

Republic of the Philippines
Department of the Interior and Local Government
NATIONAL HEADQUARTERS PHILIPPINE NATIONAL POLICE
Camp Crame, Quezon City

**RULES AND REGULATIONS GOVERNING THE ADMINISTRATION AND ENFORCEMENT OF
PRESIDENTIAL DECREE NR 1866 DATED 29 JUNE 1983 AS AMENDED BY REPUBLIC ACT NR
8294, DATED 06 JUNE 1997 ENTITLED**

**"CODIFYING THE LAWS ON ILLEGAL/UNLAWFUL POSSESSION, MANUFACTURE, DEALING IN,
ACQUISITION OR DISPOSITION OF FIREARMS, AMMUNITION OR EXPLOSIVES/EXPLOSIVE
INGREDIENTS OR INSTRUMENTS USED IN THE MANUFACTURE OF FIREARMS, AMMUNITION OR
EXPLOSIVES, AND IMPOSING STIFFER PENALTIES FOR CERTAIN VIOLATIONS THEREOF AND
FOR RELEVANT PURPOSES**

Pursuant to the provisions of Section 8 of Presidential Decree Nr 1866 dated 29 June 1983 and the provisions of Section 6 as amended by Republic Act 8294 dated 06 June 1997, the following rules and regulations are hereby promulgated governing the administrative regulations and control on the illegal/unlawful possession, manufacture, dealing in, acquisition or disposition of firearms, ammunition or explosives or instruments used in the manufacture of firearms, ammunition or explosives and imposing stiffer penalties for certain violations thereof, and for relevant purposes.

RULE 1

TYPES OF EXPLOSIVES/EXPLOSIVE INGREDIENTS

SECTION 1. As used in these rules, the following types of explosives/explosive ingredients shall be construed to mean, thus:

a. **Explosives** – gun powder, powder used for blasting, all forms of high explosives, blasting materials, dynamite, fuses, detonators and detonating agents, smokeless powder, potassium chlorate, ammonium nitrate, sodium nitrate, sodium chlorate and any other chemical compound or chemical mixture that contains any combustible units or other ingredients in such proportion or packing that ignition by fire, by friction, by concussion, by percussion, or by detonation of all or any part of the compound or mixture, may cause a sudden generation of the heated gases and the resultant gaseous pressure are capable of producing destructive effects on contiguous objects or destroying life or limb.

b. **High Explosives** – explosives capable of detonation at high velocity.

c. **Blasting Agent** – a term used to describe certain explosives that cannot be detonated by means of a #8-strength blasting cap (detonator) when unconfined, (example ammonium nitrate/fuel oil mixtures)

d. **Detonating Cord** – a continuous core of high explosives contained in a braided or plastic cover. It may be initiated by a detonator. It resembles safety fuses used in construction but has a core or filling of a high explosive called PETN (Pentaerythrite Tetranitrate).

e. **Igniter cord** – an incendiary cord used to sequentially ignite safety fuses.

f. **Delay Detonators** – a detonator which fires at a fixed time interval after ignition.

g. **Safety Fuse** – a fuse which burns at a definite rate and is used to initiate a plain detonator or a deflagrating explosive. It consists of a train of potassium nitrate and black powder which is tightly wrapped and is protected from abrasion and penetration of water by covering of tape, textiles and water proofing materials such as asphalts or plastics.

h. **Detonators** – a capsule or case which contain a sensitive powerful explosive used for initiating other explosives and may not contain more than ten (10) grams of total explosives by weight, excluding initiation or delay charges.

i. **Emulsion** – a super fine mixture of oxidizer solution encapsulated in an oil/wax matrix.

j. **Fuse Lighter** – a pyrotechnic device used to ignite safety fuses.

k. **Igniter Cord Connectors** – connectors used to link igniter cord to safety fuse.

l. Dynamite – a high explosive consisting essentially of a mixture of, but not limited to Nitroglycerine, Nitrocellulose, Ammonium Nitrate, Sodium Nitrate, and Carbonaceous materials.

m. Low Explosives – explosives which are characterized by deflagration or low rate of reaction and the development of low pressure.

n. Deflagration – an explosive reaction such as a rapid combustion that moves through an explosive material at a velocity less than the speed of sound in the material.

o. Slurry/Watergel – an explosive material containing a substantial portion of liquid (water), oxidizers and fuels plus a thickener or/and a cross linking agent.

p. Primer – a detonator-sensitive explosive designed to initiate the main explosive charge. (May also refer to high explosives which contain a detonator).

q. Booster – a cap sensitive explosive with a high velocity of detonation (VOD) used generally in small quantities to attain a high rate of detonation through the main charge.

r. Ammonium Nitrate – the nitrate of ammonia with chemical formula NH_4NO_3 , is a white powder at room temperature and pressure. It is commonly used in agriculture as a high-nitrogen fertilizer, and it has also been used as an oxidizing agent in explosives, especially improvised explosive devices.

s. Potassium Nitrate – is a naturally occurring mineral source of nitrogen. It is a nitrate with chemical formula KNO_3 . When it burns, it shows a bright pink to purple color. Potassium Nitrate is the oxidizing (oxygen supplying) component of black powder.

t. Sodium Nitrate – is a type of salt (NaNO_3) which has long been used as an ingredient in explosives and in solid rocket propellants, as well as in glass and pottery enamel, and as a food preservative (such as in hotdogs), and has been mined extensively for those purposes.

u. Nitric Acid (HNO_3) – otherwise known as aqua fortis or spirit of nitre, is a colorless, corrosive liquid, a toxic acid which can cause severe burns. If the solution contains more than 86% nitric acid, it is referred to as fuming nitric acid, and can be separated into two kinds of fuming acids, white fuming nitric acid and red fuming nitric acid. Commonly used as a laboratory reagent, nitric acid is used in the manufacture of explosives such as nitroglycerine, trinitrotoluene (TNT) and Cyclotrimethylenetrinitramine (RDX), as well as fertilizers such as ammonium nitrate.

v. Potassium Chlorate – is a compound containing potassium, chlorine and oxygen. In pure form, it is a white crystalline substance. It is the most common chlorate in industrial use, and is usually present in well-stocked laboratories used as an oxidizing agent, disinfectant/bleach, safety matches and explosives/fireworks.

w. Barium Nitrate – chemical formula $\text{Ba}(\text{NO}_3)_2$ is a salt of barium and the nitrate ion. It exists as a white solid at room temperature. It is soluble in water, and like other soluble barium compounds, is toxic and should be handled with care. Baratol is an explosive composed of barium nitrate, TNT and binder; the high density of barium nitrate results in baratol being quite dense as well. Barium Nitrate mixed with aluminum Powder is highly explosive. It is mixed with Thermite to form Thermate-TH3, used in military thermite grenades.

x. Sodium Chlorate (NaClO_3 , CAS 7775-09-9) – is an oxidizing agent. It is mostly used to produce chlorine dioxide for bleaching paper pulp, but is also used as a herbicide and to prepare other chlorates.

y. Calcium Nitrate – also called Norgessalpeter (Norwegian saltpeter) and Kalksalpeter, is a soluble salt with the formula $\text{Ca}(\text{NO}_3)_2 \cdot \text{H}_2\text{O}$. It is deliquescent, readily absorbing moisture from the air. It is used as a reagent, a pyrotechnic and a fertilizer.

z. Bulk Emulsion – bulk emulsion phase (EP) is a concentrated AN based oxidizer solution blended with various liquid fuels. It is a thick liquid with a texture similar to light grease or heavy oil.

