

File No.: 4509.00

May 22, 2025

Eric St. Pierre
EHS Manager
New Flyer Industries Canada ULC
711 Kernaghan Avenue
Winnipeg MB R2C 3T4
Eric.St.Pierre@newflyer.com

Dear Eric St. Pierre:

**Re: New Flyer Industries Canada ULC - Environment Act Licence No. 2528 E RR
- Notice of Alteration Approval**

Thank you for your notice of alteration submitted March 18, 2025. The department understands you wish to expand operations to a leased warehouse at 630 Kernaghan Avenue, Winnipeg. The expansion will accommodate final assembly and completion of diesel, electric and hydrogen fuel cell buses.

The final assembly processes will include the following:

- installation of engine and drive train components
- interior finish items such as seats and interior lighting
- an 80-foot long paint booth for painting
- installation of fueling/charging stations including hydrogen fueling station
- installation of a 3500 liter above ground diesel fuel storage tank with pump.

I approve the alteration per Section 14(2) of The Environment Act with the following conditions:

- Submission of final site plan and building plan pursuant to clause 9 of the licence within 60 days of commissioning of the expanded operations.
- Submission of a roof plan with the building plan showing the location of stack/s at 630 Kernaghan Avenue.
- Submission of a revised floor plan showing the location of decommissioned paint booths at 711 Kernaghan Avenue.

All other clauses of Environment Act Licence No. 2528 E RR remain in effect. This approval is available on the public registry at
<https://www.gov.mb.ca/sd/eal/registries/index.html>.

If you have any questions regarding this approval, please contact, contact Eshetu Beshada, Senior Environmental Engineer, Environmental Approvals Branch at Eshetu.Beshada@gov.mb.ca or 204-250-1932.

For questions relating to the ongoing administration of the licence, please contact Sonja Bridges, Regional Supervisor, Environmental Compliance and Enforcement Branch at EnvCEWinnipeg@gov.mb.ca or 204-918-4271.

Sincerely,

Original Signed By
Agnes Wittmann
Director
The Environment Act

c. Eshetu Beshada
Sonja Bridges

Environment Act Licence

Loi sur l'environnement Licence

Manitoba
Conservation
Conservation
Manitoba



Licence No./Licence n° 2528 E RR
Issue Date/Date de délivrance November 8, 2001

Revised: February 12, 2002
Revised: November 4, 2003
Revised: October 13, 2004

IN ACCORDANCE WITH THE MANITOBA ENVIRONMENT ACT (C.C.S.M. c. E125)
THIS LICENCE IS ISSUED PURSUANT TO SECTIONS 10(1) AND 27(2) TO:

NEW FLYER INDUSTRIES LIMITED; "the Licencee"

for the operation of the Development being a bus manufacturing facility, located in portions of the SW ¼ of Section 5, Township 11, Range 4 EPM shown bordered pink on Plan 7048 WLTO contained within the limits bordered pink on Plan 11196 WLTO, in the City of Winnipeg, in accordance with the Proposal dated March 15, 2000, and subject to the following specifications, limits, terms and conditions:

DEFINITIONS

In this Licence,

"**accredited laboratory**" means facilities accredited by the Standard Council of Canada (SCC), or facilities accredited by another accrediting agency recognized by Manitoba Conservation to be equivalent to the SCC, or facilities which can demonstrate to Manitoba Conservation, upon request, that quality assurance/quality control (QA/QC) procedures are in place equivalent to accreditation based on the Canadian Standard Can/CSA-Z753, extension of the international standard ISO 9000, Guide 25;

"**affected area**" means a geographical area, excluding the property of the Development;

"**approved**" means approved by the Director in writing;

"**as-constructed drawings**" means engineering drawings complete with all dimensions which indicate all features of the Development as it has actually been built;

"**bus units**" means each bus manufactured, and wherein an articulated bus counts as two bus units manufactured;

****A COPY OF THE LICENCE MUST BE KEPT ON SITE AT THE DEVELOPMENT AT ALL TIMES****

"coating materials" means rust inhibitors, undercoatings, primers, base coats, top coats, clear coats or other materials containing VOCs or PAHs and used to put a protective, decorative or coloured finish on buses;

"dangerous good" means any product, substance or organism designated in the regulations, or conforming with the criteria set out in the regulations, or in any regulation adopted in accordance with The Dangerous Goods Handling and Transportation Act, and includes hazardous wastes;

"Director" means an employee so designated pursuant to The Environment Act;

"Environment Officer" means an employee so designated pursuant to The Environment Act;

