order and promptly repair any malfunctions that may result in false alarms.
- b) Alarm users shall provide accurate and up-to-date contact information to the monitoring company and local authorities for purposes of verification and communication in the event of an alarm activation.

SECTION 203. Penalty - Any person who violates any provision set forth in this section shall be given an administrative fine in accordance with Chapter XXVII, SECTION 233 para a sub para 2.b.

**CHAPTER XXI
REGULATION ON LUMBERYARDS,
SAW MILLS AND WOOD WORKING PLANTS**

SECTION 204. Building Shed and Open Yard - Any establishment used for the sale, display or storage of lumber, saw mills, woodworking plants, furniture shop and other similar

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establishment shall be constructed of concrete, semi-concrete, or wooded materials.

SECTION 205. Location - Lumber yards, saw mills, woodworking plants, and furniture shops shall be located in accordance with the Zonification Ordinance of the Municipality of Carigara.

SECTION 206. Operational Fire Hazards - The burning of saw dust and/or refuse materials shall be permitted only in boilers, in furnaces or incinerators on refuse burners safely constructed and located. Stocks shall be provided with spark arresters having openings which eliminate danger from sparks, such as expansion chamber, baffle wall, or other effective arrangement at boilers or other points where sawdust or shaving are used as fuel, a storage bin of non-combustible materials with raised sill shall be provided.

Weeds shall be cut close to the ground throughout the entire year or shall be sprayed as often as needed with satisfactory weed killer or grubbed out. Dead wood shall be removed. Debris such as sawdust, wood chips, and short shall be removed regularly. Proper housekeeping shall be maintained at all times.

SECTION 207. Open Yard Storage - Lumber shall be piled with due regards to stability of piles, and in no case higher than six (6) meters. Where lumber is piled next to a property line, the same shall not be more than three (3) meters.

SECTION 208. Open Yards Storage Driveways - Driveways between and around lumber piles shall be at least Four and a Half (4½) meters wide and maintained free from accumulation of rubbish, equipment or other articles or materials. Driveways shall be so spaced that a maximum grid system unit of fifteen (15) meters by Forty-Five (45) meters is produced.

SECTION 209. Fire Extinguishing Equipment in Open Yard and Building - An approved yards hydrant system or water barrels and pails shall be provided for in open storage yards. Water barrels with three pails shall be located at Driveways, so that a travel distance of more than twenty-three (23) meters along driveways will be needed from any part of the open yard to reach a particular barrel. Portable fire extinguisher shall be provided in accordance to the provision of this Code.

SECTION 210. Penalty - Any person who violates any provision set forth in this Chapter shall be given an administrative fine in accordance with Chapter XXVII, SECTION 230-234.

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CHAPTER XXII
REGULATION ON RICE MILLS

SECTION 211. Construction

A. Any establishment used for the operation of rice mills, including the sale, display, or storage of rice and related products, shall be constructed using materials such as concrete, semi-concrete, or wood, in accordance with National Building Codes and regulations.

B. Suitable dust collecting equipment shall be installed and accumulation of dust shall be kept at a minimum in the interior of the buildings.

C. Electrical wiring, power equipment, and lightning protection system installed, shall conform to the requirements of latest edition of PEC.

D. In designing explosion prevention, relief and venting shall be directive to a safe outside location away from platforms, means of egress, or other potentially occupied areas.

G. Where the horizontal travel distance to the means of egress is less than fifteen meters (15 m) in normally unoccupied spaces, a single means of egress shall be permitted.

SECTION 212. Location

Rice mills shall be located in accordance with the Zoning Ordinance of the Municipality of Carigara, Leyte, ensuring compatibility with surrounding land uses and environmental considerations.

SECTION 213. Operational Fire Hazards

A. Properly designed and located vents equipped with explosion proof exhaust fans shall be required in all buildings where flammable or explosive dusts are generated.

B. During operation of the rice mills, if the dust explosion hazard exists in rooms or other enclosures under normal operating conditions, such areas shall be provided with explosion relief venting distributed over the exterior wall.

C. Recirculating or recycling exhaust air ventilation systems for dust explosion hazard areas, if used, shall be equipped with filter systems capable of removing dust from air.

D. Operating controls shall be designed, constructed, and installed, so that the

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required conditions of safety for personnel during operation are maintained.

SECTION 214. Protection

- A. Where rice hull, rice or related products are stored adjacent to property lines, a minimum setback of three (3) meters shall be maintained.
- B. All rice mill that produces dust-producing or dust-agitating machinery, shall be provided with casing or enclosures maintained as nearly dust-tight as possible.
- C. Smoking and the carrying of matches, the use of heating or other devices employing open flames, or use of any spark-producing equipment is prohibited in areas containing dust-producing or dust-agitating operators. All wiring and electrical equipment of artificial lighting installed in such areas shall be in accordance with the provisions of the latest edition of PEC.
- D. The facility shall develop and implement a written housekeeping program that establish the frequency and methods determined best to reduce accumulations of fugitive dust on ledges, floors, equipment, and other exposed surfaces.
- E. Heating, ventilation, and air conditioning systems shall not be used as the means to collect dust from localize sources.
- F. A means of notification for occupants in the event of fire or other emergencies and annual training shall be provided. Emergency action plan of all employees shall be coordinated with local emergency responders and Fire Service, and shall be included in the pre-fire planning.

