



**Environmental
Protection
Agency**

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Environmental Permit (Renewed)

**Issued under the Environmental Protection Act, Cap. 20:05, Laws of Guyana,
the Environmental Protection (Amendment) Act, 2005, and the
Environmental Protection (Authorisations) Regulations, 2000**

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| Reference No.: | 20171102 – ASLFF |
| Fees: | Medium C1 i.e., US\$ 500 per year |
| Fees Paid: | US\$2,500 - Five (5) Years (August 2023 to July 2028) |
| Addressee: | Ms. Maleeka Ally Finance Manager Air Services Limited Eugene F. Correia International Airport, Ogle, Georgetown. |
| Activity: | Operation of a Fuel Farm Facility – AV Gas and Jet A1 Fuel Only. |

Air Services Limited, hereinafter referred to as the “Permit Holder”, is hereby authorised in accordance with the Environmental Protection Act, Cap. 20:05, Laws of Guyana, Environmental Protection (Amendment) Act, 2005, and the Environmental Protection (Authorisations) Regulations, 2000, to Operate a Fuel Farm Facility – AC Gas and Jet A1 Fuel Only, at Mahdia Region 8, hereinafter referred to as “the Project”, in a manner indicated in the Application for Renewal of an Environmental Authorisation submitted on April 25, 2023 and subject to the terms and conditions set forth herein under the Environmental Protection Act, Cap. 20:05, existing and/or forthcoming regulations made under the said Act, and/or any other applicable laws, guidelines, best practices, approvals, directives and standards relevant to this project.

This is a Renewal of the Environmental Permit, Reference No. 20171102 - ASLFF, issued on July 19, 2018, and which on expired on June 30, 2023. The Environmental Permit (Renewed) is issued pursuant to the Environmental Protection (Authorisation) Regulations, 2000.

The Permit Holder, His Servants, Agents and/or Sub-Contractor(s) shall comply with the following Terms and Conditions for Operation:

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1.0 OPERATION

- 1.1 The Permit Holder shall comply with any lawful directives given by the Agency from time-to-time, including directives in furtherance of the implementation of any international or other obligation for the environmental protection of Guyana.
- 1.2 The Permit Holder shall notify the Agency in writing and obtain its approval for **ANY** proposed changes to the operation at least **twenty-one (21) calendar days** prior to making the change. The notification shall contain a description of the proposed change in operation. It is not necessary to make such a notification if an application to vary this permit has been made and the application contains a description of the proposed change. In this condition 'change in operation' means a change in the nature or functioning of the facility, or an extension, or any additional installation, which may have consequences for the environment. Changes to operation may include but not be limited to the following:
 - i. changes in the construction, operation, structure, or layout of the facility and all associated buildings;
 - ii. changes of equipment, machine, apparatus, mechanisms, systems or technology serving the facility;
 - iii. changes in the position and design of any outlet at the point or points of discharge of effluents; or
 - iv. any other change outlined in 20(3) of the Environmental Protection (Authorisations) Regulations.
- 1.3 The Permit Holder shall adopt and comply with the Guyana National Bureau of Standards "*Guidance for the Design, Construction, Modification, and Maintenance of Petrol Filling Stations*" and any forthcoming code of practice/guideline pertaining to the operation of fuel storage facilities.
- 1.4 The Permit Holder shall establish and maintain a register of the types and quantities of fuel and associated hazardous materials stored onsite. A summary of the registered information shall be submitted to the Agency as a component of the Annual Report.
- 1.5 The Permit Holder shall adhere to the requirements of the Occupational Safety and Health Act, Cap. 99:01, Laws, of Guyana.

2.0 FUEL HANDLING AND STORAGE

- 2.1 Fuel shall at all times be stored above-ground, in a cool, dry place and away from ignition sources. '**No Smoking**' signs shall be posted where fuel is handled or stored.
- 2.2 The Permit Holder shall obtain and maintain Guyana Fire Service Approval and submit a copy of the approval for the Agency's records.
 - i. Fire prevention and control equipment shall be maintained in accordance with

this Guyana Fire Service Approval.