RULE 2

KINDS OF LICENSES AND ITS REQUIREMENTS

Section 1. MANUFACTURER'S LICENSE

License authorizing the manufacture of gunpowder, dynamite, explosives or their ingredients

Section 2. DEALER'S LICENSE

License authorizing the importation, purchase, possession, sale, transfer and general business handling of gunpowder, dynamite, explosives or their ingredients.

Section 3. PURCHASER'S LICENSE

License authorizing the purchase and possession of dynamite, explosives or ingredients for use of mines, quarries, road construction, wrecking and for use in any other legal and lawful occupation.

Section 4. FOREMAN'S LICENSE

License authorizing possession of dynamite, explosives or their ingredients by workmen in mines, quarries, road construction, wrecking or for use in any other legal and lawful public or private works. Licensee must be a qualified blaster or must be technically qualified to handle explosives.

Section 5. FILING OF APPLICATION FOR LICENSE

Any person desiring to possess explosives or ingredients thereof shall file his/her application to the C, PNP thru the C, FED, CSG and the Provincial Director of the province or the City Director of the city where the business or project is located. Applicants from Metro Manila shall submit their application to the C, FED, CSG.

Section 6. REQUIREMENTS FOR LICENSING

The following requirements shall be complied with:

a. For Manufacturer, Purchaser and Dealer of Explosives:

- 1) Letter Request (State purpose);
- 2) PNP Form No. 6 duly accomplished;
- 3) *If a corporation or partnership, SEC Registration, Articles of Incorporation and By-laws duly authenticated by SEC;*
If Single Proprietorship, DTI Registration, Business Permit and Certificate of Capital invested in the business from the City or Municipal Treasurer;
- 4) Personal History Statement or Biodata;
- 5) Original Clearances (Court, Mayor, Police, NBI);
- 6) Original Special Bank Receipt from Land Bank of the Philippines;
- 7) Endorsement from Provincial Director (PD)/City Director (CD) and Regional Operations and Plans Division (ROPD) (for provincial applicant);
- 8) Inspection Report/Security of Survey by the PD/CD for provincial applicant and FED personnel for NCR;
- 9) Pictures (8" x 10" in size), Detail and Location plans of existing magazines properly labeled;

- 10) For mining company, recommendation from the Bureau of Mines and Geosciences (for Purchaser's License)
- 11) For Lumber or logging firms, recommendation from Bureau of Forest Development; (for Purchaser's License)
- 12) For blasting contractors, certificate of registration of the business and certificate from the City or Municipal Treasurer stating the capital invested; (for Purchaser's License) and Barangay Resolution stating that consultations with the Barangay Council, Council of Elders and its Constituents were conducted and further stating their approval on the blasting activity in the area of responsibility.
- 13) For private blasting work such as construction or irrigation canals, road construction, planting of trees, etc., a copy of the Declaration of Real Estate Property where the explosives will be used; (for Purchaser's License)
- 14) For salvagers of Sunken Vessels, copy of contract with NASSCO; (for Purchaser's License)
- 15) For agricultural purposes such as fertilizers, weed killers, herbicide and the like, copy of the Declaration of Real Estate and the recommendation of the Bureau of Plant Industry; (for Purchaser's License)
- 16) Safety Permit of the factory from the Division of Industrial Safety, Department of Labor and Employment. (for Manufacturer's License)

b. For Foreman Blasters' License:

- 1) Letter request of applicant;
- 2) PNP Form No. 6 duly accomplished;
- 3) Certification from the employer which has an explosives license;
- 4) Certificate of being capable of handling explosives from certified/licensed mining engineer (if applicant is not a licensed mining engineer);
- 5) Purchaser's License of the employer;
- 6) Personal History Statement of Biodata;
- 7) Drug Test;
- 8) Original Clearances (Court, Mayor, Police, NBI);
- 9) Recent ID picture of the licensee (2x2);
- 10) Original Special Bank Receipt (Land Bank of the Philippines);
- 11) Endorsement from Provincial Director/City Director and ROPD (for provincial applicant); and
- 12) Endorsement from Bureau of Mines (if company is a mining firm).
- 13) Training Certificate from FED, CSG.

c. All other requirements as will be contained in SOPs promulgated and signed by the C. PNP.

Section 7. New applicants are required to submit certified true copies of registration from Securities and Exchange Commission (SEC) and its Articles of Incorporation and By-laws or Department of Trade and Industry (DTI); however for renewal purposes of any type of license, a

certification from the Board Secretary that the applicant's business is actively engaged in business together with names of present active company officers and board of directors will be sufficient.

Section 8. All licenses for explosives/explosive ingredients not renewed within one (1) year shall be automatically revoked, unless the licensee can justify that the delay was due to circumstances beyond his control; the justification in all cases should be approved by the C, FED, CSG.

RULE 3

PROCESSING OF LICENSE

Section 1. The Provincial Director or City Director upon receipt of an application shall check whether all the requirements for the particular license applied for are complete and authentic.

Section 2. He then designates a Responsible Officer in his command to make the necessary inspection/security survey to ascertain whether the quantities of explosives/explosive ingredients applied for are really needed and justified and whether the applicant has the necessary magazines/bodegas for the storage of the explosives/explosive ingredients. An inspection report shall be prepared in the prescribed form.

Section 3. The inspection report submitted by the inspecting officer shall form part of the Provincial Director's/City Director's recommendation or endorsement of the basic application to the C, PNP thru the C, FED, CSG.

Section 4. The application directly submitted to C, FED, CSG by applicant from Metro Manila shall be treated in similar manner. C, FED shall designate a responsible officer to conduct the necessary inspection and his inspection report shall form part of the enclosure when the application is submitted by C, FED, CSG to the C, PNP.

Section 5. Upon receipt of the application, C, FED, CSG shall screen/process the same paying particular attention as to whether the quantity of explosives/explosive ingredients applied for is really needed and justified and forward the application with his comment and recommendation to the C, PNP thru the Director for Operations (TDO), The Chief Directorial Staff (TCDS) and Deputy Chief for Operations (TDCO). The quantity applied for in the license shall consider the following factors namely, usage, safety stock and allowance for procurement lead time.

Section 6. If in the processing of application, the C, FED, CSG is in doubt of the unusually large quantities of explosives/explosive ingredients/chemicals applied for, (Potassium Chlorate, Ammonium Nitrate, Potassium Nitrate, Sodium Nitrate, Sodium Chlorate), he/she (C, FED, CSG) shall refer the said application to Chief, PNP Crime Laboratory for comment and recommendation before the application is forwarded to C, PNP, thru TDO, TCDS and TDCO.

