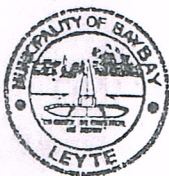


Republic of the Philippines
Province of Leyte
Municipality of Baybay



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Office of the Sangguniang Bayan

Excerpt from the

MINUTES OF THE 43RD REGULAR SESSION OF THE SANGGUNIANG BAYAN
OF BAYBAY, LEYTE, HELD IN THE SESSION HALL ON NOV. 11, 1997.

MUNICIPAL ORDINANCE NO. 97-010

AN ORDINANCE REGULATING THE USE AND SALE OF TOY GUNS (PELLET TYPE)

:INTRODUCED AND SPONSORED: J.C.L. CARI & Z.A. PURAY :

Be ordained by the Sangguniang Bayan of the Municipality
of Baybay, Province of Leyte, in session assembled, that:

Section 1. - Scope - This ordinance shall regulate the sale
and the use of Pellet Type Toy Guns.

Section 2. - Purpose - To insure the safety use of these
Pellet Type Toy Guns and reduce, if not eliminate, the risk
of having an accident in the use thereof.

Section 3. - Definition of Terms -

3. a. Pellet Type Toy Gun - is a play gun for
children which spews pellet when fired.

3. b. Pellet - is the little rounded plastic
mass used as bullet for pellet type
toy gun.

Section 4. - It shall be unlawful to any person to bring
or carry a toy gun (pellet type) and fire it in street, high-
way, thoroughfare, school, public plaza, outside the premises
of the home and in any public place;

Section 5. - It shall be unlawful for any store, peddler,
or individual to sell toy guns (pellet type) to children below
15 years old.

Section 6. - It shall be the duty of the Head of the Mar-
ket Collection Office to monitor, check and ensure that no
violation of this ordinance shall be committed within his/her
area of jurisdiction or responsibility and failure to perform
such duty mandated hereof shall make him/her criminally liable
under this ordinance.

Section 7. - It shall be the duty of the District Super-
visor, President Administrator, Director and/or head of any
school to monitor, check and insure that no violation of this
ordinance shall be violated within his/her area of jurisdiction
or responsibility and failure thereof to perform this duty man-
dated by this provision shall also make him/her criminally lia-
ble under this ordinance.

Section 8. - It shall be the duty of the agencies or heads
thereof mentioned in Section 5, 6, and 7 hereof to set or pro-

- more over -

Cont'd. Mun. Ord. No. 97-010 s., 1997

mulgate respectively guidelines for their respective areas of jurisdiction or responsibility towards the effective or efficient implementation of this ordinance copies furnished to the Municipal Mayor, the Sangguniang Bayan of Baybay and the Chief of Police of this municipality, within six (6) months from the effectivity of this ordinance and failure to comply with this mandatory provision shall also subject respectively such agencies or heads concerned also liable hereof.

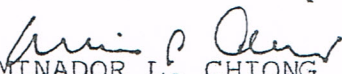
Section 9. - Prescription of Action - The criminal action for violation of this ordinance shall be instituted within one year from the time the cause of action arises; otherwise it shall prescribe.

Section 10. - Penal Clause - Any violation of the provision of this ordinance shall be punished by a fine of not exceeding Five Hundred Pesos (P500.00) or imprisonment of not exceeding Thirty (30) days. In case of insolvency the offender shall suffer subsidiary imprisonment to be computed in accordance to the provision of the Revised Penal Code.

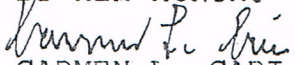
If the offender is a corporation partnership association, store, school or any juridical entity, the Head, President, Director, Manager or managing partner thereof shall be also the one held liable thereof.

Section 11. - This act shall take effect one month after its approval.

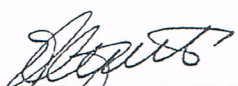
APPROVED, November 11, 1997.


DOMINADOR L. CHIONG
Municipal Vice Mayor &
Presiding Officer

APPROVED BY HER HONOR:


CARMEN L. CARI
Municipal Mayor

ATTESTED:


ERLINDA A. ALFANTE
Clerk III &
SB Secretary - designate