



**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.

Reference No.:	20210507-MBSTV
Fees:	Extra Large (C2) – US\$3,100 per year
Total Fees Paid:	US\$15,500 for five (5) years – September 2023 to August 2028

Addressee(s): Mr Devaindra Chaitram,
Secretary
Tristar Incorporated
Versailles/Malgre Tout,
West Bank Demerara.

Activity: Construction and Operation of a Shore Base, Wharf and Fabrication Yard

Tristar Incorporated, hereinafter referred to as the “Permit Holder”, is hereby authorised in accordance with the Environmental Protection Act, Cap. 20:05, Laws of Guyana, the Environmental Protection (Amendment) Act, 2005, and the Environmental Protection (Authorisations) Regulations, 2000, for the construction and operation of a Shore Base, Wharf, and Fabrication Yard located at Track B, E and E1 being portions of Plantation Malgre Tout and Lot V 3 and Track AJV being portions of Versailles, West Bank Demerara and Plot A being parts of the Frontlands of Plantation Versailles and Malgre Tout on the West Bank of Demerara, hereinafter referred to as the “Project”, in a manner indicated in the renewal Application dated February 22, 2023, 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 applicable laws, best practices, guidelines and standards relevant to this project.

The Permit Holder, his Servants, Agents and Sub-Contractors shall comply with the following Terms and Conditions of this environmental Permit (Renewed):

1.0 GENERAL CONSTRUCTION AND OPERATION

- 1.1 Notify the Agency in writing of any proposed changes in construction of the Shore Base, Wharf, and Fabrication Yard at least **fourteen (14) days before** making the

change. The notification shall contain a **description of the proposed change in construction**. 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 construction' includes but is not limited to, any change in the nature or functioning, or an extension, of the installation, which may have consequences for the environment.

Note: For more information please see **Regulation 20** of the **Environmental Protection (Authorisations) Regulations 2000**.

- 1.2 Conduct all construction and operation activities in accordance with the approved Environmental Management Plan (EMP).
- 1.3 Ensure all employees are aware of the approved Environmental Management Plan (EMP) submitted to the Agency and their duties and responsibilities according to this Plan.
- 1.4 Adhere to requirements of **the Occupational Safety and Health Act, Cap. 99:01, Laws of Guyana**.
- 1.5 Employ or designate an employee to the role of an Occupational Health and Safety (OHS)/Environmental Officer to be responsible for the implementation and coordination of all safety requirements, and terms and conditions stipulated in this Permit, as well as compliance monitoring with the preparation of all required reports.
- 1.6 Make all employees, and third parties under your direction, aware of the conditions of the Environmental Authorisation and provide training on good environmental practices.
- 1.7 Monitor the working environment at all times for occupational hazards relevant to the specific construction and operation activities of the hotel.
- 1.8 Construction works shall not be executed between 21:00 hrs. to 06:00 hrs., on any day, close to communal areas unless, approval is sought from the EPA. This requirement does not apply for large concrete pours or asphalt laying and earth removal where work in the early morning and late evening maybe required.
- 1.9 Ensure that employees are equipped with appropriate protective gear at all times during construction activities. These include protective headgear, respirators, safety vests, safety boots, etc.
- 1.10 Ensure all employees are trained in the use of firefighting equipment, such as, fire extinguishers and understand the firefighting protocol.



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- 1.11 All plans, specifications of location, pathways, reserve and boundary lines shall be adhered to, unless otherwise authorised; evidence of which must be provided to the Agency.
- 1.12 Take necessary precautions to avoid erosion, siltation and sedimentation of the Demerara River in the vicinity of the project site during the construction phase of the project.
- 1.13 Construction and operation of activities at the project site shall be in accordance with Maritime, Sea and River Defence and Drainage & Irrigation, Laws of Guyana and any applicable guidelines.
- 1.14 Identify suitable areas for material stockpile and equipment during construction.
- 1.15 In the event that materials have to be transported to the construction site, ensure that all trucks/barges used to transport construction materials to the site are covered.
- 1.16 Avoid any road traffic hazards or unnecessary inconveniences to the general public through appropriate planning and management of the construction site.
- 1.17 Remove all construction tools, equipment, machinery, and waste material from site on the completion of construction works.