Section 7. Upon receipt of the approved application from C, PNP the C, FED, CSG shall prepare and issue the corresponding license (for the C, PNP) in three copies distributed as follows:

- a. Original copy for the licensee
- b. Copy for Provincial Director/City Director
- c. Copy for C, FED

RULE 4

RENEWAL OF LICENSE AND ITS REQUIREMENTS

Section 1. **FILING OF APPLICATION FOR RENEWAL**

a. All existing Manufacturer's, Dealer's, Purchaser's and Foreman's licenses shall be renewed every calendar year.

b. The application for the renewal of Manufacturer's, Dealer's Purchaser's Licenses and the application for renewal of Foreman's Licenses shall be filed at least two (2) months before the expiry date.

c. The application for renewal shall be filed with the office of the Chief, PNP, thru the C, FED, CSG and the Provincial Director of the province or the City Director of the city where the licensee operates. Licensees from NCR shall file their application to the C, FED, CSG.

Section 2. REQUIREMENTS FOR LICENSING (RENEWAL)

The following requirements shall be complied with:

a. For Manufacturer's, Dealer's and Purchaser's License

1. Letter Request;
2. Original License to be renewed;
3. Summary of Explosives Consumption for the past twelve (12) months;
4. Latest Monthly Report attested by Provincial Director, for provincial applicant and notarized, for NCR applicant;
5. Original Clearances (Court, Mayor, Police, NBI);
6. Original Special Bank Receipt;
7. Endorsement from PD/CD & ROPD (for provincial applicant);
8. Inspection Report/Inventory Report signed by PD/CD for provincial applicant and by FED, for NCR applicant; and
9. Pictures (8" x 10"), Detail and Location Plans of existing magazines properly labeled.

b. For Foreman's License

1. Letter Request of the applicant;
2. Original licenses to be renewed;
3. Photocopy of Purchaser's License of the company;
4. Certification from the employer/company;
5. Certificate of being capable of handling explosives from licensed mining engineer (if applicant is not a licensed mining engineer);
6. Personal History Statement or Bio-data;
7. Recent picture of the licensee (2x2);
8. Original Clearances (Court, Mayor, Police, NBI);
9. Original copy of drug test;
10. Endorsement from PD/CD & ROPD (for provincial applicant);
11. Endorsement from Mines and Geosciences Bureau (for mining company);
12. Original Special Bank Receipt ; and
13. Training Certificate from FED, CSG

RULE 5

PROCESSING OF LICENSE (RENEWAL)

Section 1. The Provincial Director/City Director, upon receipt of an application for renewal, shall check whether the pertinent requirements have been complied with.

Section 2. The PD/CD shall designate a Responsible Officer in his command to make the necessary inspection of the magazines or bodegas of the applicant to determine the actual stock of explosives/explosive ingredients on hand. An inspection report shall be prepared by the inspecting officer.

Section 3. The application is then forwarded by the Provincial Director/City Director to the Chief, PNP Thru C, FED, CSG with his comment and recommendation together with the inspection report submitted by the inspecting officer.

Section 4. Applications directly submitted to the C, FED, CSG shall be treated in similar manner. C, FED, CSG shall designate a Responsible Officer to conduct inspection of the magazines or bodegas of the applicant.

Section 5. Applications for renewal of explosives/explosive ingredients licenses shall be filed by the signatory or his authorized representative. Other holder of licenses such as manufacturer, dealer or purchaser belonging to other company or entity not registered in the name of the applicant is not authorized.

Section 6. Applications for renewal of explosives/explosive ingredients licenses shall be processed in FED. The following guidelines shall be followed in the processing of applications:

a. If the total consumption of explosives/explosive ingredients of the Purchaser for the past twelve (12) months is equal to or same quantities of his Purchaser's License, the license shall be renewed for the same quantities of explosives/explosive ingredients authorized in the license;

b. If the total consumption for the past twelve (12) months is less than the quantities of explosives/explosive ingredients authorized in the Purchaser's License, the license shall be renewed only for such quantities as may be needed for a 12 month period based on his average monthly consumption during the past twelve (12) months unless the licensee can show or satisfactorily explain that he needs more explosives;

c. Only such quantities of explosives/explosive ingredients that can be safely accommodated in the magazines/bodegas shall be authorized under the renewed license. The quantities allowable shall be reduced accordingly, if they could not be safely accommodated in the magazines/ bodegas of the licensee.

d. Manufacturer's, Dealer's and Foreman's Licenses may be renewed for the whole quantities of explosives/explosive ingredients authorized in the original licenses. Provided, however, that in the case of Manufacturer's and Dealer's, the explosives magazines/bodegas can safely accommodate the whole quantities of explosives specified in the licenses; and

e. In the renewal of licenses, unit of measurement for the quantities of explosives/explosive ingredients shall be in metric system:

Section 7. In as much as the licenses being renewed had been previously approved by the C, PNP before they were issued, applications for renewal thereof need not be forwarded to C, PNP for approval. The Chief, FED shall issue the renewed explosives/explosive ingredients licenses for the C, PNP. However, C, FED shall submit to C, PNP a monthly report on the renewed licenses issued for his information/notation.

Section 8. Renewed licenses for explosives/explosive ingredients shall be numbered consecutively as they are issued. The renewal shall be issued in three (3) copies in the prescribed form for distribution as follows:

- a. Original copy for the licensee;
- b. Duplicate copy for the Provincial Director/City Director, and
- c. Triplicate copy for the FED.

RULE 6

AMENDMENT OF LICENSE AND ITS REQUIREMENTS

Section 1. FILING OF APPLICATION FOR AMENDMENT OF LICENSE

a. All holders of Manufacturer's, Dealer's, Purchaser's and Foreman's Licenses issued by the C, PNP can apply for an amendment of license.

b. The application for amendment shall be filed with the office of the C, PNP thru the C, FED, CSG and the Provincial Director of the province or City Director of the City where the licensee operates. Licensees from NCR shall file their application to the C, FED, CSG.

Section 2. REQUIREMENTS FOR AMENDMENT

The following requirements shall be complied with:

a. For Manufacturer, Purchaser and Dealer of Explosives:

- 1) Letter Request (State purpose);
- 2) PNP Form No. 6 duly accomplished;
- 3) If a corporation or partnership, SEC Registration, Articles of Incorporation and By-laws duly authenticated by SEC;
If Single Proprietorship, DTI Registration, Business Permit and Certificate of Capital invested in the business from the City or Municipal Treasurer;
- 4) Personal History Statement or Biodata;
- 5) Original clearances (Court, Mayor, Police, NBI);
- 6) Original Special Bank Receipt from Land Bank of the Philippines;
- 7) Latest Monthly Report;
- 8) Summary of Twelve (12) Months Consumption;
- 9) Certification from PD/CD stating therein that the existing explosives magazines can accommodate the increase in quantity/additional explosives/explosive ingredients;
- 10) Updated SEC or DTI, for change in Business Name/Address;
- 11) Endorsement from Provincial Director (PD)/City Director (CD) and Regional Operations and Plans Division (ROPD) (for provincial applicant);
- 12) Inspection Report/Security of Survey by the PD/CD for provincial applicant and FED personnel for NCR;
- 13) Pictures (8" x 10" in size), Detail and Location Plans of existing magazines properly labeled;
- 14) For mining company, recommendation from the Bureau of Mines and Geosciences (for Purchaser's License)
- 15) For Lumber or logging firms, recommendation from Bureau of Forest Development; (for Purchaser's License)

- 16) For blasting contractors, certificate of registration of the business and certificate from the City or Municipal Treasurer stating the capital invested; (for Purchaser's License)
- 17) For private blasting work such as construction or irrigation canals, road construction, planting of trees, etc., a copy of the Declaration of Real Estate Property where the explosives will be used; (for Purchaser's License)
- 18) For salvagers of Sunken Vessels, copy of contract with NASSCO; (for Purchaser's License)
- 19) For agricultural purposes such as fertilizers, weed killers, herbicide and the like, copy of the Declaration of Real Estate and the recommendation of the Bureau of Plant Industry; (for Purchaser's License)
- 20) Safety Permit of the factory from the Division of Industrial Safety, Department of Labor and Employment. (for Manufacturer's License)

RULE 7

PROCESSING OF AMENDMENT OF LICENSE

Section 1. The Provincial Director of the province or the City Director of the City upon receipt of an application shall check whether all the requirements for the particular license applied for are complete and authentic.

