

ACTION NO. 61

IN THE MATTER of an application for leave to apply for
Judicial Review

AND

IN THE MATTER of a Decision of the National
Environmental Appraisal Committee made on
Friday, November 9th, 2001 to approve an
Environmental Impact Assessment by Belize
Electric Company Limited

AND

IN THE MATTER of a Decision of the Department of the
Environment or of the National Environmental
Appraisal Committee made on Friday, November 9th
2001 to grant environmental clearance to the Maca
River Upstream Storage Facility Project

AND

IN THE MATTER of the Environmental Protection Act,
Chapter 328 of the Laws of Belize, Revised Edition
2000, and the Regulations made thereunder

THE QUEEN

And

THE DEPARTMENT OF THE ENVIRONMENT
BELIZE ELECTRIC COMPANY LIMITED -

Respo
ndents

EX PARTE, BELIZE ALLIANCE OF
CONSERVATION NON GOVERNMENTAL
ORGANIZATIONS (BACONGO) - Applicant

I, Grainne Ryder of 58 Rhydwen Ave., Scarborough, Ontario
Canada,

MAKE OATH AND SAY as follows:

1. I am the Policy Director at Probe International with offices at 2
Brunswick Avenue, Toronto, Ontario, Canada.
2. Probe International is a non-governmental organization that
monitors the environmental and economic impacts of development
projects financed through foreign aid. I am authorized by Probe

Belize.

4. On the 27th October 2000 I received a response from CIDA which attached copies of a document entitled "Contribution Agreement" and therein expressed to be between "*the Government of Canada represented by the Minister for International Cooperation acting through the Canadian International Development Agency (hereinafter "CIDA"), and Agra-Inc., represented by an authorized signatory (hereinafter "the Firm").*" A copy of the response letter from CIDA is now produced and shown to me and marked **G.R.(1)** for identification.
5. Agra-Inc. is a Canada-based company. It was merged with AMEC sometime in February 2000 and there was a joint news release in Toronto announcing the merger on 16th February 2000.
6. A copy of the said Contribution Agreement is now produced and shown to me and marked **G.R.(2)** for identification. A copy of this news release is now produced and shown to me and marked **G.R.(3)** for identification.

In the exhibited Contribution Agreement the number stenciled in the right hand corner of certain pages indicates where information has been severed.

8. The amount of \$249,378 Canadian dollars was increased to approximately \$446,000.00 when CIDA additionally funded AMEC to conduct, inter alia, a public consultation on the Chalillo dam project.
9. Probe International has also ascertained that the Natural History Museum of London was retained to do the wild life studies for the Chalillo EIA at a cost of US\$40,000.00.

that it is intended to use this affidavit at the hearing of the application for
Judicial Review.