

ENVIRONMENTAL DOCUMENTS REGULATIONS, 2020

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**ENVIRONMENTAL PLANNING AND PROTECTION
ACT, 2019
(NO. 40 OF 2019) ENVIRONMENTAL
DOCUMENTS REGULATIONS, 2020**

The Minister, in exercise of the powers conferred by section 65 of the Environmental Planning and Protection Act, 2019 (*No. 40 of 2019*), makes the following Regulations —

PART I - PRELIMINARY

1. Citation.

These Regulations may be cited as the Environmental Documents Regulations, 2020.

2. Interpretation.

In these Regulations —

“**Act**” means the Environmental Planning and Protection Act, 2019;

“**Administrative Order**” means an order made under section 48(1) of the Act.

“**Cease and Desist**” means a document issued by the Director to an individual or company to immediately stop an activity that is harmful to the environment and where a Certificate of Environmental Clearance has not been granted;

“**Certificate of Environmental Clearance**” means the certificate granted pursuant to regulation 10 within the Environmental Impact Assessment Regulations;

“**Compliance**” means adhering to approved Environment Management Plan and Environmental Clearance Conditions;

“**Closed Area**” means an area designated by the Minister within or outside an environmentally sensitive area;

“**Closed Area Order**” means an order made under section 24 (1) of the Act.

“**Closed Area Sign**” means a sign erected pursuant to section 24 of the Act.

“**Documents**” means any issued or published text served under the Act or Regulations made thereunder;

“Environmental Plan” means a plan developed in accordance with environmental best practices pursuant to section 13 of the Act.

“Environmental Restoration Order” means an order made under section 36 of the Act.

“Environmentally Sensitive Areas and Species” means an order made under section 23 of the Act.

“Environmentally Sensitive Area and Species notice” means a notice issued under section 23 of the Act.

“Historical Pollution notice” means a notice issued under section 28 of the Act.

“Lack of compliance notice” means notice issued under section 15(1) of the Environmental Impact Assessment Regulations;

National Environmental Policy Framework” means a framework developed pursuant to section 15 of the Act.

“Notice of amendment of National Environmental Policy Framework” means notice issued under section 15(6) of the Act.

“Notice of protection and control, etc. of non-protected wildlife” means notice issued under section 22 of the Act.

“Notice of public consultation” means notice issued under section 8(1) of the Environmental Impact Assessment Regulations.

“Notice of violation” means notice issued under section 47(1) of the Act.

Pollutant means “dredged spoil, solid waste, incinerator residue, sewage, garbage, sewage sludge, munitions, chemical wastes, biological materials, radioactive materials, heat, wrecked or discarded equipment, rock, sand, cellar dirt and industrial, municipal, and agricultural waste discharged into water, air or land.”

“Pollution Control Permit” means a permit granted under section 26 of the Act.

“Power of Entry” means a document issued under section 43(2) of the Act.

PART II – NOTICES

Procedures for notices

3. Notice of Amendment of National Environmental Policy Framework.

- (1) The Director shall give notice to the public of the intention to amend the policy framework by publishing the notice –
 - (a) in the Gazette; and
 - (b) in at least two daily newspapers in general circulation in The Bahamas no less than three times, over a period not exceeding twenty one days.
- (2) The notice issued in accordance with sub-section (1) shall provide –
 - (a) a description of the proposed amendment and the reasons for the proposal;
 - (b) the manner in which submissions on the proposed amendment may be made;
 - (c) the closing date for submissions; and
 - (d) the address where submissions should be sent.
- (3) The Minister shall upon approving the amendment –
 - (a) publish a notice as to the effective date of the amendment to the policy framework; and
 - (b) cause a copy of the amended policy framework to be lodged in the environmental registry.