Section 2. The PD/CD then designates a Responsible Officer in his command to make the necessary inspection/security survey to ascertain whether the quantities of explosives/explosive ingredients applied for are really needed and justified and whether the applicant has the necessary magazines/bodegas for the storage of the increase in explosives/explosive ingredient. An inspection report shall be prepared in the prescribed form.

Section 3. The inspection report submitted by the inspecting officer shall form part of the Provincial Director's/City Director's recommendation or endorsement of the basic application to the C, PNP.

Section 4. The application directly submitted to C, FED, CSG by applicant from Metro Manila shall be treated in similar manner. C, FED, CSG shall designate a Responsible Officer to conduct the necessary inspection and his inspection report shall form part of the enclosure when the application is submitted by C, FED, CSG to the C, PNP.

Section 5. Upon receipt of the application, C, FED, CSG shall screen/process the same paying particular attention as to whether the quantity of explosives/explosive ingredients applied for is really needed and justified and forward the application with his comment and recommendation to the C, PNP thru the Director for Operations (TDO), The Chief Directorial Staff (TCDS) and Deputy Chief for Operations (TDCO). The quantity applied for in the license shall consider the following factors namely, usage, safety stock and allowance for procurement lead time.

Section 6. In the processing of application for explosives, the ingredients (Potassium Chlorate, Ammonium Nitrate, Potassium Nitrate, Sodium Nitrate, Sodium Chlorate), C, FED, CSG, if he is in doubt of the unusually large quantities of chemicals applied for shall refer the application to Chief, PNP Crime Laboratory (C, PNPCL) for comment and recommendation before the application is forwarded to C, PNP, thru TDO, TCDS and TDCO.

Section 7. Upon receipt of the approved application from C, PNP the C, FED, CSG shall prepare and issue the corresponding license (for the C, PNP) in three copies distributed as follows:

- a. Original copy for the licensee
- b. Copy for Provincial Director/City Director
- c. Copy for C, FED

RULE 8

APPLICATION FOR LOCAL PURCHASE AND MOVEMENT OF EXPLOSIVES/EXPLOSIVE INGREDIENTS

Section 1. FILING OF APPLICATION FOR LOCAL PURCHASE AND MOVEMENT OF EXPLOSIVES/EXPLOSIVE INGREDIENTS

Any person or entities with existing license to possess explosives/explosive ingredients (Manufacturer's, Dealer's and Purchaser's) issued by the C, PNP who desires to purchase the same locally shall submit their application to the C, PNP, thru the C, FED, CSG and the Provincial Director of the province or City Director of the city where the business or project is located. Licensees from Metro Manila shall submit their application to the C, FED, CSG.

Section 2. REQUIREMENTS FOR PERMIT TO PURCHASE

a. The following requirements shall be complied with:

- 1) Letter Request;
- 2) PNP Form No. 6 – Application to Purchase and Move Explosives duly accomplished;
- 3) Photocopy of license;
- 4) Latest Monthly Report duly indorsed or attested by the PD concerned;
- 5) Endorsement from PD/CD and ROPD (for provincial applicant);
- 6) Original Special Bank Receipt;
- 7) Blasting Scheme (for blasting contractor);
- 8) Agreement or contract of the project (for blasting contractor);
- 9) Certification from PD/CD in the construction/establishment of an issuing magazine where the project is located.
- 10) Endorsement from Mines and Geosciences Bureau (for Mining and Quarrying);
- 11) Endorsement from Department of Energy (for Oil and Geothermal Exploration);
- 12) Endorsement from Philippine Coast Guard (for Salvaging);
- 13) Endorsement from Fertilizer and Pesticide Authority (Fertilizer Formulator);
- 14) Endorsement from Department of Public Works & Highways (for Road Construction, etc.); and
- 15) Endorsement from City Engineer's Office (for Development of subdivision).

Section 3. Special Permit to Purchase Explosives (SPPE) - any person or entities desiring to purchase the explosives/explosive ingredients locally for a small amount and will be for one time use only, shall submit their application to the C, PNP, thru the D, CSG and the C, FED.

Section 4. REQUIREMENTS FOR SPECIAL LOCAL PURCHASE

a. The following requirements shall be complied with:

- 1) Letter request;
- 2) PNP Form No. 6 – Application to Purchase and Move Explosives duly accomplished;
- 3) SEC or DTI Registration;
- 4) Company Profile;
- 5) Police Clearance of the applicant;
- 6) Requisition Slip; and
- 7) Original Copy of Special Bank Receipt.

RULE 9

PROCESSING OF APPLICATION TO PURCHASE AND MOVE EXPLOSIVES/EXPLOSIVE INGREDIENTS

Section 1. Upon receipt of application from the licensee, the Provincial Director/City Director shall check the following:

- a. Whether the purpose of the permit applied for conforms to the purpose stated in the license.
- b. Whether the requirements has been complied with.
- c. Whether past acquisition of explosives/explosive ingredients, if any, has been properly accounted for.

Section 2. The Provincial Director/City Director then forwards the application to C, FED, CSG with his comment and recommendation.

Section 3. Applications to purchase and move explosives/explosive ingredients shall be processed by C, EMB, FED and forwarded to the C, FED, for approval or disapproval using the processing portion of the application form. If approved, by C, FED, CSG, a permit to purchase and move explosives/explosive ingredients shall be issued by C, FED, CSG for the C, PNP.

Section 4. Immediately after the issuance of the permit to purchase and move explosives, C, FED, CSG will wire the Provincial Director of the province or the City Director of the City where the magazines of the dealer are located to furnish the necessary escort for the explosives/explosive ingredients from the dealer's magazines up to the magazines of the purchaser. Simultaneously, C, FED, CSG will wire the Provincial Director/City Director of the receiving province/city to inspect the explosives/explosive ingredients upon arrival and deposit the same in the purchaser's magazines.

Section 5. If the source of the explosives/explosive ingredients is from magazine within Metro Manila, the FED shall provide the corresponding escorts for the explosives/explosive ingredients.

RULE 10

SALE AND MOVEMENT OF EXPLOSIVES/EXPLOSIVE INGREDIENTS

Section 1. The Permit to Purchase and Move Explosives/Explosive Ingredients issued by C, FED, CSG shall serve as the dealer's authority to sell and move the explosives from its magazines. The whole quantity specified in the permit shall be sold to and delivered to the purchaser. If for some reasons the whole quantity cannot be delivered at one time, permission shall be taken from the C, FED, CSG who shall specify the kinds and quantities of explosives to comprise each partial delivery which should be proportionate to the kinds and quantities in the original permit.