- 2.3 The Permit Holder shall construct an impervious secondary containment wall around the above-ground fuel storage tanks to create a temporary holding area in the event of accidental spillage by **October 31, 2023**.
- 2.3.1 The containment wall for areas with multiple tanks must have the capacity to provide containment for at least 110% the volume of the largest tank. The containment wall for areas with solitary tanks must have the capacity to provide containment for at least 110% the volume of the fuel tank. The containment wall shall be fully sealed to prevent spillage into the receiving drainage system.
- 2.4 All secondary containment shall be sealed and all piping must enter or exit the containment over the wall. Secondary containment shall provide total containment, and no part of the tank infrastructure (e.g., dispenser, filling hoses and valves) shall protrude outside the containment.
- 2.5 Fuel storage tanks shall be inspected annually, to verify their integrity, and maintained in accordance with the manufacturer's specifications. Areas to inspect include tank foundation, connections, coatings, tank walls and piping systems. A summarised inspection report shall be compiled and submitted to the Agency as a component of the Annual Report.
- 2.6 Protection measures, such as anti-corrosive paints and coatings, shall be maintained to minimise corrosion of the fuel tanks and pipelines.
- 2.7 An electronic shut down system shall be installed and maintained as a primary emergency response mechanism, along with any one of the following leak detection mechanisms:
- i. A gauging system;
 - ii. An overflow alarm on tanks;
 - iii. Dipstick measurements; or
 - iv. Sensors installed on walls of tank.
- 2.8 The safe fill level shall be clearly identified on the gauge and set at 90% to prevent overfilling. In the event of overfilling, all discharges shall be released into the containment bund.
- 2.9 The Best Available Technology/ Technique (BAT) shall be utilised and maintained to capture fuel lost during the unloading of fuel to storage tanks and refuelling of equipment.
- 2.10 Secondary containment, drip trays or other overflow and drip containment measures shall be utilised and maintained at connection points or other possible overflow points.

3.0 WATER QUALITY

- 3.1 Strictly adhere to the provisions of the **Environmental Protection (Water Quality) Regulation, 2000.**
- 3.2 The Permit Holder shall install oil-water separators at strategic locations on the storage facility through which all effluents shall pass before the final discharge by **October 31, 2023.**
- 3.3 The Permit Holder shall maintain the integrity of the existing waterways at all times. Discharges into the environment shall be in accordance with the Guyana National Bureau of Standards (GNBS) *Guidelines for Industrial Effluent Discharge into the Environment*. The following are the allowable limits for this type of project and shall not exceed:
 - i. Total Suspended Solid (TSS) < 100 mg/L;
 - ii. Oil and Grease < 10 mg/L; and
 - iii. Total Petroleum Hydrocarbon (TPH) <40 mg/L.

The Permit Holder shall monitor the parameters above on an annual basis and submit the results to the Agency as a component of the Annual Report. Samples shall be taken from a point after the oil-water separator but before the drainage system. Samples shall be analyzed by a certified laboratory.

- 3.4 The Permit Holder shall avoid soil and water contamination from fuel, grease, waste oils and other petroleum products.

4.0 AIR QUALITY AND NOISE MANAGEMENT

- 4.1 Strictly adhere to the provisions of the **Environmental Protection (Air Quality) Regulations, 2000** and the **Environmental Protection (Noise Management) Regulations, 2000.**
- 4.2 The Permit Holder shall handle and store liquid fuel in such a manner so as to prevent the emission of offensive odours.
- 4.3 The Permit Holder shall comply with the Guyana National Bureau of Standards (GNBS) *Guidelines for Noise Emissions into the Environment*. Sound levels from noise-making devices shall not exceed the limits below, at a distance of 15 metres (50ft) from the source or property boundary, whichever is closer.

Industrial Limits: **100 dB** during the daytime (06:00 h - 18:00 h)
80 dB during the night-time (18:00 h - 06:00 h)

- 4.4 All significant noise-producing equipment, such as generators, shall be equipped with silencers or mufflers and/or be enclosed in suitable acoustic enclosures to reduce noise

levels impacting the surrounding environment and to achieve compliance with Guyana National Bureau of Standards (GNBS) requirement.