SECTION 215. Fire Extinguishing Equipment in Open Yard and Building

Open storage yards shall be equipped with approved fire extinguishing equipment, such as hydrant systems, water barrels, and portable fire extinguishers in accordance to the provisions imposed in this Code.

SECTION 216. Open-field Burning of Rice Hull

Open-field burning of rice hulls, including burning of rice straws is prohibited.

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SECTION 217. Penalty - Any person who violates any provision set forth in this Chapter shall be given an administrative fine in accordance with Chapter XXVI, SECTION 233-236.

CHAPTER XXIII

REGULATION PERTAINING TO DRYING OVEN, BAKERY, BAKESHOPS AND COPRA DRYER

SECTION 218. Scope - This regulation pertains to drying ovens, bakeries, bake shops and Copra Dryer having ovens which are fueled with inflammable gasses, combustible liquid, electrical heaters, charcoal, firewood, rice husks and other similar fuels.

SECTION 219. Location and Construction - Any Copra Dryer, drying oven, or oven used in bakeries and bakeshops which are fueled with inflammable gasses, combustible liquid, electric heater, charcoal, firewood, rice husks and other similar fuels shall conform to the following:

- a.) Ovens, dryers, oven heaters, and related equipment shall be located with due regard with the possibility of fire resulting from overheating or from the escape of fuel gas or fuel oil and the possibility of damage to the building and injury to persons resulting from explosions.
- b.) Ovens shall be located at above grades and be readily accessible for inspection and maintenance and with adequate clearances to permit the proper functioning of explosion vents. Roofs of ovens shall sufficiently be insulated and ventilated to keep temperatures of combustible ceilings and floors below Seventy-One (71) degrees Celsius.
- c.) Ovens or dryers shall be constructed of non-combustible materials throughout except where the maximum oven operating temperature is not over Seventy-One degrees Celsius and adequate guards shall be provided to protect fire incident.
- d.) Ovens which may contain air-gas mixtures shall be equipped with devices or relief vents for freely relieving internal explosions causative pressure.
- e.) All ducts, vents, chimneys shall be constructed of non-combustible materials. Ducts, vents, chimneys shall be made tight throughout and shall have no opening other than those required for the proper operation and maintenance of the system. Ducts, vents, chimney passing through combustible walls, floors, and roofs shall have adequate insulation and clearances to prevent surface temperature from exceeding Seventy-One (71) degrees Celsius. Exhaust ducts, vents, chimney shall not discharge near door, windows or other air intakes in a manner that will permit re-entry of heated smoke, gas, vapors into the building) Fuel containers of inflammable gasses. Combustible liquid used as a fuel for ovens shall be located in a separate concrete rooms/enclosure with proper ventilation and protection. The fuel supply line shall be of metallic tubing laid quite horizontally from the fuel container tank to the oven.

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SECTION 220. Ventilation - Ovens where flammable or toxic vapors are liberated, or through which products of combustion are circulated shall be ventilated. By the introduction of the supply of fresh air and the proper exhaust to the outdoor. Discharged pipe shall not terminate within three (3) meters measured horizontally from doors, windows or wood frame walls of any building, such oven ventilation shall be so arranged as to provide vigorous and well-distributed air circulation within the oven to ensure that the flammable vapor concentration, will be safely below the lower explosive limit at all times.

SECTION 221. Safety Control - Safety control shall be sufficient in number and substantially constructed and arranged to maintain the required condition of safety and prevent the development of fire and explosion hazards. Fuel safety controls, suitably interlocked and arranged to minimize the possibility of dangerous accumulation of explosive air fuel mixture in the heating system shall be provided. Conveyor interlocks shall be provided in conveyor ovens having a flammable vapor hazard so that the conveyor cannot move unless ventilating fans are operating and discharging the required amount of air.

SECTION 222. Fire Extinguisher - Portable fire extinguishers shall be provided in accordance to the provisions imposed in this Code.

SECTION 223. Penalty - Any person who violates any provision set forth in this Chapter shall be given an administrative fine in accordance with Chapter XXVI, SECTION 233-236.

CHAPTER XXIV
FIRE INSURANCES

SECTION 224. Certified True Copy of the Fire Insurance Policy Data - All person, managers, owners, and proprietors of all business firms and commercial establishments in the Municipality of Carigara, Leyte with insurance coverage, whether the same is for the building merchandise or stock shall submit a certified true copy of the Fire Insurance Policy Data to the Office of the Fire Station Commander of the Fire Service within ten (10) days from receipt of the document from the insurance company or agent.

SECTION 225. Any person, manager, owner, proprietor or agent of insurance companies doing business within the Municipality of Carigara shall submit a true copy of Fire Insurance Policy Data of all business firms and commercial establishments who acquire insurance coverage with their company within ten (10) days from the insurance effectivity said Insurance Policy

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to the insured.

SECTION 226. Any person having fire insurance coverage on their merchandise or stocks shall submit to the Fire Station Commander of the Fire Service an inventory of said merchandise or stocks insured, every quarter.

SECTION 227. Inspection Required - The Fire Station Commander of the Fire Service or his duly authorized representative shall cause the inspection of all the items/articles covered by fire insurance or merchandise or stocks, every quarter to find out the correctness of the insured property. An inspection fee of five-hundred pesos (P500.00) must be paid at the Municipal Treasurers Office.

SECTION 228. The Fire Station Commander of the Fire Service shall have the power/authority to impose an administrative fine on the person, owner, manner or proprietor, mentioned in Section 224 of this Chapter who shall fail to comply with the provision stipulated in this section shall be given an administrative fine in accordance with Chapter XXVII, SECTION 230-234.