Section 2. No movement or delivery of explosives/explosive ingredients from dealer's magazines shall be made without the corresponding escorts to be provided by the Provincial Director/City Director concerned or by C, FED, CSG within Metro Manila.

Section 3. Validity of the permit shall be for a period of sixty (60) days.

RULE 11

APPLICATION TO IMPORT EXPLOSIVES/EXPLOSIVE INGREDIENTS

Section 1. FILING OF APPLICATION TO IMPORT EXPLOSIVES/EXPLOSIVE INGREDIENTS

a. Any person or entity licensed to manufacture, deal in or purchase explosives/explosive ingredients who desires to import explosives/explosive ingredients from abroad shall submit his application to the C, PNP, thru the C, FED, CSG and the Provincial Director of the province or the City Director of the City where the business or project is located. Licensees from Metro Manila shall submit their application to the C, FED, CSG.

b. Application to import explosives/explosive ingredients may be filed for such quantities as may be needed by the licensee for one year period based on the consumption of the applicant for the past year plus or minus 25%. However, the licensee or importer should schedule the importation of explosives/explosive ingredients in such a way that shipment of explosives/explosive ingredients when received shall not exceed the quantities authorized in its license including actual stock on hand upon arrival of the shipment.

Section 2. REQUIREMENTS FOR PERMIT TO IMPORT

a. The following requirements shall be complied with:

- 1) Letter Request;
- 2) PNP Form No. 8 – Application to Import Explosives duly accomplished;
- 3) Photocopy of license;
- 4) Twelve (12) months consumption report;
- 5) Latest Monthly Report for explosives duly indorsed or attested by Provincial Director/City Director concerned;
- 6) Endorsement from PD/CD and ROPD (for provincial applicant);
- 7) Original Special Bank Receipt
- 8) Endorsement from Mines and Geosciences Bureau (for Mining and Quarrying);
- 9) Endorsement from Department of Energy (for Oil and Geothermal Exploration);
- 10) Endorsement from Philippine Coast Guard (for Salvaging);
- 11) Endorsement from Fertilizer and Pesticide Authority (Fertilizer Formulator);
- 12) Endorsement from Department of Public Works & Highways (for Road Construction, etc.); and
- 13) Endorsement from City Engineer's Office (for Development of subdivision).

RULE 12

PROCESSING OF APPLICATION TO IMPORT

Section 1. Upon receipt of the application from the licensee, the Provincial Director/City Director shall check the following:

- a. Whether the purpose of the permit applied for conforms to the purpose stated in the license.
- b. Whether past requirements have been complied with.
- c. Whether past acquisitions of explosives/explosive ingredients, if any, have been properly accounted for.

Section 2. The Provincial Director/City Director then forwards the application to C, FED, CSG, with the comment and recommendation.

Section 3. Applications to import explosives/explosive ingredients shall be processed by C, FED, CSG and forwarded to the C, PNP for approval or disapproval thru TDO, TCDS and TDCO using the Processing Portion of the application form. If approved by C, PNP, a permit to import explosives/explosive ingredients shall be issued by C, FED, CSG for the C, PNP.

RULE 13

APPLICATION FOR PERMIT TO EXPORT

Section 1. FILING OF PERMIT TO EXPORT

Any person or entities with existing license to manufacture and deal in explosives/explosive ingredients issued by C, PNP who desires to export explosives/explosive ingredients shall submit his application to the C, PNP, thru C, FED, CSG.

Section 2. REQUIREMENTS FOR PERMIT TO EXPORT

a. The following requirements shall be complied with:

- 1) Letter request;
- 2) Photocopy of License (Manufacturer's or Dealer's License); and
- 3) Letter of Intent.

RULE 14

PROCESSING OF PERMIT TO EXPORT EXPLOSIVES/EXPLOSIVE INGREDIENTS:

Section 1. Upon receipt of the application from the licensee, C, FED, CSG shall check the following:

- a. Whether the purpose of the permit applied for conforms to the purpose stated in the license.
- b. Whether past requirements have been complied with.
- c. Whether past exportations of explosives/explosive ingredients, if any, have been properly accounted for.

Section 2. The C, FED forwards the application to D, CSG, with the comment and recommendation.

Section 3. Permit to export explosives/explosive ingredients shall be processed by C, FED, CSG and forwarded to the C, PNP for approval or disapproval thru TDO, TCDS and TDCO. If approved by C, PNP, a permit to export explosives/explosive ingredients shall be issued by C, FED, CSG for the C, PNP.

RULE 15

APPLICATION TO UNLOAD EXPLOSIVES/EXPLOSIVE INGREDIENTS

Section 1. FILING OF APPLICATION TO UNLOAD EXPLOSIVES/EXPLOSIVE INGREDIENTS

a. Any person or entities with existing license to possess explosives/explosive ingredients (Manufacturer's, Dealer's and Purchaser's) issued by the C, PNP shall file for an application to unload explosives/explosive ingredients.

b. At least (10) days before the arrival of explosives imported from abroad under the permit to import, the importer shall submit to C, FED, CSG the "Application to Unload Explosives from the Vessel and Transport to Destination".

Section 2. REQUIREMENTS FOR APPLICATION TO UNLOAD EXPLOSIVES/EXPLOSIVE INGREDIENTS

a. The following requirements shall be complied with:

- 1) Letter Request;
- 2) PNP Form No. 6 - Application to Unload Explosives from the Vessel and Transport to Destination;
- 3) Photocopy of license;
- 4) Photocopy of Permit to Import;
- 5) Latest Monthly Report duly indorsed or attested by Provincial Director concerned;
- 6) Bill of Lading/Airway Bill and Proforma Invoice; and
- 7) Original Special Bank Receipt.

RULE 16

PROCESSING OF APPLICATION TO UNLOAD EXPLOSIVES/EXPLOSIVE INGREDIENTS

Section 1. The application shall be processed by C, EMB, FED using the processing portion of the application form and forwards same to C, FED, CSG for approval and disapproval.

Section 2. The approved application shall serve as the authority of the importer to unload the explosives/explosive ingredients from the vessel. Shipments unloaded and transported shall be deducted by C, FED, CSG from the permit to import issued for a one year period.

RULE 17

MOVEMENT/TRANSPORTING AND/OR SHIPPING EXPLOSIVES/EXPLOSIVE INGREDIENTS:

Section 1. Any movement of explosives/explosive ingredients from the Port of Manila or from one province to another or within the same province but from one license to another shall require prior approval of the C, FED, CSG.

Section 2. The movement of explosives in the blasting projects of a licensee within the province for which he was granted a license does not require anymore the prior approval of the C, PNP. The permission of the Provincial Director/City Director who will furnish the necessary witnesses for the blasting shall be sufficient.

Section 3. The following policies shall be observed in the transport/movement of explosives/explosive ingredients:

a. Movement of explosives/explosive ingredients from unloading points or from dealer's magazine should not be delayed.

b. No limit should be made on the number of trucks to transport explosives/explosive ingredients from unloading points or from dealer's magazines.

c. There should be one (1) PNP escort and one (1) Company Guard for every truck.