"manufacturing facility" means that building at the Development where the buses are fabricated, assembled and finished;

"noise nuisance" means a continuous or repeated noise in an affected area, which is offensive, obnoxious, troublesome, annoying, unpleasant or disagreeable to a person:

- a) residing in an affected area;
- b) working in an affected area; or
- c) present at a location in an affected area which is normally open to the members of the public;

if the noise

- d) is the subject of at least 5 written complaints, received by the Director in a form satisfactory to the Director, and within a 90 day period, from 5 different persons falling within clauses a), b), or c), who do not live in the same household;

"odour nuisance" means a continuous or repeated odour, smell or aroma, in an affected area, which is offensive, obnoxious, troublesome, annoying, unpleasant, or disagreeable to a person:

- a) residing in an affected area;
- b) working in an affected area; or
- c) present at a location in an affected area which is normally open to the members of the public;

if the odour, smell or aroma

- d) is the subject of at least 5 written complaints, received by the Director in a form satisfactory to the Director, and within a 90 day period, from 5 different persons falling within clauses a), b), or c), who do not live in the same household;

"opacity" means the degree to which emissions reduce the transmission of light and obscure the view of an object in the background;

"PAH" means polycyclic aromatic hydrocarbons containing several fused (joined) rings of aromatic molecules made up only of carbon and hydrogen, and including but not limited to compounds such as:

- | | |
|-------------------------|-----------------------------|
| a) Benzo(a)anthracene | i) Dibenzo(a,j)acridine |
| b) Benzo(a)phenanthrene | j) Dibenzo(a,h)anthracene |
| c) Benzo(a)pyrene | k) Dibenzo(a,i)pyrene |
| d) Benzo(b)fluoranthene | l) 7H-Dibenzo(c,g)carbazole |
| e) Benzo(e)pyrene | m) Perylene |
| f) Benzo(g,h,i)perylene | n) Fluoranthene |
| g) Benzo(b)fluoranthene | o) Phenanthrene |
| h) Benzo(k)fluoranthene | p) Pyrene |

"particulate matter" means any finely divided liquid or solid matter other than water droplets;

"particulate residue" means that part or portion of an atmospheric emission which is deposited onto a surface;

"PM₁₀" means particulate matter with a mean aerodynamic diameter equal to or less than 10 micrometres (µm);

"PM_{2.5}" means particulate matter with a mean aerodynamic diameter equal to or less than 2.5 micrometres (µm);

"point source" means any point of emission from the Development where pollutants are emitted to the atmosphere by means of a stack;

"pollutant" means any solid, liquid, gas, smoke, waste, odour, heat, sound, vibration, radiation, or a combination of any of them that is foreign to or in excess of the natural constituents of the environment; and

- a) affects the natural, physical, chemical, or biological quality of the environment, or
- b) is or is likely to be injurious to the health or safety of persons, or injurious or damaging to property or to plant or animal life, or
- c) interferes with or is likely to interfere with the comfort, well being, livelihood or enjoyment of life by a person;

"QA/QC" means quality assurance/quality control;

"significant" means of important negative consequence as determined by an individual with demonstrated expertise who is qualified to make such judgements;

"stack" means a duct, pipe, chimney, vent, opening or other structure through which pollutants are emitted to the atmosphere;

"Standard Methods for the Examination of Water and Wastewater" means the most recent edition of Standard Methods for the Examination of Water and Wastewater published jointly by the American Public Health Association, the American Waterworks Association and the Water Environment Federation;

"VOC" means volatile organic compound;

"volatile organic compound" means any organic substance, mixture of organic substances, or the organic components of any mixture of organic and inorganic substances that participates in atmospheric photochemical reactions excluding methane, carbon monoxide, carbon dioxide, carbonic acid, metallic carbides and carbonates, ammonium carbonate and other compounds which may be exempt by the Director. In the case of surface coating formulations, this term means any coalescing or other agent which is an organic substance and evaporates from the coating during the application and drying phase; and

"wastewater" means any liquid containing a pollutant as defined in The Environment Act, associated with or resulting from the Development which is discharged into the environment.

GENERAL TERMS AND CONDITIONS

This Section of the Licence contains requirements intended to provide guidance to the Licencee in implementing practices to ensure that the environment is maintained in such a manner as to sustain a high quality of life, including social and economic development, recreation and leisure for present and future Manitobans.