CHAPTER XXV

BUSINESS PERMIT, FIRE SAFETY CLEARANCES AND FIRE SAFETY INSPECTION CERTIFICATE

SECTION 229. No Business/Mayor’s permit shall be approved/issued to any person, owner, manager or proprietor of any establishment mentioned in the individual Chapter of this Ordinance, unless a Fire Safety Inspection Certificate has been secured by such person, owner, manager or proprietor from the Fire Station Commander of the Fire Service except for non-structural business operation, i.e., ambulant vendors, barbecue stalls, transport vehicles.

SECTION 230. Issuance of Fire Safety Clearances/ Fire Safety Inspection Certificate - The Fire Station Commander of the Fire Service shall issue the required Fire Safety Clearance/ Fire Safety Inspection Certificate to the person, owner, manager, or proprietor of establishments mentioned in the individual Chapter of this Code, provided that said establishment conform with the requirements set forth in this Code.

SECTION 231. Conditions - The Fire Station Commander of the Fire Service, upon assessment of hazards found in any establishment mentioned in the individual Chapter the of this Code, even it does not constitute serious threat to life and property, may not issue Fire Safety Clearance/Fire Safety

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Inspection Certificate, the person, owner, manager or proprietor of the establishment shall immediately abate, remove, repair, renovate, demolish the hazard found threat.

SECTION 232. Posting of FSIC - The Fire Safety Inspection Certificate (FSIC) must be prominently displayed in a conspicuous location for easy viewing/inspection by its customers and the public.

**CHAPTER XXVI
ADMINISTRATIVE COURSES OF ACTION**

SECTION 233. GENERAL GUIDELINES

A. Fines.

Any person who violates any provision and fail to observe fire safety precaution set forth in this Ordinance shall be given an administrative fine of Five hundred (Php500.00) for every violation during the Notice to Correct Violation; and one thousand five hundred (Php1,500.00) for every violation during Notice of Abatement.

Before a fine is imposed, the violator shall first be informed of his/her violation/s and ordered to correct the same immediately, if feasible, or within a maximum of Fifteen (15) days. At the expiration of the period to comply the deficiency/deficiencies, a re-inspection shall be conducted to determine compliance. If compliance is not effected or if compliance does not conform to the required standards, the first violation is committed and the violator shall be fined and further ordered to effect the correction. Repeated failure on the part of the violator to effect corrections will constitute subsequent violations. Administrative fines shall be imposed for every violation.

B. Abatement

1. All fire hazards shall be abated immediately. Abatement is any act that would remove or neutralize a fire hazard. Such acts are specified in the Notice to Comply.
2. Abatement includes, among others, any one (1) or combination or all of the following:
 - a. Removal of the source of ignition;
 - b. Rearranging or adjusting articles within the minimum clearances or dimensions;
 - c. Reduction in the amount/quantity of flammable, combustible and/or hazardous materials;
 - d. Changes in procedure in the conduct of hazardous operation;

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SB Member

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SB Member

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SB Member

RAUL Z. LLOREN
SB Member



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- e. Constructions to limit and control the spread of fire and smoke;
- f. Installation of fire protective and/or warning systems; and
- g. Remodeling, repairing, strengthening, reconstructing, removal and demolition, either partial or total, of the building or structure.
- h. Where there is inaction on the part of the violator, abatement may be made summarily by the BFP if this is the only recourse to remove the imminent danger to life and property and achieve fire safety. If the assessed value of the nuisance or the amount to be spent in abating the same is not more than One hundred thousand pesos (₱100,000.00), the owner, administrator or occupant thereof shall abate the hazard within fifteen (15) days, or if the assessed value is more than One Hundred Thousand Pesos (₱100,000.00), within thirty (30) days from receipt of the order declaring said building or structure a public nuisance; otherwise, the Fire Station Commander of the Fire Service or his/her duly authorized representative shall forthwith cause its summary abatement.

Summary abatement as used herein shall mean all corrective measures undertaken to abate hazards which shall include, but not limited to, remodeling, repairing, strengthening, reconstructing, removal and demolition, either partial or total, of the building or structure. The expenses incurred by the Municipal Government for such summary abatement shall be borne by the owner, administrator or occupant. These expenses shall constitute a prior lien upon such property.

C. Closure

Closure of the building shall be resorted to by the BFP when the offender fails to comply with the abatement order or when the deficiency constitutes a clear and imminent danger to life and property.

SECTION 234. FIXING OF FINES

- A. Administrative fines shall be determined as follows:
 1. First violation (Notice to Correct Violation) – the fine shall be PhP500.00;
 2. Second violation (Abatement Order) – the fine shall be PhP1,500.00;
 3. When two (2) or more offenses are committed, the same procedures in para-A.1 and A.2 above shall be followed, but the fine shall be sum of all administrative fines; Provided, that the total fines shall not exceed two thousand five hundred

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pesos (PhP2,500.00).

- B. Failure to Pay Fine – Failure on the part of the violator to pay the administrative fine within the period fixed in the Notice shall constitute a ground for the issuance of Closure Order for the building or the portion thereof.