Section 4. SAFETY MEASURES:

a. All packages, boxes and/or containers of explosives/explosive ingredients must be properly tagged or labeled by shipper indicating the kind and quantity of explosive/explosive ingredients in each package box or container.

b. A motor vehicle which is used for transporting explosives/explosive ingredients should have adequate capacity for the job and be in good condition generally. A vehicle with an open body should have enough height of sides and ends to prevent packages of explosives/explosive ingredients from falling off and should have a fireproof tarpaulin to protect cargo from weather and fire. Electrical wiring must be secured and protected from contact with explosives. The truck floor should be tight and exposed sparking metal inside should be covered with wood or other non-sparking material.

c. The vehicles carrying explosives/explosive ingredients should be equipped with not less than two fire extinguishers filled and ready for use.

d. Congested traffic should be avoided and no unnecessary stops should be made. Stopping at garages or repair shop when carrying explosives should be avoided.

e. Stops should be made only when necessary and refueling enroute should be avoided whenever possible and should be done with the motor stopped and brakes set.

Section 5. SECURITY MEASURES:

a. The Provincial Director of the province or the City Director of the City where the explosives/explosive ingredients originated or C, FED, CSG shall inform the Provincial Director/City Director of the receiving province/city in advance by radio stating the expected time and date of arrival of explosives, the vehicles/vessels used, the kinds and quantities of explosives arriving and name of consignee.

b. Upon arrival of the explosives/explosive ingredients, the Provincial Director/City Director of the receiving province/city shall designate a responsible officer in his command to witness the unloading and storage of same.

c. The unloading shall be done only in the presence of the accompanying escort and the officer so designated by the Provincial Director/City Director.

d. An inventory shall be made and signed by the consignee and witnessed by the accompanying escort and by officer designated in the receiving province.

e. A copy of the inventory shall be furnished to each of the witnesses.

f. The officer representing the Provincial Director/City Director of the receiving province/city shall see to it that the explosives/explosive ingredients are stored in the magazines and properly secured. He submits a report to the Provincial Director/City Director stating the time and date the explosives are placed in the magazine, the name of the licensee and the copy of the inventory.

g. All explosives/explosive ingredients delivered to the warehouse/magazine must be accounted for by the police escort.

h. All domestic movement of explosive/explosive ingredients by shipping vessels must have the necessary permit from the Maritime Group and other government regulatory body.

RULE 18

LICENSE AND PERMIT FEES

Section 1. PERMIT FEES

a. Permit to Unload

1) Explosives/Explosive Ingredients in solid form-	-	-	0.10/kg
2) Explosives/Explosive Ingredients in liquid form-	-	-	0.10/ltr
3) Detonating Cords and Safety Fuse-	-	-	0.05/mtr
4) Blasting Caps and Connectors	-	-	0.05/pc
5) Theatrical Effects	-	-	50.00/kls

b. Permit to Import Explosives/Explosive Ingredients- - - - - Php6,000.00

c. Permit to Purchase Explosives/Explosive Ingredients- - - - - Php1,500.00

Section 2. LICENSE FEES

a. Dealer's License	-	-	-	Php15,000.00/a
b. Manufacturer's License	-	-	-	Php25,000.00/a
c. Purchaser's License	-	-	-	Php5,000.00/a
d. Foreman's/Blaster's License	-	-	-	Php2,500.00/a

RULE 19

STORAGE

Section 1. General - Storage magazines should be located, protected, constructed and managed so as to guard against pilferage and accidental explosion of their contents, and to prevent injury to persons or damage to properties in case an explosion may occur.

Section 2. Location - Magazines must be located and constructed in accordance with the Table of Distance.

Section 3. Construction - There should be at least three (3) magazines - one (1) exclusively for detonators, one (1) for high explosives/detonating cords and one (1) for blasting agents.

Section 4. Capacity - Table of Capacities and Dimensions of Explosives Magazines. The magazines should be able to accommodate the quantities in the approved license.

Section 5. Main Magazines:

a. All main magazines for explosives shall have double steel door.

b. In the case of existing magazines with single steel door, an additional steel door must be constructed in accordance with the plan.

c. Both doors shall be provided with strong, double padlocks, one for the owner of the magazine and the other for the Provincial Director/City Director of the province or his representative. The padlocks must be placed in such a way that the magazines cannot be opened by either the owner or the representative of the PD/CD but by both. As added security, the padlocks shall be provided with metal protective cover.

d. Magazines which have not yet been provided with double fence of at least 8 feet high with barbed wire not more than 6 inches apart shall be fenced with cyclone wire.

e. The immediate surroundings of main magazines shall be provided with proper illumination during night time.

f. No unauthorized persons shall be allowed within fifty (50) meters from the magazines. Warning signs, "RESTRICTED AREA UNAUTHORIZED PERSON NOT ALLOWED" specifications shall be posted in conspicuous places in the vicinity of the magazines.

Section 6. Issuing Magazines:

a. Issuing magazines which are located within the vicinity of blasting areas shall be constructed with similar materials as that of main magazines. However, being of smaller size with limited contents; one (1) steel door may be allowed provided that same is secured with two (2) strong padlocks.

b. In the absence of fixed issuing magazine, the portable pontoon-type magazine made of steel which could be transported to blasting areas may be allowed. Portable type magazines shall also be provided with two (2) strong padlocks for added security.

c. Issuing magazines shall serve as storage of explosives good for one-day usage. Remaining explosives at the end of the working day shall be returned to the main magazines under escort by the representative of the Provincial Director/City Director who witnessed the blasting. In cases where more than one day requirement but not to exceed one week supply are stored in the issuing magazines such as blasting areas, the representative of the Provincial Director/City Director shall stay with the blasting crew to safeguard the explosives in the magazines and witness the blasting. All remaining explosives after completion of the blasting work shall be returned to the main magazines under the same PNP escort.

Section 7. Potassium Chlorate, Ammonium Nitrate, Potassium Nitrate, Sodium Nitrate and Sodium Chlorate which are controlled pursuant to Executive Order No. 522, may be stored in bodega constructed of strong materials, safety locked or otherwise adequately protected against theft, and located away from fire hazards and from slum areas to minimize pilferage and should be able to accommodate the quantities in the approved license.

Section 8. Disposition of Remaining Explosives:

a. Upon Termination, completion and/or suspension by blasting contractors of their contracted and/or blasting projects or upon termination, completion, suspension by licensed purchasers of blasting projects such as road construction, quarrying, demolition work, salvaging and logging, all explosives issued to license blasters including those transferred to issuing magazines shall be returned to the main magazines under escort by representative of the Provincial Director/City Director.

b. Immediately thereafter, the warehouseman or explosives-in-charge of the blasting contractor of the explosives purchasers shall render a report of the completion, termination, and/or suspension of blasting operations. This report shall be submitted to the C, PNP thru C, FED, CSG and thru the Provincial Director or City Director, within fifteen (15) days after completion and/or suspension of blasting operations.

c. Remaining explosives after completion/termination/suspension of blasting operations shall be treated in the following manner:

1) May be sold/transferred to duly licensed explosives purchasers upon prior approval by the C, PNP. Application for sale/transfer of explosives shall be filed to the C,

PNP thru C, FED, CSG and thru the Provincial Director of the province or the City Director of the city:

2) In the case of blasting contractors, if the explosives could not be sold/transferred to a licensed purchaser, they may be returned to their main magazines upon prior approval by the C, PNP.