4. Notice of the protection and control, etc. of non-protected wildlife

- (1) The Minister may, by notice publish in the Gazette, prohibit or restrict, either indefinitely or for period specified in the notice, any hunting or removal of any flora or fauna specified in the notice in or from an area defined in the notice, where the Minister considers necessary for –
 - (a) the control of the spread disease;
 - (b) the protection of human life and property;
 - (c) the conservation and management of flora and fauna; or
 - (d) biodiversity

5. Notice for the liability for historical pollution

- (1) If any person is found to have polluted any part of the environment before the coming into force of this Act, the Director may, by notice, require such person to take such measures to rehabilitate the environment in the manner in the notice.
- (2) A person who, in accordance with this section, is found to be solely or partly responsible for pollution may appeal to a Supreme Court Justice in chambers within 28 days of the date of the service of the notice issued under 5(1).

6. Notice of violation

- (1) Where the Director reasonable believes that a person has committed an offense under the Act or any regulations made thereunder the Director shall cause a written notice of violation to be served on such person in the form determined by the Director, which shall include –
 - (a) a request that the person makes such modification to the activity within a specified time as may be required to allow continuation of the activity; and
 - (b) an invitation to the person to make representations within a specified time to the Director concerning the matters specified in the notice.

7. Notice of public consultation

- (1) The Department shall give to the general public and interested parties, no less than two weeks' notice of a consultative process to be conducted by a project proponent regarding a proposed project.
- (2) A notice issued under subsection (1) shall —
 - (a) state the name of the project proponent and the area in which the proposed project is to be carried out;
 - (b) state the date and time of the consultative process;
 - (c) state the location of the consultative process;
 - (d) provide a description of the project;
 - (e) invite written comments from the general public and interested parties with respect thereto.

8. Lack of compliance notice

Upon the completion of the consultative process, the project proponent shall prepare and submit electronically and in writing the EIA, EMP or any such document as requested by the Director.

- (1) If the Department determines that the project is not in compliance with the EMP and Environmental Clearance Conditions, the Department shall notify the Project Proponent of the deficiencies identified in the project.
- (2) The Project Proponent may address the deficiencies in the project identified by the Department and request that the Department conduct a new inspection and review of the project thereafter.
- (3) Any person who having received a notice under regulation 15 fails to remedy the deficiencies identified commits an offence and is liable to a penalty stipulated under section 60 of the Act.

PART III – ORDERS

Procedures for Orders

9. Designation of environmentally sensitive areas and species

- (1) The Minister may by order, designate –
 - (a) an area of land within The Bahamas to be an environmentally sensitive area; or
 - (b) any species of living plant or animal as an environmentally sensitive species,that requires special protection to achieve the objects of this Act.
- (2) An order made under subsection (1) shall include –
 - (a) a comprehensive description of the area or species to be so designated;
 - (b) the reasons for such designation
 - (c) the specific limitations on use of or activities within such area or with regard to such species which are required to adequately protect the identified environmental concerns.

10. Designation of closed areas order

- (1) The Minister may, from time to time, designate, by order, a closed area within or outside an environmentally sensitive area if he considers it necessary for the survival of any biological resource, genetic material, ecosystem or endangered species located in such area.

- (2) An order made under subsection (1) shall include –
 - (a) a comprehensive descriptive of the area so designated;
 - (b) the reasons for such designations;
 - (c) the specific limitations on use of or activities within such area or with regard to such biological resource, genetic material, ecosystem or endangered species which are required to adequately protect the identified environmental concerns.

11. Environmental restoration order

- (1) The Director may, in respect of a matter relating to the management of the environment, issue and serve on a person an environmental restoration order –
- (2) An order issued under subsection (1) shall –
 - (a) require the person on whom it is served to restore the environment as near as he can to the state it was in before the taking of the action which is the subject of the order;
 - (b) prevent the person on whom it is served from taking any action which would or is reasonably likely to cause harm to the environment; and
 - (c) in accordance with an administrative civil assessment