SECTION 235. GENERAL PROCEDURES

- A. When the Inspection Report submitted by the Fire Safety Inspector (FSI) indicates violation of this **Local Fire Prevention Code of Carigara, Leyte**, the Fire Station Commander of the Fire Service shall immediately issue Notice to Comply within which compliance shall be effected within the period of fifteen (15) days. Such Notice shall include, among others, a citation of the specific provision/s of Local Fire Prevention Code of Carigara, Leyte violated and the specific actions/corrections that should be complied for period of not exceeding fifteen (15) days. The original copy of such Notice shall be served upon the person responsible not exceeding three (3) days from its issuance.
- B. After the lapse of the prescribed period to comply, a re-inspection shall be conducted. When the after-re-inspection report submitted by the Fire Safety Inspector indicates non-compliance of the Notice, the Fire Station Commander of the Fire Service shall impose the following:
 - 1. Impose the corresponding administrative fines; and
 - 2. Issue the Notice to Correct Violation. The said notice shall include, among others, a citation of the specific provision/s of Local Fire Prevention Code of Carigara, Leyte violated and the specific actions/corrections that should be complied for a period not exceeding fifteen (15) days.
- C. After the lapse of the prescribed period to comply provided for under the Notice to Correct Violations, a re-inspection shall be conducted. When the re-inspection report submitted by the FSI indicates non-compliance of the order contained in the Notice to Correct Violations, the Fire Station Commander of the Fire Service shall:
 - 1. Impose the administrative fine for the violation; and
 - 2. Issue abatement order to the owner, administrator or occupant of the building, structure and their premises or facilities for a period not exceeding fifteen (15) days.

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- D. After the lapse of the prescribed period to comply provided for under the Abatement Order, a re-inspection shall be conducted. When the re-inspection report submitted by the FSI indicates non-compliance of the Abatement Order, the Fire Station Commander of the Fire Service shall:
 - 1. Implement the revocation of Business Permit issued by the Municipal Mayor upon the recommendation of the Municipal Treasurer’s Office, Business Permit and Licensing Office (BPLO), and BFP.

- E. In cases where the building owner/administrator refuses or disallows the conduct of fire safety inspection, the FSI shall indicate in the report the fact that he/she is not allowed to inspect and submit the same to the Fire Station Commander of the Fire Service. The Fire Station Commander of the Fire Service shall notify the owner/administrator through a letter, sent through registered mail, stating therein that ten (10) days after receipt thereof an actual inspection shall be conducted under a new Inspection Order (IO). Refusal of the building owner/administrator to be inspected under the new Inspection Order (IO) shall cause the Fire Station Commander of the Fire Service to send a letter to the Business Processing and Licensing Office (BPLO) recommending the immediate revocation of the business permit issued.

SECTION 236. PENALTIES FOR SPECIFIC INDIVIDUALS

A. Against Private Person

1. Administrative Penalties

- a) The owner, administrator, occupant or other person responsible for the condition of the building, structure, facilities and their premises who violates any provision of Local Fire Prevention Code of Carigara, Leyte shall be penalized as follows:

First Offense – An Administrative Fine of Five Hundred Pesos (₱500);

Second Offense – An Administrative Fine of One Thousand Five Hundred Pesos (₱1,500.00); and

Third and Successive Offenses – An administrative Fine of Two Thousand (₱2,500.00) or closure of such buildings, structures, facilities by the proper authorities, and/ or both, provided that payment of the fine and closure of such buildings, structures, facilities and their premises shall not absolve the violator from correcting the deficiency or abating the fire hazard.

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2. Punitive Penalties

- a) In case of willful failure to correct the deficiency or abate the fire hazard as provided in the preceding Subsection, the violator shall, upon conviction, be punished as follows:

First Offense – An Administrative Fine of One Thousand Pesos (₱1,000);

Second Offense – An Administrative Fine of One Thousand Five Hundred Pesos (₱1,500.00); and

Third and Successive Offenses – An administrative Fine of Two Thousand (₱2,500.00) or imprisonment of thirty (30) days, or both, depending upon the discretion of the court.

- b) Any person, who gives malicious false alarm, who impersonate of firemen, who destroy/mutilate/tamper with or deface any fire alarm box or component/fire hydrant or other firefighting apparatus, shall also be penalized as follows:

First Offense – An Administrative Fine of One Thousand Pesos (₱1,000);

Second Offense – An Administrative Fine of One Thousand Five Hundred Pesos (₱1,500.00); and

Third and Successive Offenses – An administrative Fine of Two Thousand (₱2,500.00) or imprisonment of thirty (30) days, or both, depending upon the discretion of the court.

3. In all cases mentioned above, regardless of whether the violation is categorized as administrative or punitive, the Fire Station Commander of the Fire Service shall have the authority to determine whether a criminal charge is going to be instituted and shall initiate the filing thereof.

SECTION 237. PROTEST

- A. Any party aggrieved by the action(s) or findings of the Fire Station Commander of the Fire Service may challenge the same by filing a VERIFIED PROTEST to the Office of the Secretariat of Administrative Adjudication Body on the Municipal Fire Prevention Code of Carigara, Leyte, within five (5) days from receipt of a notice or order.
- B. Any request for reconsideration, request for extension of time to comply, and such other matters pertaining to the issued notice or order shall be treated as a protest, hence shall conform to the requirement as to form herein prescribed and pay the corresponding protest fee.

