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IN THE SUPREME COURT OF BELIZE, A.D. 2002

Action No. 61

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

AND

IN THE MATTER of the decision by the National Environmental
Appraisal Committee on the 9th day of November 2001 to
grant "environmental clearance" to the Macal River upstream
Storage Facility project conditioned upon the development
of an Environmental Compliance Plan (ECP).

AND

IN THE MATTER of the Decision of the Government of Belize to
commence building a road as part of the construction of
the Macal River Upstream Storage Facility site pursuant to
their obligation under the Third Master Agreement

AND

IN THE MATTER of the Environmental Protection Act Chapter 237
of the Laws of Belize, Revised Edition, 2000

THE ATTORNEY GENERAL
DEPARTMENT OF ENVIRONMENT
MINISTRY OF NATURAL RESOURCES,
ENVIRONMENT, COMMERCE AND
INDUSTRY

RESPONDENTS

and

Ex parte BELIZE ALLIANCE OF
CONSERVATION NGO'S

APPLICANT

AFFIDAVIT

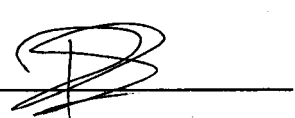
I DAWN SAMPSON of #1256 Coral Grove, Belize City, Belize
Corporate Public Relations Officer HEREBY MAKE OATH AND SAY as
follows:

1. I am employed with Belize Electricity Limited ("BEL") as Public
Relations Officer and at times perform work for Belize Electric
Company Limited ("BECOL") in public relations and in particular
with its Chalillo Unit.
2. In pursuance of my duties above I have custody and charge of
records on public relations in connection with the Macal River
Upstream Storage Facility Project (the "MRUSF").

Began work at BEL Nov. 2000

Becol's PR programme is not NEAC consultation process to Rep.

3. Since before the year 2000 BEL and BECOL have organized and held meetings and forums, produced releases to the public both through the print and the electronic media, set up displays including booths at trade or business fairs, established a web page for information, produced booklets and taken other steps in the process of providing information to and engaging and consulting with the public on the MRUSF.
4. A list of some of the said steps taken and events held together with attachments related thereto is exhibited hereto marked "DS1".
5. On the 14th of January 2000 BEL representatives participated in the Third National Symposium on the State of the Environment organized by the Department of the Environment including particularly a panel and public discussion on the MRUSF.
6. BACONGO issued and Lynn Young the Chief Executive Officer of BEL accepted an invitation to participate in and make a presentation in a forum on renewable energy held on the 31st of August 2001. *where, what?*
7. The first notice that we caused to be published advising of the submission of the Environmental Impact Assessment study ("EIA") did not contain the notification that the EIA was available for public viewing in libraries in various Towns and Cities across the country. The following week BECOL inserted this notification and republished the notice. The Notices were published in four newspapers having wide circulation in Belize and were also sent to television stations.
8. The EIA's were left at the libraries and have not been removed by BECOL.

SWORN by DAWN SAMPSON)
 At *Belize City*)
 On the *20th* day of April 2002) 

Before me,
AUDREY GRINAGE
Audrey Grinage

This Affidavit is filed on behalf of the Respondents the Department of the Environment and Belize Electric Company Limited.