12. Administration Order

- (1) The Director may issue an administrative order where a person –
 - (a) fails to make representation to the Director as required under section 6(1)(b) within the time specified within the notice; or
 - (b) is unable to resolve with the Director all matter specified in the notice.
- (2) An administrative order shall, where appropriate –
 - (a) Specify details of the violation of anything required under the Act or any regulations thereunder;
 - (b) Direct a person to immediately cease and desist in the violation or specify a date for coming into compliance;
 - (c) Direct a person to immediately remedy any environmental conditions or damages to the environment arising out of the violation or specify a date by which such remedial actions shall be completed;
 - (d) Direct a person to undertake an investigation regarding any environmental circumstances within that person's responsibility or control, including any release of a pollutant, hazardous substance or hazardous waste in the environment;
 - (e) Direct a person to perform any monitoring or record keeping activity;
 - (f) Include a proposed administrative civil assessment made by the Director; or
 - (g) Direct a person to comply with any other requirement under this Act or any regulations made thereunder.

- (3) A person served with an administrative order may –
 - (a) Elect to negotiate a consent agreement with the Director, or
 - (b) Within 28 days of the service of the administrative order, appeal the administrative order to the Minister.

PART IV – APPLICATIONS

Procedures for Applications

13. Pollution Control

- (1) A person shall, in accordance with Schedule X submit the application to the Director along with the prescribed fee for the grant of a pollution control permit.

14. Scientific Research

- (1) A person shall, in accordance with Schedule X submit the application to the Director along with a plan for the proposed operation and such other information as the Director may reasonably require in order to make a decision.

PART V – PERMITS

Procedures for Permits

15. Pollution Control Permit.

- (1) A pollution control permit shall be issued in accordance with Schedule X and subject to such terms and conditions as the Director may determine.
- (2) The Director shall monitor the performance of a person who has been granted a pollution control permit to ensure compliances with the information and description provided in the application for the permit.

16. Scientific Research Permit.

- (1) A scientific Research Permit shall be issued in accordance with Schedule X.
- (2) The Director shall only grant permission for a scientific research operation to a person who satisfies the Director —
 - (a) that he has access to, or a guarantee of sufficient fund to undertake the operations in a satisfactory manner; and
 - (b) that he has scientific competence to undertake the operations, as assured by any recognized learned society or institution of higher learning.

- (3) The Director may attach such terms, conditions and limitations to any permission granted under this section, including a requirement that the data and results of the scientific operations are shared with the Director.
- (4) Without prejudice to the generality of subsection (3), the Director may attach to permission granted under this section for bioprospecting operations, such terms, conditions and limitations concerning the ownership of intellectual property and sharing of financial returns from the commercialization of products derived for the biological diversity of The Bahamas, as the Director considers appropriate in the public interest.

PART VI – ANY OTHER DOCUMENTS

Procedures for issuance of documents

17. Cease and Desist

- (1) A cease and desist document shall be issued by the Director in accordance with sixteenth schedule.

18. Certificate of Environmental Clearance

- (1) A Certificate of Environmental Clearance shall be issued by the Director in accordance with the Schedule 3 of the Environmental Impact Assessment Regulations.

19. Closed Area Sign

- (1) The Director shall cause to be erected at a closed area a sign that includes-
 - (a) the period of time for which the area is so designated as closed;
 - (b) the reasons for the closure of the area; and
 - (c) the activities that are prohibited within the closed area.

20. Environmental Plans

- (1) The Director, in consultation with any other relevant Ministry or government body, shall develop plans in accordance with environmental best practices for –
 - (a) The sustainable use and management of water resources, including –
 - i. Surface water management plans; and
 - ii. Ground water management plans;
 - (b) The Management of Natural Resources, including wetlands and

coral reefs, which shall take into account –

- i. identification and mapping;
 - ii. inventory of the resource and its capabilities, whether that is air, land or water; and
 - iii. such conservation and development objectives as the Director may establish;
- (c) The management of closed areas and environmentally sensitive areas.
- (2) A plan developed under sub-section 1 shall –
- (a) Be laid before the House of Assembly at least once every three years;
 - (b) Be updated from time to time; and
 - (c) Take into consideration any procedures set out in this Act or any Regulations made thereunder.

21. Power of Entry

- (1) A power of entry and inspection document may be issued in accordance with fourteenth schedule enth.