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- C. No protest shall be given due course without the payment of a non-refundable protest fee of one-thousand pesos (₱1,000.00), the Official Receipt of which shall be attached to the protest. Payment shall be made at the Municipal Treasurers Office whose findings is the subject of the protest.
- D. The verified protest shall contain the following information:
 - 1. The name and address of the protestant;
 - 2. The notice or order being protested;
 - 3. The name and office address of the Fire Station Commander of the Fire Service who issued the notice or order; and/or
 - 4. Such other matters and information pertinent and relevant to the proper resolution of the protest.
- E. The protest must be supported by attaching therewith certified true copy of the notice or order subject of the protest.
- F. The protest is verified by an affidavit that the affiant has read and understood the contents thereof and that the allegations therein are true and correct of his personal knowledge or based on authentic records. An unverified protest shall be considered unsigned, produces no legal effect, and results to the outright dismissal of the protest.
- G. In addition, the protestant shall likewise certify under oath that:
 - 1) Protestant has not theretofore commenced any action or filed any claim involving the same issues in any court, tribunal or quasi-judicial agency and to the best of his knowledge, no such other action or claim is pending therein;
 - 2) If there is such other pending action or claim, a complete statement of the present status thereof; and
 - 3) If he should thereafter learn that the same or similar action or claim has been filed or is pending, he shall report such fact within five (5) days to the office where the protest is filed.
- H. Failure to comply with the foregoing requirements shall be a ground for the outright dismissal of the protest.
- I. Upon receipt of the protest, Office of the Secretariat of Administrative Adjudication Board of Carigara, Leyte may require the concerned Fire Station Commander of the Fire Service to forward all the necessary records which shall include the Inspection Order (IO), After Inspection Report (AIR) and such other documents that may aid the prompt disposition of the case.
- J. The protest shall be resolved within a period of fifteen (15) days from receipt of the complete records of the case.

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SB Member

JOSEPH N. GUIA
SB Member

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**CHAPTER XXVII
DELEGATION OF POWERS**

SECTION 238. Delegation or Powers - The Fire Station Commander of the Fire Service is hereby empowered to promulgate Implementing Rules and Regulations suppletory to the provisions of this Code in order to render, effective enforcement of the provisions thereof.

**CHAPTER XXVIII
ASSESSMENT AND COLLECTION**

SECTION 239. ASSESSMENT

- The assessment of Local Fire Prevention Code fees/charges and fines as revenue is vested upon the Station Commander of the Fire Service or his duly authorized representative.
- The Station Commander of the Fire Service or his/her duly authorized representative shall exercise the general power to assess the prescribed Local Fire Prevention Code taxes, fees/charges and fines for installations, structures, facilities and operations within his/her jurisdiction.
- The result of the assessment shall be the basis for issuance of Order of Payment Slip (OPS) by the Station Commander of the Fire Service for purposes of collection and deposit.

SECTION 240. MANNER OF COLLECTION - The Municipal Treasurer’s Office shall collect the prescribed Local Fire Prevention Code revenues thru any of the following options:

- Direct deposit with Authorized Government Depository Bank (AGDB);
- Collection by MTO cashier or deputized collecting officers;
- Electronic mode of payment; and
- Other options that the Municipal Treasurer’s Office may later prescribe, subject to the existing accounting and auditing rules and regulations.

**CHAPTER XXIX
FINANCIAL SUPPORT**

SECTION 241. The Local Government, through the Municipal Treasurer, shall deposit to the **Local Fire Service or Carigara Fire Stations' Trust Liability Fund Account** the amount equivalent to **FIFTY PERCENT (50%)** of the all fees, and charges collected from this Code, for use in the repair and maintenance of fire trucks and building/ office supplies and equipment/ expenditures on program, projects, or activities of

Mun. Vice-Mayor - Pres. Officer

SB Member-LnB Pres.

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the fire station/ the implementation of this Code/ and other purposes deemed legal and proper, subject to the existing accounting and auditing rules and regulations.

**CHAPTER XXX
REPEALING CLAUSE**

SECTION 242. All other ordinances or parts thereof which are in conflict or inconsistent with the provisions of this ordinance are hereby repealed.

**CHAPTER XXXI
SEPARABILITY CLAUSE**

SECTION 243. If any clause, sentence, paragraph or part of this Code shall be adjudged by any Court of competent jurisdiction to be invalid, such judgement shall not affect, impair or invalidate the remainder of this Code, but shall be confined in its operation to the clause, sentence, paragraph or part thereof directly involved in the controversy.

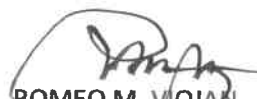
**CHAPTER XXXII
EFFECTIVITY CLAUSE**

SECTION 244. This Ordinance shall take effect UPON APPROVAL of the Local Chief Executive and after its posting at a conspicuous place in the Municipal Government of Carigara for three consecutive weeks, whichever comes first.

ENACTED: This 2ND day May 2024 at Carigara, Leyte

* * * * *

I HEREBY CERTIFY that this is a true and accurate copy of the ordinance enacted by the Sanggunian.


ROMEO M. VIOJAN
SB Secretary

Attested:


JIMMY A. CAMPOSANO

Municipal Vice Mayor /Presiding Officer



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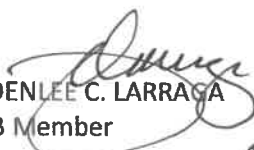


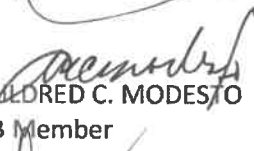
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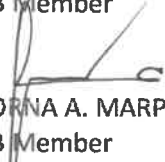
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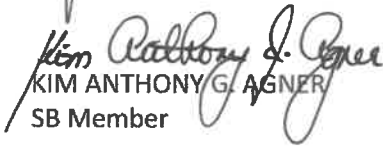
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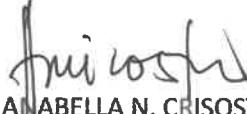
Concurred:


JOENLEE C. LARRAGA
SB Member

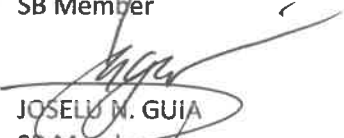

MILDRED C. MODESTO
SB Member

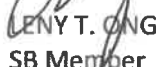

LORNA A. MARPA
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SB Member


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SB Member


RAULZ. LLOREN
SB Member


JOSELL M. GUIA
SB Member


LENY T. ONG
SB Member


ARVIN N. URMENETA
SB Member-LnB Pres.