3) Explosives in excess of five (5) cases of dynamites with corresponding accessories which could not be returned to blasting contractor's magazines should be turned over to the Provincial Director/City Director for deposit in his magazines or in the nearest integrated magazines until properly disposed of; and

4) If the explosives consist of five (5) cases dynamites or less and the transport to the PNP magazines/nearest integrated magazines is hazardous, the explosives may be destroyed in accordance with safety regulations upon prior approval by the C, PNP. The destruction shall be made by a licensed blaster of the owner in the presence of representative/s of the Provincial Director/City Director. After the destruction, a report shall be submitted to the C, PNP thru C, FED, CSG copy furnish the Provincial Director of the province or the City Director of the city. The report shall be accompanied by pictures of the explosives before and after destruction.

Section 9. Disposal Procedures of Expired, Rotten and Deteriorating Explosives

- a. Letter request address to the C, PNP thru C, FED.
- b. Inventory of expired explosives for disposal and name of licensed blaster foreman.
- c. Endorsement from FESAGS of concerned PPOs/CPOs and PROs.
- d. Disposal must be supervised and certified by EOD - trained PNP personnel and witnessed by FESAGS and the requesting company's representatives.
- e. After Disposal Report with accompanying pictures before and after the disposal must be submitted immediately to the D, CSG (Attn: C, FED)
- f. Safety Procedures to be observed:
 - 1) Destruction Sites:
 - (a) Units of explosives that may be destroyed shall be determined by starting with limited quantity then gradually increasing.
 - (b) Combustible materials other than the products for destruction shall be removed within a radius of 200 feet. The ground should be free from large stones and deep cracks in which explosive might lodge.
 - (c) Fire fighting facilities shall be readily available to extinguish brush or grass fires. The ground shall be soaked wet after every disposal/destruction procedure.
 - 2) Destruction by Burning:
 - (a) Explosives shall not be burned in large dump form because of the danger of detonation.
 - (b) Explosives other than initiating explosives may be burned in beds not more than 3 inches deep.
 - (c) Parallel beds of explosives prepared for burning shall be separated by not less than 150 feet. Burning shall not be repeated within 24 hours unless the burning area has been soaked with water.
 - 3) Destruction by Detonation:

(a) Explosives shall be detonated in a pit not less than 4 feet deep covered with not less than 2 feet of earth.

(b) Detonation of explosives may be accomplished with, at the aid of a pit if the detonation area is located remote from inhabited buildings, public highways and storage area.

Section 10. Security Guards of Explosives Magazines

a. Integrated magazines and main magazines shall be under the management by security guards duly licensed by PNP SAGSD on 24 hour basis. The guards shall locate their quarters outside of the fence of the magazines in order that personal chores such as cooking of food, laundering, etc. will not endanger the magazines.

b. The security guards shall see to it that the gate of the magazines' fence is always closed except when explosives are being moved in or out of the magazines.

c. In addition to his duties, security guards shall maintain a permanent logbook wherein the names of all visitors to the magazines shall be indicated including the date, time and purpose of the visit.

d. The logbook shall be subject to inspection by representatives of the C, PNP.

Section 11. Duties of PNP personnel designated to supervise/control explosives magazines:

1) Keep the magazines always closed and securely locked, except when explosives are being deposited therein or withdrawn there from.

2) Check the quantities of explosives deposited in or withdrawn from the magazines to determine if they tally with the supporting documents.

3) See to it that explosives withdrawn from the magazines are accompanied by PNP personnel who will also witness the blasting.

4) Conduct physical inspection of the magazines at least once a day.

5) Conduct weekly inventory of the explosives contained in the magazines to determine shortages, if any.

6) Maintain a Stock Card of the daily activities to cover, among other things, the following:

(a) Kinds and quantities of explosives deposited in the magazines;

(b) Kinds and quantities of explosives issued from the magazines;

(c) Kinds and quantities of explosives escorted;

(d) Kinds and quantities of explosives witnessed in blasting;

(e) Time the magazines were inspected by him daily;

(f) Time and date the contents of the magazines was inventoried by him weekly.

7) Notify the Provincial Director/City Director immediately upon stoppage, completion and/or suspension of blasting operations and see to it that all remaining explosives are properly secured in the magazines.

8) Recommend to the Provincial Director/City Director any change in the construction or security measures in the magazines which he may deem necessary for the proper protection of the explosives.

Section 12. Security:

a. The Provincial Director of the province or the City Director of the city where magazines or bodegas are located shall inspect them regularly. He may require the owner to make whatever changes in the construction or location which may be deemed necessary for the protection, not of the explosives alone, but on the surrounding property. Guards may be ordered placed, temporarily or permanently at any magazine.

b. The premises of the magazines where explosives are stored must be marked conspicuously by signs containing word "EXPLOSIVES, KEEP OFF".

c. The licensee must see to it that the surrounding of the magazines or bodegas are kept clear of dried grass or leaves, wood, thrash or other readily inflammable materials at least for a distance of 25 feet from the magazines or bodegas all around.

d. Main storage magazines shall be under the control and supervision of a Responsible Officer designated by the Provincial Director/City Director. The officer so designated shall put his own padlock of the magazines aside from the padlock of the owner. The padlock must be placed in such a way that the magazines cannot be opened by either the owner, or the officer designated, but by both.

e. Issuing magazines maybe placed under the control and supervision of a Responsible Officer designated by the Provincial Director/City Director in the same manner as that of the main magazine of explosives and the necessity to do so, if prevailing situation demands, maybe placed solely under the control of the owner. However, such magazine must be constantly supervised and appropriate control should be established in order to prevent the misuse of explosives.

RULE 20

CONTROL MEASURES IN THE USE OF EXPLOSIVES

Section 1. General – Explosives provide a source of concentrated energy that can be utilized in many ingenious ways. The most common uses of legal and lawful public or private works are in mines, quarries, road constructions, wrecking bridges, piers, old foundations, etc. The utilization of explosives, even in small amount, depends on specialized techniques and skills and should be attempted only by experienced and qualified personnel. Hence, the persons handling or using explosives must be licensed and should observe strictly the proper and legal use of explosives. The Provincial Director/City Director, should conduct spot checks on the operations and provide close-in-guarding to prevent any deviation, pilferage, or any other illegal use of explosives.

Section 2. In mines, quarries and other industrial projects – The only use of explosives in these projects is for blasting purposes. Every owner or operator of a mine, quarry or other industry must have a Purchaser's License and all employees who are charged with custody, distribution or use of explosives must have the Foreman's License.

Section 3. The Provincial Director/City Director shall designate a Responsible Officer in his command to act as witness of all expenditures and use of explosives. No explosives shall be detonated or used without the presence of this officer. Any officer designated to witness such detonation or use of explosives in any manner, shall keep a record of all such expenditures, detonation, or use witnessed by him indicating therein the time, places of use or detonation and the quantity of explosives so detonated or used and shall render a report to the Provincial Director/City Director immediately thereafter.