- 4.5 All generators and machines/equipment shall be serviced in accordance with manufacturers' specifications to ensure efficiency and reduce the level of noise produced. A summarised maintenance report shall be submitted as a component of the Annual Report.
- 4.6 The Permit Holder shall ensure that exhaust stacks are at least **two (2) meters above** the tallest nearby building to minimise adverse fumes/soot impacts to the contiguous areas.

5.0 WASTE MANAGEMENT

- 5.1 In accordance with the **Environmental Protection (Litter Enforcement) Regulations, 2013**, promote good sanitation and solid waste disposal practices on site; covered garbage receptacles shall be placed at strategic locations at the facility, and waste shall be collected and disposed at an approved waste disposal facility.
- 5.2 Burning of waste is **strictly prohibited**.
- 5.3 Solid waste receptacles shall be covered when not in use.
- 5.4 Good house-keeping, sanitary, and hygienic practices shall be maintained at all times. The facility surroundings shall be kept free of vegetation and litter.

6.0 FUEL, WASTE OIL AND HAZARDOUS WASTE/ MATERIAL MANAGEMENT

- 6.1 The Permit Holder shall strictly adhere to the provisions of the **Environmental Protection (Hazardous Waste Management) Regulation 2000**.
- 6.2 Waste oils recovered from oil-water separator or from the servicing of generators shall be stored in a covered bunded area to minimize adverse impacts to the environment in the event of a spillage.
- 6.3 The bunded area shall be clearly labelled and have the capacity to provide 110% containment of the total volume of waste oils stored.
- 6.4 Oil/fuel contaminated absorbent materials shall be appropriately stored and disposed by double wrapping in heavy duty garbage bags. All contaminated absorbent materials shall be disposed of at an authorized Hazardous Waste Disposal Facility.
- 6.5 Fuel/lubricants including waste oils shall not be drained from equipment onto the ground or into waterways.
- 6.6 All hazardous waste shall be treated by an Agency authorized Hazardous Waste

Treatment Facility prior to disposed by an Agency authorised Waste Disposal Facility. All waste treatment and disposal shall be documented on a Waste Manifest Form which shall submitted to the Agency as a component of the Annual Report.

7.0 SPILLS AND EMERGENCY MANAGEMENT

- 7.1 The Permit Holder shall employ and maintain appropriate procedures in keeping with good international industry practice (GIIP) to minimize spill risks, detect leaks, capture spills and minimize the release of hydrocarbons during transport/transfer, resale and other Project related activities.
- 7.2 Notify the Environmental Protection Agency **within one (1) hour** of the occurrence of any environmental emergencies (e.g., oil spills, hazardous materials/wastes spills, sudden onset disaster, natural, technological or human- induced factors that cause or threaten to cause severe environmental damage as well as harm to human health or livelihood).
- 7.3 All near misses, spills and unwanted/accidental discharges, **amounting to less than imperial five (5) gallons**, must be recorded and reported to the Agency as a component of the Annual Report.
- 7.4 Discharges of contaminants amounting to **five (5) imperial gallons or more** must be reported to the Agency by submitting an “Incident Notification Form for Spills in Onshore Operations” using the most recent template provided by the Agency, **within forty-eight (48) hours** of the incident. A follow-up incident notification form shall be submitted **within seventy-two (72) hours** of the submission of the initial notification form (a total of five days after the discharge of the contaminants).
- 7.5 The Permit Holder shall establish procedures for analyzing accidents and failures for the purpose of determining the causes of the failure and minimizing the possibility of a recurrence. This information shall be made available to the Agency upon request.
- 7.6 Submit an **Emergency Response Plan (ERP)** for the entire facility, inclusive of the pipeline system by **October 31, 2023**. The ERP shall contain, but may not be restricted to the following:
 - i. Spill detection and mitigation procedures;
 - ii. Escape, evacuation and rescue plan and assessment;
 - iii. A list of responsible parties and duties;
 - iv. A list of regulatory agencies to be notified;
 - v. Names and addresses of response organizations;
 - vi. Training procedures;
 - vii. A list of equipment to be utilized;
 - viii. Testing procedures to ensure that equipment to be used remain in working condition; and
 - ix. Clean up and hazardous waste disposal procedures.