Approved:


EDUARDO T. ONG, JR.
Municipal Mayor

Date Approved:

JUNE 07, 2024



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Province of Leyte
MUNICIPALITY OF CARIGARA
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Office of the Sangguniang Bayan

CERTIFICATION

THIS IS TO CERTIFY that a public hearing was conducted last March 8, 2024 at 4:00 o'clock in the afternoon at the LGU- Roof Deck, Carigara, Leyte for the deliberation of the **Municipal Ordinance No. 2023-169** — *“An Ordinance Prescribing, Rules and Regulations Covering Conditions Hazardous To Life and Property From Fire or Explosives and Providing Therewith Service Fees, Penalties and For Other Purposes”*.

“

ISSUED this 10th day of June, 2024.


ROMEO M. VIOJAN
SB Secretary

1 MINUTES OF THE PUBLIC HEARING OF THE PROPOSED MUNICIPAL ORDINANCE
2 NO. 2023-169 "AN ORDINANCE PRESCRIBING RULES AND REGULATIONS
3 COVERING CONDITIONS HAZARDOUS TO LIFE AND PROPERTY FROM FIRE OR
4 EXPLOSIVES AND PROVIDING THEREWITH SERVICE FEES, PENALTIES AND FOR
5 OTHER PURPOSES" HELD LAST MARCH 8, 2024 AT 4:00 PM AT LGU ROOFDECK
6

7 **CALL TO ORDER**

8 The Chairman of the committee call the meeting to order.
9

10 **ROLL CALL**

11 The secretary of the Sanggunian disclosed that present thereto are the Chairman, Hon.
12 Kim Anthony G. Agner, the sponsor of the ordinance and Hon. Joselu N.
13 Guia, also present thereto are Atty. Wenceslao L. Narido Jr, Municipal Administrator, Ms.
14 Juliet R. Hanopol, Municipal Treasurer, the Municipal Warden and personnel from the Bureau
15 of Jail Management and Penology, Carigara Station, Insp. Luis Lymwell C. Marmita, BFP
16 Fire Marshal, Carigara Station, the Punong barangay and Kagawads of the 49 Barangay, in
17 Carigara, Leyte and some SB employees and staff .

18 **HON. KIM ANTHONY G. AGNER, SB MEMBER**

19 Maupay nga kulop ha aton ngatanan nga aanhi, so we are called today to discuss the
20 proposed Municipal Ordinance No. 2023-169 "AN ORDINANCE PRESCRIBING RULES
21 AND REGULATIONS COVERING CONDITIONS HAZARDOUS TO LIFE AND
22 PROPERTY FROM FIRE OR EXPLOSIVES AND PROVIDING THEREWITH SERVICE
23 FEES, PENALTIES AND FOR OTHER PURPOSES"

24 Section 1 of the Ordinance is the title and this ordinance is to prevent fire occurrences
25 and explosion of materials and substances that will cause fire. This will provide safety to the
26 lives and properties of the people of Carigara, Leyte from the hazards of fire and explosions.

27 So, pag iiristuryahan ta ine yana inen panuyo hine namon nga pagpatawag hine nga public
28 hearing regarding hine nga pag regulate han mga hazardous to life and property from fire and
29 explosions.
30

31 *(The Chairman of the committee Hon. Kim Anthony G. Agner read and explained each and
32 every provision of the proposed Ordinance exhaustively. Thereafter, the chairman asked the
33 participants if there are any questions with regards to the proposed Ordinance.)*
34

35 **HON. JUDITH DARANTINAO, Chairman Brgy. Parag-um,**

36 Mr. Chair, hino man iton duly authorized pag confiscate hiton mga cooking facility?

37 **HON. JOSELU N. GUIA, SB Member**

38 Ah, the Fire Station Commander or his duly authorized representative shall have the power
39 to confiscate hine nga mga cooking facility. Ngan ine nga mga devices ibabalik la ine in case it

1 tag iya mag abide hiton provisions hine nga Ordinance ngan upon payment han aton penalty nga
2 P200.00.

3 **MS. REA ENO**

4 Mr. Chair, ano man iton dapat namon ig secure for the establishment to be compliant in
5 conformity hine nga Ordinance?

6 **HON. KIM ANTHONY AGNER, SB Member**

7 Ade ha aton Code Chapter 24, kailangan mayda kita issued Fire Safety Clearance or Fire
8 Safety Inspection Certificate tikang ha Fire Station Commander san-o kita maka secure hin
9 business permit. And take note nga bisan dire hiya na constitute hin serious threat to life and
10 property nga hazardous facility iton makit-an dida hiton iyu establishments the fire station may
11 not issue certificate ngan an tag iya dapat gud nga tanggalon or aydon ito dida nga hazard found
12 threat.