1. The Licencee shall implement a high standard of equipment maintenance and good housekeeping and operational practices with respect to the Development, at all times.
2. The Licencee shall reduce the production and dissemination of wastes by initiating and maintaining waste reduction and waste recycling programs.
3. The Licencee shall, upon the request of the Director and in addition to any of the limits, terms or conditions specified in this Licence:
 - a) sample, monitor, analyze and/or investigate specific areas of concern regarding any segment, component or aspect of pollutant storage, containment, treatment, handling, disposal or emission systems, for such pollutants or ambient quality, aquatic toxicity, leachate characteristics and discharge or emission rates, for such duration and at such frequencies as may be specified;
 - b) determine the environmental impact associated with the release of any pollutants from the said Development; or
 - c) provide the Director, within such time as may be specified, with such reports, drawings, specifications, analytical data, descriptions of sampling and analytical

procedures being used, bioassay data, flow rate measurements and such other information as may from time to time be requested.

4. The Licencee shall, unless otherwise specified in this Licence:
 - a) carry out all preservations and analyses on liquid samples in accordance with the methods prescribed in the most current edition of Standard Methods for the Examination of Water and Wastewater or in accordance with equivalent preservation and analytical methodologies approved by the Director;
 - b) carry out all sampling of, and preservation and analyses on, soil and air samples in accordance with methodologies approved by the Director;
 - c) ensure that all analytical determinations are undertaken by an accredited laboratory; and
 - d) report the results to the Director within 60 days of the samples being taken.
5. The Licencee shall carry out any remedial measures, modifications, or alterations, as deemed necessary by the Director, in respect to matters authorized under this Licence.
6. The Licencee shall provide to the Director, upon request, all information required under this Licence, in writing and in such form and content (including number of copies), as may be specified by the Director.
7. The Licencee shall host quarterly meetings, at minimum, of the established Community Liaison Committee for the purpose of facilitating the exchange of information or resolving environmental issues or concerns with the residents of the area in which the Development is located.
8. The Licencee shall continue to employ an individual designated as the Licencee's Environmental Coordinator, whose job description will include assisting the Licencee in complying with the limits, terms and conditions in this Licence and assisting Senior Management of the Licencee to manage environmental issues at the Development.

LIMITS, TERMS AND CONDITIONS

Respecting Site Plans and Building Plans

9. The Licencee, within 60 days of the completion of any significant change to any physical structure at the Development which could impact an emission, shall submit to the Director:
 - a) as warranted, updated engineered and scaled as-constructed drawings of the site of the existing Development sealed by a professional engineer registered with the Association of Professional Engineers and Geoscientists of the Province of Manitoba, showing and identifying by means of a legend existing and changed: property boundaries, buildings, roadways, storage areas, parking areas, sewer

drains, off-site surface drainage discharge locations and other man made structures; and

- b) updated engineered and scaled as-constructed drawings of the plant layout sealed by a professional engineer registered with the Association of Professional Engineers and Geoscientists of the Province of Manitoba, showing and identifying by means of a legend existing and changed: work stations and process areas, equipment, ductwork and air emission control systems.

All drawings shall be of sufficient size, but no smaller than 11" by 17", so as to clearly identify all features including textual descriptions.

Respecting Air Emissions – Limits

- 10. The Licencee shall not emit from the Development:
 - a) particulate matter in any air emission that:
 - i) exceeds 0.23 grams per dry standard cubic metre calculated at 25 degrees Celsius and 760 millimetres of mercury, corrected to 12 percent carbon dioxide for processes involving combustion, from any point source of the Development;
 - ii) exhibits a visible plume with an opacity of greater than 5 percent at any point beyond the property line of the Development; or
 - iii) results in the deposition of visible particulate residue at any time beyond the property line of the Development; or
 - b) particulate matter from any point source with an opacity that equals or exceeds:
 - i) 20 percent as the average of any 24 consecutive opacity observations taken at 15 second intervals;
 - ii) 20 percent for more than 16 individual opacity observations within any 1 hour period; or
 - iii) 40 percent for any individual opacity observation.
- 11. The Licencee shall not cause or permit a noise nuisance to be created as a result of the construction, operation, or alteration of the Development, and shall take such steps as the Director may require to eliminate or mitigate a noise nuisance.
- 12. The Licencee shall not cause or permit an odour nuisance to be created as a result of the construction, operation, or alteration of the Development, and shall take such steps as the Director may require to eliminate or mitigate an odour nuisance.

Respecting Air Pollution Control Equipment

- 13. The Licencee, upon the written request of the Director, shall direct all air streams, which contain a pollutant(s) of concern to the Director, to a pollution control device which has been designed for and demonstrated to be capable of reducing, altering, eliminating or otherwise treating the pollutant(s).