Section 4. Explosive ingredients used as fertilizers, flower inducers and for other agricultural purposes maybe sold to farmers without permit to possess issued by the C, PNP provided that their purchase is limited to fifty (50) kilograms only and that they will also get authorization to purchase from the Chief of Police in their locality. Nitric Acid which will be used by schools and other similar institutions for laboratory purposes shall likewise be limited to one (1) liter only and be sold to buyers without permit who must first secure authorization from the Chief of Police in their locality.

Section 5. For Ammonium Nitrate, the batch number of every sack shall be recorded in the logbook of the dealer and in the delivery receipt including the name of the purchaser, the Permit to Purchase Explosives (PPE) Number and date of delivery.

Section 6. For Detonating Cord, and Safety Fuse, lot number and markings identifying the manufacturer/source should be placed in each reel and box, which will be recorded in the logbook of the dealer and in the delivery receipt including the name of the purchaser, the PPE number and date of delivery.

Section 7. For Ordinary Blasting Caps and Non-Electric Blasting Caps, each box of 100 pieces should have a lot number and markings identifying the manufacturer/source, which will be recorded in the logbook of the dealer and in the delivery receipt including the name of the purchaser, the PPE number and date of delivery.

Section 8. For ANFO, the batch number of every sack shall be recorded in the logbook of the dealer and in the delivery receipt including the name of the purchaser, the PPE number and date of delivery.

Section 9. For Dynamite, each stick should be labeled with an individual product identification, which includes lot number and markings identifying the manufacturer/source. This will be recorded in the logbook of the dealer and in the delivery receipt including the name of the purchaser, the PPE number and date of delivery.

Section 10. A regular inspection of all licensed explosives/explosive ingredients magazines/warehouses will be conducted by Police Provincial Office/FESAGS, by the ROPD/FESAGS and EMB, FED, CSG personnel and also upon formal request by any PNP investigating unit to check the compliance of security measures in the storage and handling of the explosives/explosive ingredients. All warehouses/storages/magazines must be readily open during said inspection.

RULE 21

RECORDS AND REPORTS

Section 1. RECORDS

a. Every person/entity authorized to sell, issue, or otherwise dispose, explosives/explosive ingredients shall be required to keep a complete, itemized and accurate record showing:

1) Name of each person to whom explosives have been sold, given, bartered, or transferred in any other way.

2) Quantities and kinds of explosives.

3) The purpose for which the explosives were used.

4) The date of each sale, gift, barter or transfer.

b. The Provincial Director/City Director must maintain a complete record of all explosives/explosive ingredients licensees in his province/city, the kind or type of magazines used by the licensees, and such other records relating to explosives/explosive ingredients that he deems necessary for his control and supervision of explosives/explosive ingredients in his province/city.

c. The C, FED, CSG must maintain and keep an up-to-date record of all licensees nationwide and the kinds and types of explosives/explosive ingredients these licensees are using and such other record relating to explosives/explosive ingredients.

d. Provincial Directors/City Directors shall inspect the records and check their storage of explosives/explosive ingredients of each licensee in their respective province/city at least once a month and shall indicate in the records of the licensee the date of inspection and a certificate of the inspection and inventory made and such other comment resulting thereon.

e. All records should be readily available during regular inspections conducted by the concerned Police Provincial Office FESAGS, or by the ROPD/FESAGS and EMB, FED, CSG personnel and also upon formal request by any PNP investigating unit.

Section 2. REPORTS

a. At the end of every month, explosives/explosive ingredients licensees shall submit to the C, PNP thru C, FED, CSG and thru the Provincial Director of the province where their business or projects are located the "Monthly Report of Explosives Consumption" in triplicate. The Provincial Director/City Director retains the triplicate copy for his file and forwards the original and duplicate to NHQ, PNP with his comment, recommendation or notation. Only shipment or purchases of explosives/explosive ingredients, received during the month shall be carried in the monthly report. Failure to submit an up-to-date monthly report will be sufficient ground to disapprove application for permit to purchase or import explosives/explosive ingredients.

b. The Provincial Director/City Director may require the licensees in the province/city to submit whatever reports are deemed necessary to his effective control and supervision of explosives/explosive ingredients.

c. The Provincial Director/City Director shall keep copies of monthly explosives/explosive ingredients reports of all licensees in his jurisdiction. Such reports shall be subject to inspection by the C, PNP or his authorized representative.

d. For every escort mission, the transportation and/or shipping of explosives/explosive ingredients, written report by the Officer-in-Charge must be submitted to the C, PNP thru the Provincial Director/City Director who details the escort or to the C, FED, CSG, if in Metro-Manila area, with the following information:

- 1) Date and time the explosives/explosive ingredients were unloaded from the vessel, if from foreign origin.
- 2) Kinds and quantities of explosives/explosive ingredients unloaded.
- 3) Date and time the explosives/explosive ingredients were loaded in inter-island vessels or in vehicle for shipment to final destination.
- 4) Date and time the explosives/explosive ingredients were received by the Provincial Director of the province where the explosives/explosive ingredients are going to be stored.
- 5) Kinds and quantities of explosives/explosive ingredients stored in magazines at final destination.

e. If the explosives/explosive ingredients escorted are shipment which arrived from abroad, copies of the escort report shall be furnished to TDI and TDO by the Officer-in-Charge of the mission.

f. After Blasting report duly signed by the Blaster License holder, security escort, company representative and a representative from the community that acts as a third party witness.

RULE 22

FINES/PENALTIES

All penalties stated in all previous laws, decrees, SOP, executive orders shall be applied and in effect.

The penalty of light offense or a fine of Fifteen Thousand Pesos (P15,000.00) or both, shall be imposed upon any private entity, its owner, president, manager or director for violation of the provisions of Rule 21, Section 1a and 1e, and Section 2a and 2f, this IRR.

The penalty of less grave offense or a fine of Twenty Five Thousand Pesos (P25,000.00) or both, shall be imposed upon any private entity, its owner, president, manager or director for violation of the provisions of Rule 17, Sections 3 and 4, this IRR.

The penalty of a grave offense or a fine computed based on the schedule of fees under Rule 18, Section 1a, Sub paras 1 to 5, this IRR shall be imposed upon any private entity, its owner/representative, president, manager or director for any unauthorized movement of explosives/explosive ingredients or authorized but without the necessary escort.

Administrative sanction of suspension or cancellation/revocation of license will be meted to dealers/purchasers/manufacturers who fail to comply with the provisions of this rule.

The unlawful manufacture, dealing in, acquisition, disposition or possession of explosives/explosive ingredients or any other incendiary device used or intended to be used in the manufacture thereof, the revocation or cancellation of the license or permit shall be imposed or a fine of not less than Fifty Thousand Pesos (P50,000.00) or both.

On the part of any government firm, company, corporation or entity, the required penalty pursuant to the provision of RA 8551 shall be imposed upon any responsible officer for failure to perform his duty or has performed such duty but beyond or without authority.

RULE 23

RESCISSION CLAUSE

All rules and regulations/policies/SOP contrary to the foregoing are hereby rescinded.

RULE 24

EFFECTIVITY

These Rules and Regulations shall take effect immediately.



AVELINO I RAZON JR
Police Director General
Chief, PNP

CPNP Ltr 08 S028148



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