13 **HON. JOEL GAQUIT, Chairman Brgy. Upper Hiraan**

14 Thank you, Mr. Chair

15 **HON. JOSELU N. GUIA, SB Member**

16 Okay so, please be reminded han penalty hine in case you violated this ordinance and
17 kun mag fail pag observe hin fire safety precaution mayda administrative fine of P500.00 for
18 every violation during hiton Notice to Correct Violation and P1,500.00 kada violation during
19 Notice of abatement. Amo ine an importante naton mabaruan ha mga ordinansa iton iya
20 penalties.

21 **HON. KIM ANTHONY AGNER, SB Member**

22 Thank you Hon. Guia. So, mayda pa ba kita mga pakiana?

23 **HON. JOSELU N. GUIA, SB Member:**

24 Mr. Chair since there are no more questions, I move to adjourned.


25 **HON. KIM ANTHONY G. AGNER, SB MEMBER:**

26 Okay, so there was a motion, the public hearing is now adjourned.

27 **ADJOURNMENT**

28 With no more issues to be discussed the meeting was adjourned at 4:30pm.
29
30
31
32






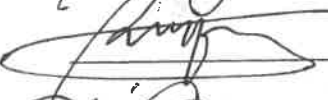
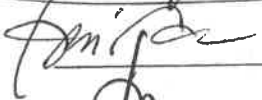
Certified correct:






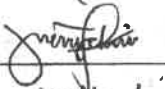
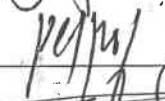


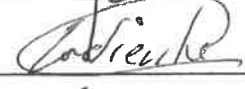
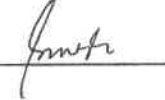




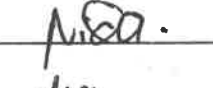
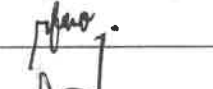
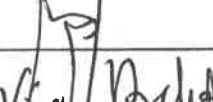
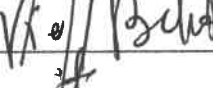




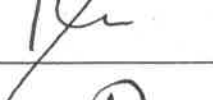


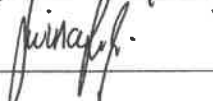

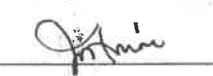

ROMEO M. VIOJAN
SB Secretary

Attendance for Public Hearing
Proposed Mun. Ordinance No. 2023-169 entitled "AN ORDINANCE PRESCRIBING RULES AND REGULATIONS COVERING CONDITIONS HAZARDOUS TO LIFE AND PROPERTY FROM FIRE OR EXPLOSIVES AND PROVIDING THEREWITH SERVICE FEES, PENALTIES AND FOR OTHER PURPOSE"

Date: MARCH 8, 2024
 Venue: LGU ROOFDECK
 Time: 4:00 PM

Name	Signature	Date & Time
1. HON. JOSELU N. GUIA		
2. HON. RAUL Z. LOREN		
3. HON. LENY T. ONG		
4. HON. ARVIN URMENETA		
5. HON. Kim Anthony G. Agner		
6. INSP LUIS LYMWELL C. MARMITA, BFI		
7. ATTY. WENCESLAO L. NARIDO		
8. MRS. JULIET HANOPOL		3/8/24 1:15 PM
9. PMAJ EDGAR RIMANDIBAN, PNP CHIEF		
10.		
11. <u>FRANZESCO N. HILERA</u>		1:15 PM
12. <u>JOSEFINA N. NEDRUDA</u>		1:19 3/8
13. <u>NESTOR DAGALAN</u>		3-8-2024
14. <u>Margie F. Krabodon</u>		1:20-3/8/24
15. <u>LIONTAN RUFFA</u>		3/8/24 1:20 PM
16. <u>MICHAEL CAMILA JUDY</u>		3/8/24 1:22
17. <u>Shayl Gonzales</u>		3/8/24 1:22
18. <u>GARNET DAX TOMOLETE</u>		3/8/24
19. <u>MIKE DARYL MARTEA</u>		3/8/24
20. <u>JOY ESCOBER</u>		3/8/24 1:22
21. <u>MARICEL TENA-PAN</u>		3/8/24
22. <u>OMAR C. DALEND</u>		3/8/24
23. <u>RENATO M. CAPALAN</u>		3/8/24
24. <u>Dina P. Cajos</u>		3/8/24 1:23
25. <u>RICKY METRAN</u>		3/8/24
26. <u>Rowin AZORES</u>		3/8/24
27. <u>Padra Wira</u>		3/8/24
28. <u>Angelo Carballal</u>		3/8/24
29. <u>Felipe M. Ramos</u>		3/8/24