FIRST SCHEDULE

(regulation 3(1))

**DEPARTMENT OF ENVIRONMENTAL PLANNING AND PROTECTION
NATIONAL ENVIRONMENTAL POLICY FRAMEWORK NOTICE**

Pursuant to Section 15 within the Act, the Director of the Department of Environmental Planning and Protection gives notice to the public in accordance with Section 15 (6) of the Act on the proposed amendment of

_____ [provide description] and the indicated reasons:

_____.

Submissions may be made [state manner in which submissions should be presented] and sent to: _____ no later than _____.

Dated this _____ day of _____ 20

SECOND SCHEDULE

(regulation 3(3))

DEPARTMENT OF ENVIRONMENTAL PLANNING AND PROTECTION NATIONAL ENVIRONMENTAL POLICY FRAMEWORK NOTICE

Pursuant to Section 15 within the Act, the Minister of the Environment in accordance with Section 15(8) of the Act gives notice to the public of the approval of the proposed amendment of _____ to the National Environmental Policy Framework.

The amendment shall take effect on the ____ day of _____ 20__. The public and interested parties are advised that a copy of the amended Policy Framework will be placed in the Environmental Registry of the Department of Environmental Planning and Protection.

Dated this _____ day of _____ 20

Minister responsible for the Environment

THIRD SCHEDULE

(regulation 4)

**DEPARTMENT OF ENVIRONMENTAL PLANNING AND PROTECTION
PROTECTION AND CONTROL, ETC. OF NON-PROTECTED WILDLIFE**

Pursuant to Section 22 Act, the Minister of the Environment gives notice to the public of the _____ [state prohibiting or restriction] of _____ [hunting or removal of any flora or fauna] in or from _____ [state the area/location] for a _____ period [state period of time or indefinitely].

Dated this _____ day of _____ 20

Minister responsible for the Environment

FOURTH SCHEDULE

(regulation 5)

DEPARTMENT OF ENVIRONMENTAL PLANNING AND PROTECTION
NOTICE OF LIABILITY FOR HISTORICAL POLLUTION

Pursuant to Section 28 within the Act, 2019, the Director of the Department of Environmental Planning and Protection gives notice to violator]_____ of _____ [state address of individual or company] for the following violation _____.

I hereby give notice to _____ [violator] _____ of _____ to take the appropriate measures to rehabilitate the environment [list measures]:

Dated this ____ day of _____ 20

Director

Department of Environmental Planning and Protection

FIFTH SCHEDULE

(regulation 6)

DEPARTMENT OF ENVIRONMENTAL PLANNING AND PROTECTION NOTICE OF VIOLATION

Pursuant to Section 47 within the Act, the Director of the Department of Environmental Planning and Protection gives notice of violation for the _____ [state activity] located on the property known as _____ [property name], situated at _____ (property address). The aforementioned unpermitted activity is an environmental offence under [state Section/Regulation] _____ of the Act.

_____ (Violator) is hereby required to make the necessary modifications listed below to the activity by _____, 20__.

_____ (Violator) is invited to make representation to the Director within twenty eight days of service of this notice concerning the matters specified in the notice.

Dated this ____ day of _____ 20

—

Director

Department of Environmental Planning and Protection

SIXTH SCHEDULE

(regulation 8)

DEPARTMENT OF ENVIRONMENTAL PLANNING AND PROTECTION NOTICE OF PUBLIC CONSULTATION

The public is hereby advised that _____ is proposing to carry out a project on _____ [island/cay]. The public is invited to participate in a public consultation meeting to be held _____ of _____ 20____, by the project proponent to hear and discuss matters relating to the proposed project. The consultation meeting will be held at/via _____.

A general description of the project is as follows:

The project environmental document(s) are available on _____ [state where the public can view/access the document].

The general public and interested parties are invited to submit written comments to the Department of Environmental Planning and Protection at _____ [state email address or location] with respect to the proposed project.

