



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 a decision by the National Environmental
Appraisal Committee made on Friday, November 9, 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 Macal 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

DEPARTMENT OF ENVIRONMENT

BELIZE ELECTRIC COMPANY

LIMITED

RESPONDENTS

and

Ex parte BELIZE ALLIANCE OF

CONSERVATION NON GOVERNMENTAL

ORGANIZATIONS (BACONGO)

APPLICANT

AFFIDAVIT

I ICILDA HUMES of #37 Lords Bank, Belize District, Belize Environmental
Officer HEREBY MAKE OATH AND SAY as follows:

Since July of 2001 I have been employed as an Environmental Officer at the Department of the Environment and am now the Head of the EIA and Project Evaluation Unit.

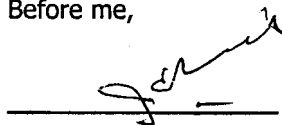
2. During the time of consideration of the Environmental Impact Assessment (the "EIA") study for the Macal River Upstream Storage Facility (the "MRUSF") by the National Environmental Assessment Committee ("NEAC") I was the person responsible for taking notes and preparing Minutes of the Meetings.
3. The meetings of NEAC for consideration of the EIA took place on the 24th of October 2001, the 8th of November 2001, and the 9th of November 2001.
4. I exhibit hereto marked IH1a, IH1b, and IH1c the drafts of the Minutes of the Meetings which I have prepared.
5. The meetings were lengthy and the draft minutes are not intended to be exhaustive of the discussions and proceedings of the meetings.
6. The draft minutes have been circulated to members of NEAC but have not yet been approved at any meeting.
7. During the period that the EIA was under consideration approximately ten thousand letters of the same wording and with subject matter designated "Reject the Chalillo Dam" were sent by e-mail to the Department of the Environment. I exhibit hereto marked "IH2" a sample of the letter.
8. I had been printing the letters when I noted that they had the same wording except that they were signed by different persons and therefore I programmed the computer to send such further incoming letters to a delete file in such a way that we could monitor the amount which came in.
9. A copy of the letter was placed in our public comments file.

SWORN by ICILDA HUMES)

At Belmopan, Cayo District)
On the 12 day of April 2002)



Before me,



J.L. CASTILLO
Commissioner of the
Supreme Court

This Affidavit is filed on behalf of the Department of the Environment and the Ministry of Natural Resources.