2.0 DREDGING MANAGEMENT

- 2.1 The Permit Holder shall ensure adequate treatment and proper final disposal of dredged materials.
- 2.2 Methods for excavation and dredging must be selected to minimise the suspension of sediments and destruction of benthic habitat.
- 2.3 Dredging must only be conducted for this shorebase infrastructure to create or maintain safe navigation access, channels, turning basins and berth/docks, or for environmental reasons.
- 2.4 Disposal of dredged materials into the Demerara River is **strictly prohibited**.
- 2.5 Implement all necessary measures to reduce turbidity and the release of contaminants from re-suspension of sediments in the water column and from exposure of sediments to higher oxygen levels.
- 2.6 Prior to initiation of dredging activities, materials should be sampled and characterised for their physical, chemical, biological and engineering properties to inform the evaluation of dredged materials behaviour once re-suspended and to



inform their reuse or final disposal.

- 2.7 Keep records of sampling and analysis conducted on dredge spoil.
- 2.8 Monitor siltation within a 300 meters radius both upstream and downstream of the banks of the Demerara River. Qualitative and Quantitative data should be recorded and stored.
- 2.9 Ensure that all construction dredging, maintenance dredging and dredged material disposal are handled in such a way to not negatively impact habitats or pose a significant hazard to human health and the environment.
- 2.10 Not incinerate wastes or other matter offshore, other than in an emergency, and the export of wastes or other matter, to another location for the purposes of dumping or incineration offshore, is also prohibited.

3.0 WATER AND SOIL QUALITY MANAGEMENT

- 3.1 Protect susceptible sloped surfaces with suitable revetment and appropriate cover to ensure stability of slopes and avoid erosion.
- 3.2 Maintain the integrity of the existing waterways at all times. Discharges into the environment must be in accordance with the Guyana National Bureau of Standards (GNBS) *Interim Guidelines for Industrial Effluent Discharge into the Environment*. The following are the allowable limits for this type of project and should not be exceeded:
 - pH 5.0-9.0;
 - Temperature < 40 °C;
 - Biological Oxygen Demand (BOD) < 50 mg/L;
 - Chemical Oxygen Demand (COD) < 250 mg/L;
 - Total Suspended Solid (TSS) < 100 mg/L;
 - Oil and Grease < 20 mg/L; and
 - Total Dissolved Solid (TDS) < 40 mg/L.

Monitor the parameters above on a biannual basis (*once in wet season and once in dry season*). The Agency also reserves the right to request independent analysis from a certified laboratory approved by the EPA.

- 3.3 Avoid soil and water contamination from fuel, grease, waste oils and other petroleum products that might be used at the construction site. Ensure to store all oils, fuel, paints and chemicals in a designated area, at least 100 meters away from the Demerara River.



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- 3.4 Ensure that the riverbank is cleared of debris on a regular basis to promote free flow of water.
- 3.5 Conduct refueling, maintenance and placement of equipment on an impervious base to prevent any fuel spills/leaks from contaminating the soil and surface/ground water. Oil spills should be cleaned-up by the best practicable means, to prevent any runoff into the Demerara River.
- 3.6 Adequately store and/or cover temporary stockpiles of construction materials, excavated waste and fuel in a secured designated area to prevent accidental release into the Demerara River, especially in rainy conditions. The designated area should not be placed within 10 m of the Demerara River or other water bodies.
- 3.7 Ensure construction and dredging is done to coincide with low flow periods of the Demerara River.
- 3.8 Maintain a septic tank system on site. The septic tank should not be located within 1.5 m of a building or property boundary and should be accessible for cleaning and de-sludging. Any modification to the Septic tanks must be in accordance with the Guyana National Bureau of Standards (GNBS) *Code of Practice for the Design and Construction of Septic Tanks and Associated Secondary Treatment and Disposal Systems*.
- 3.9 In the construction stage of the project, ensure that portable toilet(s) is provided where necessary for employees of the project.

4.0 NOISE ABATEMENT AND AIR QUALITY MANAGEMENT

- 4.1 Comply with the Environmental Protection (**Air Quality**) Regulations, 2000 and the Environmental Protection (**Noise Management**) Regulations 2000.
- 4.2 Comply with the Guyana National Bureau of Standards (GNBS) *Guidelines for Noise Emissions into the Environment*. Sound levels from noise-making devices should not exceed the limits below, at a distance of 15 metres (50 ft) from the source or property boundary, whichever is closer.

