



Republic of the Philippines  
Tanggapan ng Sangguniang Panlungsod  
City of Naga



**ORDINANCE NO. 2001-009**

**AN ORDINANCE PROHIBITING THE SALE, DISPLAY AND DISTRIBUTION OF TOY GUNS PARTICULARLY THOSE THAT ARE EXACT REPLICA OF REAL GUNS, INCLUDING PLASTIC TOY GUNS (NOT REPLICA) WITH PLASTIC PELLETS AS PROJECTILES: -**

Author: Hon. Francisco P. Felizmenio

Be it ordained by the Sangguniang Panlungsod of the City of Naga, that:

**DECLARATION OF PRINCIPLES AND POLICIES**

**SECTION 1.** - It is the duty and obligation of every local government unit to protect the interests, rights and general welfare of the citizen.

**SECTION 2.** - It has been observed that distribution, display and sale of toy guns that are replicas of real guns and toy guns that use plastic pellets as projectiles from several sidewalk and ambulant vendors and also from some department stores in Naga City have proliferated.

**SECTION 3.** - It has also been observed that these toy guns (replica) could mislead people into believing that these are in fact genuine, and as such could be used, as shown in alarming reports that these toy guns have been used in illegal and/or criminal purposes by unscrupulous individuals.

**SECTION 4.** - The plastic toy guns (not replica) that use pellets may appear harmless but the use of pellets for its projectiles are in fact hazardous and can cause immeasurable harm especially to innocent children.

**SECTION 5.** - The playing of toy guns has an adverse effect on the attitude of its usual end-user the child. That is, it unconsciously develops a culture of violence among children and thus serves as a negative influence in the development on the behavior of children.

**SECTION 6.** - In the interest of public safety and general welfare and well being of the society, there is an imperative need to ban the distribution, sale and display of these types of toys.

**SECTION 7. - DEFINITION OF TERMS:**

- a. REPLICA - toy guns that are made similar in appearance, measurement, color and parts with the real firearms or guns.

**SECTION 8. - SCOPE.** - This ordinance shall apply to all storeowners and vendors operating within the territorial jurisdiction of the City of Naga.

**SECTION 9. - PROHIBITED ACT.** - All storeowners and vendors are prohibited to distribute, display and sell toy guns, that are exact replicas of real guns, and toy guns that use pellets (plastic or otherwise) as projectiles.

**SECTION 10. - PENALTIES.** - All storeowners, retailers, sidewalk and ambulant vendors distributing, displaying and selling toy guns (replica) and toy guns that use pellets as projectile shall be subject to the following penalties:

- a. Confiscation of all toy guns (replica) and toy guns (not replica) that use pellets as projectiles; and
- b. Fine of P5,000.00 pesos or an imprisonment of six (6) months at the discretion of the court.

**SECTION 11. - REPEALING CLAUSE.** - All ordinances, orders, rules and parts thereof contrary to or inconsistent with any of the provisions of this ordinance are hereby amended or repealed accordingly.

**SECTION 12. - SEPARABILITY CLAUSE.** - If any provision of this Ordinance is held invalid, the other provisions not so declared shall not be affected and will continue to be effective.

**SECTION 13. - EFFECTIVITY.** - This ordinance shall take effect immediately upon its approval and publication in a newspaper of local circulation.

**ENACTED:** January 24, 2001.

**WE HEREBY CERTIFY** to the correctness of the foregoing ordinance.

**J. ANTONIO A. AMPARADO**  
Secretary to the  
Sangguniang Panlungsod

**ESTEBAN R. ABONAL**  
City Vice Mayor & Presiding Officer

APPROVED:

**SULPICIO S. ROCO, JR.**  
City Mayor