30. <u>BENJAMIN ENGRATO</u>		<u>3/8/24</u>
31. <u>Renato M. Malaban</u>	<u>R Malaban</u>	<u>3/8/24</u>
32. <u>CRESSENTE L. LLANTAS</u>		<u>3/8/24</u>
33. <u>Lito I. Liguera</u>	<u>Lito</u>	<u>3/8/24</u>
34. <u>CHARINA NIVERA</u>		<u>3/8/24</u>
35. <u>Melodio T. Baza</u>		<u>3/8/24</u>
36. <u>Abela, Agustin P. Jr.</u>		<u>3-8-24</u>
37. <u>Sarcilla, Melita L.</u>	<u>Sarcilla</u>	<u>3-8-24</u>
38. <u>Norma I. Glori</u>	<u>Norma</u>	<u>3-8-24</u>
39. <u>VICTORINO B. ANAÑO</u>	<u>Victorino</u>	<u>3-8-24</u>
40. <u>GLICERIO Yacop</u>	<u>Glicerio</u>	<u>3-8-24</u>
41. <u>RANUV A. MARIQUEV</u>		<u>3-8-24</u>
42. <u>MARCISO L. ANOS</u>		<u>3-8-24</u>
43. <u>Florencio O. Santiago Jr</u>	<u>Florencio</u>	<u>3-8-24</u>
44. <u>TERENCIO M LIANZA</u>	<u>T. Lianza</u>	<u>3-8-24</u>
45. <u>JOEL P. GAQUIT</u>	<u>Joel P. Gaquit</u>	<u>3-8-24</u>
46. <u>JANET B. MENDOZA</u>	<u>Janet B. Mendoza</u>	<u>3-8-24</u>
47. <u>John L. Madriaga</u>	<u>John L. Madriaga</u>	<u>3-8-24</u>
48. <u>RIZA DAVOCOL</u>	<u>Riza Davocol</u>	<u>3-8-24</u>
49. <u>Prima d. Anos</u>	<u>Prima d. Anos</u>	<u>3-8-24</u>
51. <u>VINDICE D. DARAN Tura</u>	<u>Vindice D. Daran Tura</u>	<u>3-8-24</u>
52. <u>JOSE A. PLILLAF</u>	<u>Jose A. Plillaf</u>	<u>3-8-24</u>
53. <u>GRACE B. GABELLU</u>	<u>Grace B. Gabellu</u>	<u>3-8-24</u>
54. <u>CHRISTOPHER B. CATIBAYAN</u>	<u>Christopher B. Catibayan</u>	<u>3-8-24</u>
55. <u>Ferdinand Aceto</u>	<u>Ferdinand Aceto</u>	<u>3-8-24</u>
56. <u>Combate Jerrera</u>	<u>Combate Jerrera</u>	<u>3-8-24</u>
57. <u>LIGUAN MICO H.</u>	<u>Liguan Mico H.</u>	<u>3-8-24</u>
58. <u>GENEYASO PANAY</u>	<u>Geneyasos Panay</u>	<u>3-8-24</u>
59. <u>Ramil F. Narbounta</u>	<u>Ramil F. Narbounta</u>	<u>3-8-24</u>
60. <u>Boby Jon Anin</u>	<u>Boby Jon Anin</u>	<u>3-8-24</u>

61. <u>KIMBERLY MAY DOMINGUEZ</u>		<u>8/8/24</u>
62. <u>Jinky Mae Arnes</u>		<u>9/9/24</u>
63. <u>SHREST N. KHANNA</u>		<u>9/8/24</u>
64. <u>FELIPE D. MACABANSAG</u>		<u>8/8/24</u>
65. <u>Grandred Cadavo</u>		<u>8/8/24</u>
66. <u>Merry Chris Eno</u>		
67. <u>Pedro S. Poy</u>		<u>3-8-24</u>
68. <u>W. S. ...</u>		<u>3/8/24</u>
69. <u>Felipe Macabansag Jr.</u>		
70. <u>CONSTANTINO W. CADIENTE, JR.</u>		
71. <u>Manuel N. Pura</u>		<u>3-8-24</u>
72. <u>ANITA M. AQUINO</u>		<u>3-8-24</u>
73. <u>VERONICA, LUISA</u>		<u>9-8-24</u>
74. <u>Reyangelo Ailande</u>		
75. <u>Comlate Jerra</u>		
76. <u>Niba Damba</u>		
77. <u>Rea Eno</u>		
78. <u>MARY JANE RUP</u>		
79. <u>VIC BERTON</u>		
80. <u>JASMIN MARGARET</u>		
81. <u>VERONICA NORRINE</u>		
82. <u>Edgardo Jeff Eno</u>		
83. <u>Donato D. ORONDA</u>		
84. <u>Jann Marie Lucena</u>		
85. <u>PAULINO MANQUET</u>		
86. <u>TERNADO ANNE CRISTINA</u>		
87. <u>Antina Ann Oledan</u>		
89. <u>JUDY ANN YACOP</u>		
90. <u>MANUEL U. AMILON</u>		

91. Roy O. MARIABENIX

[Signature]

92. Lita M. Uyson

[Signature]

93. Conner Brown

[Signature]

94. Tommy Jay D. Narido

[Signature]

95. Ralph M. Saverio Jr

[Signature]

96. Raymond Paner

[Signature]

97. Julie Monteciano

[Signature]

98. HIANG UHAN LAGUNA

[Signature]

99. PETALAWA, MARKA

[Signature]

100. JIMMY A. MORTE

[Signature]



Republic of the Philippines
Province of Leyte
MUNICIPALITY OF CARIGARA
-oOo-

Office of the Sangguniang Bayan

CERTIFICATION

THIS IS TO CERTIFY that **MUNICIPAL ORDINANCE NO. No. 2023-169** –*“An Ordinance Prescribing, Rules and Regulations Covering Conditions Hazardous To Life and Property From Fire or Explosives and Providing Therewith Service Fees, Penalties and For Other Purposes”*, has been posted last **June 7, 2024** in accordance with **Sections 59 and 511 R.A. 7160**, otherwise known as the **Local Government Code of 1991**.

ISSUED this 10th day of June, 2024.


ROMEO M. VIOJAN
SB Secretary