SEVENTH SCHEDULE

(regulation 15)

**DEPARTMENT OF ENVIRONMENTAL PLANNING AND PROTECTION
LACK OF COMPLIANCE NOTICE**

Pursuant to Regulation 15 of the Environmental Impact Assessment Regulations, 2020, the Department gives notice to _____ [state name of project proponent] for the lack of compliance with _____ [state name of EMP, include ref number of CEC] where the project proponent for the project known as _____ and located on _____ [island/cay].

The noncompliance is attributed to the identified deficiencies:

The Project Proponent is required address the deficiencies in the project identified by the Department by ____ day of _____ 20____

Dated this ____ day of _____ 20____

Director
Department of Environmental Planning and Protection

EIGHTH SCHEDULE

(regulation 9)

DEPARTMENT OF ENVIRONMENTAL PLANNING AND PROTECTION DESIGNATION OF ENVIRONMENTALLY SENSITIVE AREAS AND SPECIES

(NO. X of 2019)

**ENVIRONMENTAL PLANNING AND PROTECTION (DESIGNATION OF
ENVIRONMENTALLY SENSITIVE AREAS AND SPECIES)**
(_____), 20XX

In exercise of the powers conferred on me by section 23 (1x) of the Environmental Planning and Protection Act, 2019, I HEREBY make the following Order –

1. Citation and duration

(1) This Order may be cited as the Environmental Planning and Protection Act, 2019) (Designation of Environmentally Sensitive Area and Species) (_____) Order, 20XX

(2) This Order shall come into force on the _____ day of _____, 20XX, and shall expire on the _____ day of _____, 20XX.

2. “Name of Area or Species designated”

3. Specific limitation(s)

Made this _____ day of _____, 20XX.

Signed

Minister responsible for the Environment

NINTH SCHEDULE

(regulation 10)

**DEPARTMENT OF ENVIRONMENTAL PLANNING AND PROTECTION
DESIGNATION OF CLOSED AREA**

(NO. X of 2019)

**ENVIRONMENTAL PLANNING AND PROTECTION
(DESIGNATION OF CLOSED AREAS)**

(_____) , 20XX

In exercise of the powers conferred on me by section 24 (1) of the Environmental Planning and Protection Act, 2019, I HEREBY make the following Order –

1. Citation and duration

(1) This Order may be cited as the Environmental Planning and Protection Act, 2019) (Designation of Closed Area (_____) Order, 20XX

(2) This Order shall come into force on the _____ day of _____, 20XX, and shall expire on the _____ day of _____, 20XX.

2. “Name of Closed Area Designated”

3. Specific limitation(s)

Made this _____ day of _____, 20XX.

Signed

Minister responsible for the Environment

TENTH SCHEDULE

(regulation 11)

Environmental Planning and Protection (Environmental Restoration) Order, 2020

Arrangement of Orders

Order

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DRAFT

ENVIRONMENTAL PLANNING, AND PROTECTION ACT, 2019
(No. XX of 2019)
ENVIRONMENTAL PLANNING AND PROTECTION (ENVIRONMENTAL
RESTORATION) ORDER 20XX

In exercise of the powers conferred on me by section 36 (2) the Environmental Planning and Protection Act 2019 **I HEREBY** make the following Order---

1. Citation.

This order may be cited as the Environmental Planning and Protection (Environmental Restoration) Order, 20XX.

2. Environmental Restoration of Act.

The Environmental Planning and Protection Act, 2019 shall apply to person(s) relating to the management of the environment.

Made this _____ day of _____, 2020

Director
The Department of Planning and Protection

ELEVENTH SCHEDULE

(regulation 12)

**ENVIRONMENTAL PLANNING AND PROTECTION (ADMINISTRATIVE)
ORDER, 2020**

Arrangement of Orders

Order

- 3. Citation.....2
- 4. Issue of Administrative of Act.....2

DRAFT

ENVIRONMENTAL PLANNING, AND PROTECTION ACT, 2019

(No.?? of 2019)

ENVIRONMENTAL PLANNING AND PROTECTION (ADMINISTRATIVE) ORDER 20XX

In exercise of the powers conferred on me by section 48 (2) of the Environmental Planning and Protection Act 2019 I **HEREBY** make the following Order---

3. Citation.

This order may be cited as the Environmental Planning and Protection (Issue of Administrative) Order, 20XX.