- 7.7 The Permit Holder shall install an emergency shut-off switch for the operations. The switch must be inspected and tested before every operation or as required by the manufacturer.

8.0 COMPLIANCE MONITORING AND REPORTING

- 8.1 The Permit Holder shall monitor the implementation of the conditions of this Permit, insofar as they involve adherence by your employees and all third parties under your direction.
- 8.2 The Permit Holder shall notify the Agency in writing of any change of name or ownership of the Permit Holder's facility within **thirty (30) days** after the change occurs.
- 8.3 The Permit Holder shall notify the Agency within **twenty-one (21) days** in event of death, bankruptcy, liquidation or receivership of the Permit Holder or if the Company becomes a party to an amalgamation.
- 8.4 The Permit Holder shall maintain and submit to the Agency records of the type, composition and quantity of contaminant released (i.e., any solid, liquid, gas, odour, sound, vibration, radiation, heat or combination of any of them).
- 8.5 The Permit Holder shall submit an **Annual Report** to the Agency containing the information required under this Environmental Permit on or before **March 31, each year**.
- 8.6 Report to the Agency any non-compliance with the Environmental Permit (Renewed & Varied):
- i. Within **twenty-four (24) hours** of the time the Holder of the Environmental Permit becomes aware of the non-compliance outlining the anticipated manner in which human health or the environment may be impacted.
 - ii. Within **seventy-two (72) hours** of the time the Holder of the Environmental Permit becomes aware of the non-compliance, submit to the Agency a written report containing a description of the non-compliance, its cause, the period of non-compliance including exact dates and time and the anticipated time it is expected to continue if the non-compliance(s) has not been corrected.

9.0 INSTITUTIONAL AUTHORITY AND LIABILITIES

- 9.1 The Permit Holder shall be liable for any material environmental harm caused by polluting the environment, pursuant to S. 39 of the Environmental Protection Act, Cap. 20:05, Laws of Guyana.

- 9.2 The Permit Holder shall be liable for any serious environmental harm caused by polluting the environment, pursuant to S. 39 of the Environmental Protection Act, Cap. 20:05, Laws of Guyana.
- 9.3 The Permit Holder shall be liable for any activity that causes or is likely to cause pollution of the environment unless all reasonable and practicable measures are taken to prevent or minimize any resulting adverse effect, pursuant to S. 19 of the Environmental Protection Act, Cap. 20:05, Laws of Guyana.
- 9.4 The Permit Holder shall be liable for discharging, causing or permitting the entry into the environment, of any contaminant in any amount, concentration or level excess of that prescribed by the regulations or stipulated by this Environmental Permit (Renewed), pursuant to S. 19 of the Environmental Protection Act, Cap. 20:05, Laws of Guyana.
- 9.5 The Permit Holder shall be liable to compensate any person who suffers any loss or damage as a result of contravening conditions 8.3 and 8.4 of this Environmental Permit, pursuant to S. 19 of the Environmental Protection Act, Cap. 20:05, Laws of Guyana.
- 9.6 The Permit Holder shall not be indemnified by the Agency for any activity that causes or is likely to cause pollution to the environment, resulting from adverse effects through the discharge, any contaminant in any amount, concentration, ultra-hazardous substances, chemicals or otherwise, and shall be rendered liable to prosecution and to penalties prescribed under the Environmental Protection Act and Regulations.
- 9.7 The Permit Holder shall be liable of any gross negligence or wilful misconduct caused by the Permit Holder, his Servants and/or Agents, to the environment, biodiversity, protected species and natural habitat with respect to any release, discharge, or spill, of contaminant fluids, oil or lubricants.
- 9.8 Should the Permit Holder contravene or be likely to contravene any condition of this Permit, the Agency (EPA) may serve on him an Enforcement Notice in accordance with Section 26 of the Environmental Protection Act, Cap. 20:05, Laws of Guyana.
- 9.9 Where it appears to the Agency that the Permit Holder is engaged in any activity that may pose a serious threat to natural resources or the environment, or a risk of serious pollution of the environment or any damage to public health, the EPA may issue to the Permit Holder a Prohibition Notice, which may order him to immediately cease the offending activity, in accordance with Section 27 of the Environmental Protection Act, Cap. 20:05, Laws of Guyana.
- 9.10 The EPA reserves the right to conduct regular inspections of the Permit Holder's activities as part of its monitoring and enforcement requirements under the Environmental Protection Act, Cap 20:05, and the Environmental Protection (Amendment) Act, 2005, and Environmental Protection (Authorisations) Regulations, 2000.