During Construction

- **Construction Limits:** 90 dB during the daytime (06:00 h - 18:00 h)
75 dB during the night-time (18:00 h - 06:00 h)

During Operation

- **Residential Limits:** 75 dB during the daytime (06:00 h - 18:00 h)
60 dB during the night-time (18:00 h - 06:00 h)



- 4.3 Ensure that all construction activities are done in such a manner so as to prevent, minimise, control and or avoid adverse noise nuisance to the surrounding environment.
- 4.4 Ensure that all sound-making devices, such as generators, are housed in enclosures constructed with materials of good insulation properties (e.g. hollow concrete blocks, insulation boards, solid clay bricks, etc.), equipped with silencers/mufflers to reduce the noise level; and placed on foundations properly designed to ensure effective damping of vibrations. Adequate equipment maintenance must be done and any obsolete tools and equipment replaced.
- 4.5 Ensure that the exhaust stack of each generator is at least 2 metres above the tallest building nearby, to minimise adverse fumes/soot impacts to the contiguous areas.
- 4.6 Employ dust suppression methods such as watering, erecting dust screens/fences, to control dust emissions from material stockpiles and other components of the development that would generate dust.
- 4.7 Ensure that appropriate measures are in place to minimise the impacts of air borne emissions from vehicles offloading and/or loading construction materials.
- 4.8 Comply with the *World Health Organisation (WHO) Air Quality Guidelines for Particulate Matter in the Environment*, not exceeding the limits below:
- PM_{2.5}**: 10 µg/m³ annual mean
25 µg/m³ 24-hour mean
- PM₁₀**: 20 µg/m³ annual mean
50 µg/m³ 24-hour mean
- 4.9 Comply with the *World Health Organisation (WHO) Air Quality Guidelines for Air pollutants in the Environment*, not exceeding the limits below, and not limited to the list of pollutants:
- CO – 9ppm (8h)
 - NO₂-0.1ppm
 - VOC-100 ppm
- 4.10 Conduct Air Quality Monitoring for the parameters listed in conditions 4.8 and 4.9 on a bi-annual basis. The proposed sample points should be submitted to the EPA for approval prior to monitoring and a monitoring report should be submitted to the Agency as part submission of the required Annual Report.



5.0 FUEL AND HAZARDOUS WASTE MANAGEMENT

- 5.1 Comply with the **Environmental Protection (Litter Enforcement) Regulations, 2013 and the Environmental Protection (Hazardous Waste Managament) Regulations, 2000.**
- 5.2 At all times utilise the best practicable means of handling, storing and disposing of all waste materials.
- 5.3 Promote proper solid waste management and disposal practices on site.
The Demerara River and project site and surrounding areas shall not be littered with any form of wood, concrete, plastic, glass and metallic waste or any form of waste that will affect humans, flora and fauna and related biodiversity;
Place covered garbage receptacles at strategic locations;
Dispose of solid waste at an approved waste management facility, dumping of waste (Domestic and Construction) into the Demerara River is strictly **prohibited**; and
Reuse, recycle and compost waste material as much as practicable.
- 5.4 Domestic waste should be placed in covered receptacles and disposed by a competent disposal company.
- 5.5 Reuse waste material where practical as land-filling material for the revetment of the general compound surroundings. However, this must be done in an aesthetic and controlled manner. The Demerara River and or bank should not be littered with any form of wood, concrete, plastic, glass and metallic waste or any form of waste that will affect humans, flora and fauna and related biodiversity.
- 5.6 Dumping of waste (Domestic and Construction) into the Demerara River is strictly **prohibited**. Waste, inclusive of waste oil and/or fuel, should not be stored within 100 meters of the river.
- 5.7 Ensure that there is provision of adequate means of receiving and managing effluents and wastes to meet the needs of the project.
- 5.8 Ensure regular training is scheduled on simulated spill incident and response exercises for response personnel; spill alert and reporting procedures; deployment of spill control equipment, and the emergency care/treatment of people and animals impacted by the spill.
- 5.9 Hazardous waste shall be treated and/or disposed by an EPA authorised Hazardous Waste Disposal Facility. All hazardous waste treatment and disposal shall be documented on a Waste Manifest Form which shall be submitted to the EPA as a component of the Annual Report.