4. Issue of Administrative of the Act.

The Environmental Planning and Protection Act, 2019 shall apply to direct a person(s) where appropriate to subsection 2 of Section 48.

Made this _____ day of _____, 2020

Director

The Department of Planning and Protection

TWELVETH SCHEDULE

(regulation 14)

PART A

APPLICATION TO CONDUCT SCIENTIFIC RESEARCH IN THE BAHAMAS

ALL INFORMATION SUPPLIED WILL BE TREATED AS CONFIDENTIAL

The Government of The Bahamas reserves the right to reject any or all applications. Any variation from the project details outlined in this application will require a separate permit.

Date: _____

Proposed Research Start Date: _____

Proposed Research Completion Date:

Name of Applicant and Affiliate Institution(s):

Contact information: (Please include street and mailing address, phone number, fax number, email address)

Title of Research Project:

Last Research Project in The Bahamas (if applicable):

Project Description: Please state the purpose of research giving full details of proposed activities (submit attachments as necessary)

Is this application to continue research on an on-going project:

Yes No

Does your project intend to import export any specimens?

Yes No

If yes, please note that a permit from the Animal Import Section of the Department of Agriculture will be necessary. Please dial 1-242-325-7509 for more information

Does your project intend to Mark or Tag any Specimens?

Yes No

If Yes, please describe the method to be used and indicate the standards and procedures which are being adhered to (ie: USFWS). If not adhering to specific guidelines, please provide documentation supporting your chosen method.

Please indicate location(s) where research is to be undertaken: (attach a map of location(s) and if in possession of associated GPS Co-ordinates)

Please provide a description of carrier/vessel used to enter The Bahamas and entry/exit port:

Please list below equipment to be imported in connection with your project (for which duty free exemption is sought):

Item Description

Value

Item Description	Value
<hr/>	<hr/>
<hr/>	<hr/>
<hr/>	<hr/>
<hr/>	<hr/>
<hr/>	<hr/>

Date, port and method of arrival of the equipment listed above:

If land-based stations are required, please provide full details of location, equipment to be installed and number of part-time/full-time staff:

How will research information be used and disseminated?

Please provide the following information for each person expected to travel to The Bahamas in connection with the proposed research project. **Please also attach a Curriculum Vitae (CV) for each.**

If additional space is needed, please attach an extra sheet.

Name:

Date of birth:

Sex:

Address:

Citizenship:

Passport

Number:

Passport Expiration:

Please provide the name(s) and designation(s) of acting advisors to this project (where applicable).

Samples of any questionnaires to be used in The Bahamas should be submitted with this application.

PART B

APPLICATION TO CONDUCT SCIENTIFIC RESEARCH IN THE BAHAMAS

This application for a permit to conduct scientific research in The Bahamas is subject to the following conditions:

1. I understand that all members of the project must abide by the laws of The Bahamas, while in The Bahamas.
2. I undertake to submit to the Government of The Bahamas three (3) copies of any published material resulting from this project.
3. I agree that there shall be no commercialization of the equipment or supplies imported under the terms of the permit applied for.
4. I agree to facilitate and provide food and accommodations, etc. for an observer participant should the Government of The Bahamas wish to nominate one.
5. I agree to export all equipment, etc. imported in connection with the permit applied for immediately upon completion of the project.
6. I undertake to report to the designated authorities before commencement of the project.
7. I understand that research permit does not entitle the holder to conduct research upon private property without the permission of the occupier or owner.

8. I certify the contents of this application to be true and correct to the best of my knowledge.

9. I commit to involve Bahamians through the government, local Academia, Non-governmental organizations or the community of the proposed research in some aspect of this project for the purpose of capacity building and information sharing.