Environmental Permit (Renewed) Ref. No. 20171102 – ASLFF

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- 9.11 The Permit Holder, His Servants and/or Agents shall at all times, allow entry to the permitted facility to any Officer designated by the EPA for the purposes of conducting inspections or any other legitimate business of the Agency. Pursuant to Section 38 of the Environmental Protection Act, Cap. 20:05, Laws of Guyana, it is an offence to assault, obstruct or hinder an authorised person in the execution of his/her duty under the said Act or its Regulations and the Permit Holder shall be liable to penalties prescribed under paragraph (c) of the Fifth Schedule for doing so.
- 9.12 The EPA has the right to modify, cancel or suspend this Permit for breach of any of the terms and conditions contained herein.
- 9.13 **This Environmental Permit (Renewed) is not the final consent, all relevant Permissions shall be obtained from other regulatory bodies for continued operation.**
- 9.14 This Environmental Permit is effective for the period stipulated herein, **August 2023 to July, 2028.**
- 9.15 This Environmental Permit shall remain valid until **June 30, 2028**, unless otherwise suspended, cancelled, modified or varied, in accordance with the provisions of this Permit or the Environmental Protection Act, Cap. 20:05, Laws of Guyana, Environmental Protection (Amendment) Act, 2005, and the Environmental Protection (Authorisations) Regulations, 2000.
- 9.16 This Permit shall be renewed by submitting a completed Application form for Renewal of Environmental Authorisation to the Agency at least **six (6) months** before this Permit expires, that is, no later than **January 31, 2028.**
- 9.17 Any late submission of renewal application (s) after the specified date as stated above, may require the Permit Holder to pay, in addition to renewal fee, a late penalty fee (accruing at the time such obligation was first owed for renewal) at a rate of **two thousand dollars (GY\$2000.00) per day for every day late, until such renewal application is submitted to the Agency**, without prejudice to any other rights of the Permit Holder in connection therewith.
- 9.18 Failure to comply with the requirements of this Permit or with applicable laws and regulations, whether existing or forthcoming, shall render the Permit Holder liable to prosecution and to penalties, inclusive of civil penalties, injunctive relief and imprisonment, as prescribed under the Environmental Protection Act, Cap. 20:05, Laws of Guyana, the Environmental Protection Regulations and other applicable Laws of Guyana.


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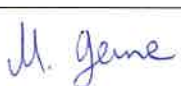
Signed by  on behalf of the Environmental Protection Agency.

Kemraj Parsram
Executive Director

Date

2023-08-08

I hereby accept the above terms and conditions upon which this Environmental Permit (Renewed) is granted and agree to abide by the Environmental Protection Act, Cap. 20:05, the Environmental Protection (Amendment) Act, 2005, and the Environmental Protection (Authorisations) Regulations, 2000, and any existing or forthcoming regulations, guidelines, best practices and standards made under this Act.

| | |
|--------------------|---|
| NAME | MOWALLY JEUNIE |
| DATE | 25 / 09 / 2023 |
| SIGNATURE |  |
| DESIGNATION | ENVIRONMENTAL OFFICER |