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- 5.10 Conduct refuelling, oil changes and maintenance of equipment on an impervious base.
- 5.11 Spill equipment shall be available and utilised for containing and mitigating spills from fuel, waste oils, lubricants, paints, etc.
- 5.12 Limit access to hazardous waste storage areas to only employees who are authorised and have received proper training to execute emergency response protocols in the event of a spill.
- 5.13 Designate an area for the storage of fuel, used oil, washing detergents, sanitisers and other hazardous materials. Hazardous materials/ waste storage areas shall be clearly labelled and secured. The following warning signs shall be clearly posted:
“Hazardous Waste Storage Area”
Danger - “Authorised Personnel Only”
No eating, drinking or smoking
- 5.14 Hazardous waste shall be contained in bunded/kerbed storage areas. These areas shall adhere to the following requirements:
Be situated in low traffic areas;
No interceptor drains shall be constructed; and
Be bunded to provide 110% containment of the largest volume of hazardous materials stored therein.
- Hazardous waste shall be stored in containers appropriate for the waste stream; that is: sealed plastic containers for water-based waste and sealed metal containers for solvents and petroleum-based products and oil and oily absorbents.
- 5.15 Hazardous waste/materials storage containers shall be inspected weekly for signs of leakage, deterioration or corrosion, and damaged containers shall be replaced immediately. Inspection reports shall be maintained and signed by a qualified inspecting officer and his/her supervisor.
- 5.16 Designate an area for the storage of First Aid Kit(s); Washing detergents; and Sanitizers (J’s Fluid, Pine Sol, etc.) for the project.

6.0 EMERGENCY MANAGEMENT

- 6.1 Obtain approval from the Guyana Fire Service and provide fire protection measures such as fire extinguishers and sand buckets in accordance with this approval.
- 6.2 Ensure the Fire Safety Certificate is renewed annually and all firefighting equipment are maintained and serviced regularly. Fire Safety Certificate should be submitted to



officers upon request during compliance inspection and in the Annual Report.

- 6.3 Ensure all employees are trained in the use of firefighting equipment, such as, fire extinguishers and understand the firefighting protocol.
- 6.4 Ensure an updated Evacuation Plan is maintained and posted at strategic locations.
- 6.5 Ensure all employees are aware of the Emergency Response Plan, Management Plan (EMP) and their duties and responsibilities according to these plans.
- 6.6 Ensure at all times the working environment is monitored for occupational hazards relevant to the specific construction activities of the project.

7.0 COMPLIANCE MONITORING AND REPORTING

- 7.1 Strictly comply with any lawful directions given by the Agency from time-to-time in furtherance of the implementation of any international or other obligation for the environmental protection of Guyana.
- 7.2 Monitor the implementation of the conditions of this Environmental Permit (Renewed), insofar as they involve adherence by employees and all third parties under your direction.
- 7.3 Report to the Agency any non-compliance(s) with this Environmental Permit (Renewed):
- 7.4 Within twenty-four (24) hours of the time the Holder of this Environmental Permit (Renewed) becomes aware of the non-compliance, with the anticipated manner in which it may endanger human health or the environment may be impacted.
- 7.5 Within seventy-two (72) hours of the time the Holder of the Environmental Permit (Renewed) 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.
- 7.6 Submit an Environmental Annual Report to the EPA on your compliance with this Environmental Permit (Renewed) on or before March 31, each year.
- 7.7 Notify the EPA within twenty-four (24) hours of the occurrence of any environmental emergencies (e.g., oil spills, hazardous materials/wastes spill, 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).

- 7.8 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.
- 7.9 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.
- 7.10 It is the responsibility of the Permit Holder to ensure the permitted activity and premises are secured and that all practicable steps necessary to prevent fires, explosions, leaks or suspected leaks and spills at the permitted premises are taken.

