

ANTIGUA AND BARBUDA



THE ENVIRONMENTAL PROTECTION (WOODS POND) ORDER, 2017

STATUTORY INSTRUMENT

2017, No. 77

*[Published in the Official Gazette Vol. XXXVIII No. 8
dated 22nd January, 2018.]*

Printed at the Government Printing Office, Antigua and Barbuda,
by Philip P. Ashterman, Government Printer
— By Authority, 2018.

THE ENVIRONMENTAL PROTECTION (WOODS POND) ORDER, 2017

ARRANGEMENT

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THE ENVIRONMENTAL PROTECTION (WOODS POND) ORDER, 2017

2017, No. 77

The Environmental Protection (Woods Pond) Order, 2017 made by the Minister under section 57 of the Physical Planning Act, 2003 – Act No. 6 of 2003.

Whereas the Minister is satisfied on information received from the Town and Country Planner that it is in the public interest to take such steps as are necessary to mitigate and prevent flooding of the area known as Woods Pond which poses a threat to the environment during rainstorms and hurricanes;

NOW THEREFORE, in exercise of the powers conferred upon me under section 57 of the Physical Planning Act 2003, No. 6 of 2003, I do hereby order the following:

1. Short title

This Order may be cited as the Environmental Protection (Woods Pond) Order, 2017.

2. Remedial actions

The Town and Country Planner is hereby ordered to collaborate with the Director of Public Works and the Director of the Department of Environment to—

- (a) design and develop a plan for the sustainable solution to the flooding areas along the waterway within the drainage basin from the Friars Hill Road, Woods Pond and upper watershed areas into and including the McKinnon's Pond;
- (b) undertake the construction of drainage features, unblocking of drainage conveying water within the drainage basin, including the West Indies Oil Company to the north, along Friars Hill Road, to the Woods pond, to the south, through the McKinnon's area and up to McKinnon's Pond to the west; as well as along Lauchland Benjamin Drive to the east;
- (c) expand the drainage capacity of the Woods Pond and the adjacent areas to accommodate the overflow of rainwater to prevent flooding of the Woods Mall and adjacent areas;
- (a) restrict development within 65.6ft or 20m of all watercourses and ponds in the woods pond drainage basin to maintain the natural filtration for the area and to ensure adequate hydraulic sizing of the existing watercourse and its tributaries to support the ongoing approved development within the entire watershed;

- (e) prepare an Environmental Assessment Plan of the protected area and submit it to the Minister for approval which shall include the recommendations made by the hydraulic engineer;

3. Development in conformity with the Environmental Assessment Plan

Upon publication of the Environmental Assessment Plan in the Official *Gazette*, no person shall undertake development in the area, unless such development is in conformity with the Environmental Assessment Plan prepared by the Physical Planning Officer;

4. Town and Country Planner duties

The Town and Country planner is responsible for enforcing the application of the Environmental Assessment Plan;

The Town and Country Planner shall liaise, with the Ministry of Public Works to ensure that the activities being undertaken under the United Kingdom Road Works project as well as other private and public projects in the area adhere to the recommendations made by the kengineer; and

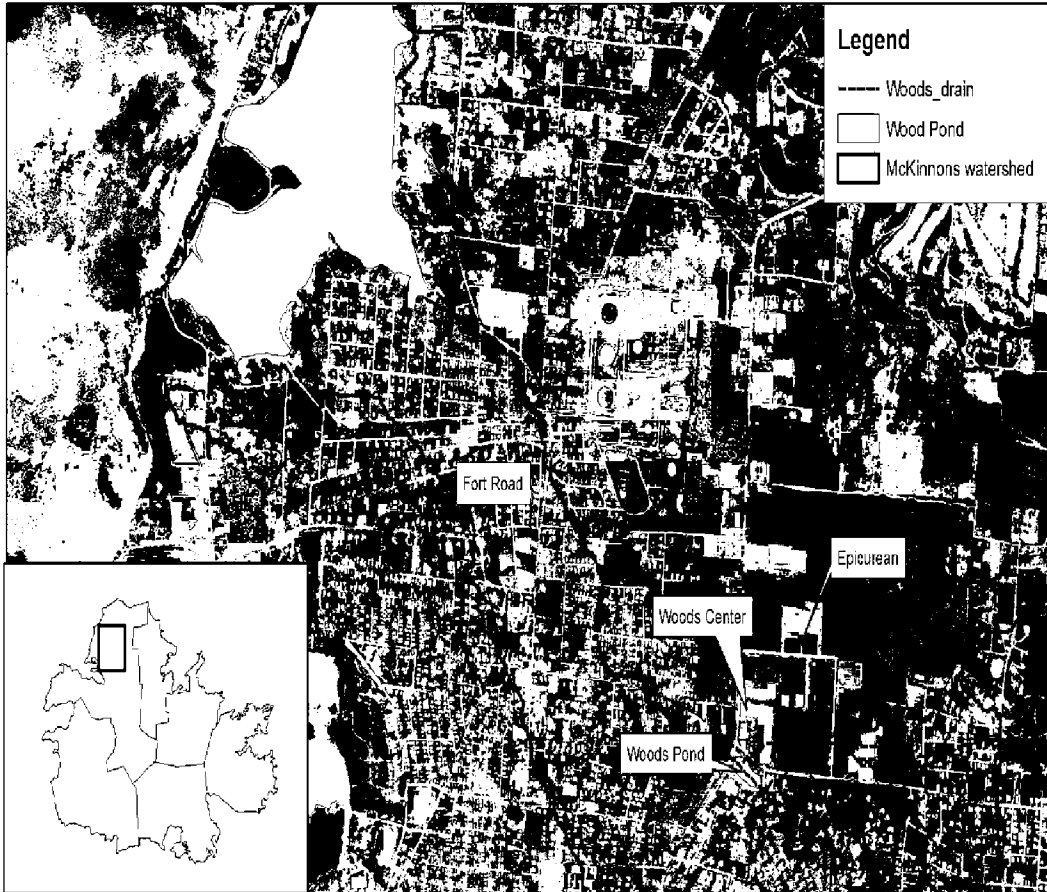
The Town and Country Planner shall, from time to time, revise the Environmental Assessment Plan and make recommendations as he considers necessary for the improvement and maintenance of the protected area.

5. Assistance and services

In carrying out the remedial measures referred to in sub-paragraph (1), the Town and Country Planner may utilize the assistance and services of such person or authority whether Government or not, as he considers appropriate.

SCHEDULE

Mckinnons Drainage



Created by: Raisa Spencer, Technical Data
Purpose: To display the waterway leading from Woods Pond
Date Created: 14 March 2017

Data sourced from the Environmental Information Management & Advisory System - EIMAS and/or data points collected in the field using GPS Technology. Base Map source: 2010. NB The drainage lines were computer generated using Arc Hydro
Published by the Department of Environment, Ministry of Health & the Environment, Government of Antigua & Barbuda



Made the 12th day of December, 2017.

Hon. Arthur Nibbs,
*Minister responsible for the
Administration of the Physical
Planning Act.*