Signature of applicant

Please print name

THIRTEENTH SCHEDULE

(regulation X)

DEPARTMENT OF ENVIRONMENTAL PLANNING AND PROTECTION

Permit to conduct Scientific Research in The Bahamas

Permit Number

Date of Issue:

Valid for Period

Issued to (include name of primary applicant and name of all additional participants)

.....

Nature of
Research.....

Location(s) of
Research.....

Comments (conditions which the Department may list)

.....

Import Exemption(s) (subject to Section B, condition five (5) of the Research
Permit Application).

.....

Permission to import specimens Yes No

Permission to mark/tag specimens Yes No

Permission to export specimens Yes No

Separate Export or CITES permit Yes No

Required: (*Ministry of Agriculture*)

This permit is subject to the conditions outlined in Section B of the application; attached, and is only valid for the person(s), location(s) and intention(s) specified on this document. If a Phytosanitary, CITES or any other export permit is required, a separate permit should be issued by the Ministry of Agriculture and Fisheries.

The Government of The Bahamas retains the right to participate in a fair and equitable sharing of benefits derived from the use of its genetic resources

Official Signature

Director, Department of Environmental Planning and Protection

Circulated to: Department of Immigration Customs Depart. Antiquities,
Monuments & Museums Corporation. Department of Agriculture Department of
Marine Resources Bahamas National Trust Royal Bahamas Police Force

FOURTEENTH SCHEDULE

(regulation X)

**DEPARTMENT OF ENVIRONMENTAL PLANNING AND
PROTECTION**

NOTICE TO ENTER ANY PREMISES

Date Issued: _____

Name of Recipient: _____

Position of Recipient: _____

Company/Organization: _____

Address of Company: _____ The
Bahamas

RE: NOTICE TO ENTER ANY PREMISES

Pursuant to the Environmental Planning and Protection Act 2019 section 43 subsection (1b) and (2), I HEREBY authorize _____ to enter upon your property for the purposes of examination and inspection. This authorization is effective from the date of this letter and valid for seven (7) working days.

Dated this ____ day of _____ 20____

Director

Department of Environmental Planning and Protection

FIFTEENTH SCHEDULE

(regulation 19)

DEPARTMENT OF ENVIRONMENTAL PLANNING AND PROTECTION

DEPARTMENT OF ENVIRONMENTAL PLANNING AND PROTECTION CLOSED AREA SIGN

The public is advised that the area known as _____ and located _____ is by Order (Environmental Planning and Protection Act)(Designation of closed areas)(_____), 20xx is closed for the _____ [reasons of closure] _____ located within the area. Activities prohibited within the closed area include:

This closure came into force on ____ day of _____ 20 xx and shall remain in effect until ____ day of _____ 20xx.

SIXTEENTH SCHEDULE

(regulation 17)

**DEPARTMENT OF ENVIRONMENTAL PLANNING AND PROTECTION
CEASE AND DESIST**

Issued to:

Project Activity:

Site/ Location:

WHERE AS:

1. You are the owner, contractor, agent or occupant of the above-mentioned site; and
2. Reports reveal that possible *[state the issue or illicit activity]* is occurring; and
3. You are not in possession of the

THEREFORE:

Pursuant to the authority of the Director as set forth in the Department of Environmental Planning Act, 2019, *[proponent, contractor, agent's name]* is hereby notified to **CEASE and DESIST** from *[state the activity]* this *[day]* of *[month]* in the year *[state the year]*.

Pursuant to *[Part 7 (S47)]* of the Department of Environmental Planning and Protection Act, 2020, failure to comply with this Notice may result in an Administrative Order being imposed. As such, further legal action may

be
taken by the Department as well as fines and penalties assessed according
to *[Part 7(S48)]* of the said Act.

NOTE:

A formal letter of explanation is required within [24/48/72] hours of receiving this notice. Copies of all permits, licenses or certificates granted for *[name of the project or said activity]* must also be submitted to the Attention of the Director. Further assessments shall be made by the Department, and applicable action taken to remediate any damage caused. Should you have any questions or concerns, please call (242) 322-4546.

Dated this ____ day of _____ 20____

Director

Department of Environmental Planning and Protection