8.0 INSTITUTIONAL AUTHORITY/LIABILITIES

- 8.1 The Permit Holder shall be strictly liable for any loss or damage to the environment through any act caused intentionally or recklessly, through the adverse effect of any discharge or release, or cause or permit the entry of pollution, contaminant in any amount, concentration or level in excess of that prescribed by the regulations or stipulated by this Construction Permit, which are attributed to the Project, pursuant to s. 39 and s. 19 (1) and (2) of the Environmental Protection Act, Cap. 20:05, Laws of Guyana.
- 8.2 The EPA reserves the right to review/amend the conditions and fees attached to this Permit, which also includes the review and/or amendment of Permit Fees in consideration of any changes in fee structure as determined by the Agency for projects of this nature.
- 8.3 The Permit holder shall be guilty of an offence in accordance with s. 39 (1), (2), (3) and (4) of the Environmental Protection Act, Cap. 20:05, Laws of Guyana, which attribute liability for causing material or serious environmental harm by polluting the environment intentionally or recklessly and with the knowledge that material and/or serious environmental harm will or might result. If found guilty of an offence the Permit Holder shall be liable to the penalties prescribed under the said Act.
- 8.4 The Permit Holder shall compensate any Party who suffers any loss or damage as a result of the attributed Project (See: s. 19 (3)(e) of the Environmental Protection Act, Cap. 20:05, Laws of Guyana).
- 8.5 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.
- 8.6 The Permit Holder shall be liable of any gross negligence or willful misconduct caused by the Permit Holder, his Servants and/or Agents, to the environment, biodiversity,



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- protected species and natural habitat with respect to any release, discharge, or spill, of contaminant fluids, oil or lubricants.
- 8.7 The EPA shall notify the Permit Holder immediately of any written claim or notice sent by any Complainant seeking loss or damage for negligence as a result of the Permit Holder lack of due care and diligence.
- 8.8 Should the Permit Holder contravene or is likely to contravene any condition of this Permit, the Agency (EPA) may serve on him an enforcement notice in accordance with s. 26 of the Environmental Protection Act, Cap. 20:05, Laws of Guyana.
- 8.9 Where it appears to the Agency that the Permit Holder is engaged in any activity that may pose serious threat to natural resources or serious pollution of the Environment or any damage to public health, issue to the Permit Holder a Prohibition Notice, which may order him to immediately cease the offending activity, in accordance with s. 27 of the Environmental Protection Act, Cap. 20:05, Laws of Guyana.
- 8.10 The EPA reserves the right to conduct regular inspections of the Permit Holder's construction 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.
- 8.11 The Permit Holder, His Servants, Agents and/or Sub-Contractor(s) 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 s.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.
- 8.12 The EPA shall have the right to cancel or suspend this Permit for breach of any of the terms and conditions contained herein.
- 8.13 This Construction Permit is effective for the period stipulated herein, **September 2023 to August 2028**.
- 8.14 This **Construction Permit** shall remain valid until **August 31, 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.
- 8.15 This Permit must be renewed by submitting a completed *Application Form for Renewal of Environmental Authorisation* to the Agency at least six months before this



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Permit expires, that is no later than **March 31, 2028**.

- 8.16 Any late submission of renewal application(s) after the specified date as stated above, the Agency may require the Permit Holder to pay, in addition to renewal fees, 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 business day late**, until such renewal application is submitted to the Agency, without prejudice to any other rights of the Permit Holder in connection therewith.
- 8.17 Failure to comply with the requirements of this Permit shall render the Permit Holder liable to prosecution and to civil penalties and/or injunctive reliefs prescribed under the Environmental Protection Act, Cap. 20:05, Laws of Guyana, the Environmental Protection (Amendment) Act, 2005, and the Environmental Protection Regulations, including under any existing and forthcoming regulations made under the said Act or any other applicable Laws of Guyana.

Signed by Shanfah Lagach on behalf of the Environmental Protection Agency.



Date 2023.10.26

I hereby accept the above Terms and Conditions upon which this Construction Permit is granted and agree to abide by the Environmental Protection Act, Cap.20:05, Laws of Guyana, the Environmental Protection (Amendment) Act, 2005, the Environmental Protection (Authorisations) Regulations, 2000, and any forthcoming regulations, best practices, guidelines and standards made under this Act.

NAME:	
SIGNATURE:	
DESIGNATION:	
DATE:	





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29 Oct 63 Nov-23
THE ENVIRONMENTAL PROTECTION AGENCY
on 10/29/63

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6197.0N1

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Received From:

The Sum of: Three million two hundred and
six thousand one hundred and
forty only per cent.

\$ 3261975.00

For: Environmental Permit \$200.00

Yard. - (5) years Sept 2023 -
August 2028

PAID	Cash	Cheques	Wire Transfer	Balance due

Cash Cheques

Amt. \$

Signature:

Frank