14. The Licencee, within 60 days of an addition, elimination or change regarding any air emission pollution control device, shall submit:
 - a) for the Directors approval, an updated standard operating procedural manual and a maintenance procedure and timetable for each air emission pollution control device including cyclones, baghouses, fabric filters, paint booth filters, etc., based on the manufacturers specifications; and
 - b) a copy of the manufacturers operational and maintenance manual.
15. The Licencee, upon receiving the Directors approval as required in Clause 14 of this Licence, shall not operate any process directing an emission to an air pollution control device at the Development unless:
 - a) the operating and maintenance measures and status of the device are in full compliance with the approved procedures and timetables;
 - b) all emissions from the process are directed to the fully operational air pollution control device;
 - c) all discharges of treated emissions from the air pollution control devices are immediately directed to a stack; and
 - d) the emissions do not contain concentrations of pollutants which:
 - i) are in violation of any other applicable legal instrument including an Act, Regulation or by-law; or
 - ii) otherwise create a significant health or environmental impact beyond the boundaries of the Development.
16. The Licencee shall maintain a log book of the most recent 24 month period to record any downtime of an air pollution control device due to either the breakdown or maintenance of that air pollution control device. The log book shall be kept at the Development and shall be available upon request for inspection by an Environment Officer. The log book shall record, at minimum, the following information:
 - a) identification of the unit and the process(s) it serves;
 - b) time/date of log entry;
 - c) nature of event;
 - d) duration of event;
 - e) the accumulated downtime of this equipment for the events for each calendar year; and
 - f) signature of the Environmental Coordinator.
17. The Licencee, in the event of any occurrence of breakdown or other non-scheduled stoppage of any air pollution control device, bypass of any emission required to be directed to such device, or process upset resulting in a situation where an air pollution control device is not able to satisfactorily remove pollutants from the process air received, shall notify the Director:
 - a) immediately by phone, facsimile or electronic mail of the event; and
 - b) by submission of a written report within 5 working days of the event:
 - i) explaining and detailing the process upset event;
 - ii) identifying the air pollution control device serving the process;

- iii) stating the time/date of the event;
 - iv) stating the duration of the event; and
 - v) detailing the nature of all remedial and proposed future abatement actions regarding the event.
18. The Licencee shall handle, store and dispose of all pollutants collected by the air pollution control equipment in a manner suitable to their characterization as type of waste or dangerous good.

Respecting Air Dispersion Modelling of Emissions

19. The Licencee shall submit by December 31, 2004, for the approval of the Director, a proposal for the air dispersion modelling of all emissions from the facility such that any health, environmental or nuisance impact is assessed.
20. The Licencee shall submit to the Director and the Community Liaison Committee, by April 1, 2005, a report discussing the results of the air dispersion modelling performed in accordance with the proposal approved pursuant to Clause 19 of this Licence.

Respecting Air Emissions – Sampling, Analysis, Reporting

21. The Licencee, upon written request from the Director, shall provide a stack or stacks including all necessary sampling facilities for the sampling of air emissions at the Development. The stack or stacks shall be provided:
- a) at a location(s) and within a time frame satisfactory to the Director; and
 - b) to the specifications and in accordance with the most recent version of Manitoba Conservation Guideline, *Guideline for Stack Sampling Facilities*, unless otherwise approved by the Director.
22. The Licencee, upon a written request from the Director, shall submit a detailed plan which is acceptable to and approved by the Director, for the sampling and analysis of potential air pollutants, released as stationary point and fugitive emissions, including any compounds determined by the Director. The plan shall identify the rationale for the sampling, the ways and means by which the sampling program will be implemented including any special measures or methods which would be necessitated by influencing factors such as unfavourable weather conditions, the need for large or additional sample volumes, the need for multiple sampling runs, the methods used for the sampling and the analysis for each compound, the detection level to be attained, a comprehensive QA/QC program, and other items as may be identified by the Director.
23. The Licencee shall perform all stack sampling in accordance with the most recent version of Manitoba Conservation Report No. 96-07, *Interim Stack Sampling Performance Protocol*, unless otherwise approved by the Director.

24. The Licencee shall arrange the scheduling of the sampling program, submitted and approved pursuant to Clause 22 of this Licence, such that a representative of Manitoba Conservation is available to monitor and audit the implementation of the sampling program.
25. The Licencee, within a timeframe to be determined by the Director, shall complete the sampling of emissions according to the approved plan submitted pursuant to Clause 22 of this Licence.
26. The Licencee, within 60 days of the receipt of the analytical results of the sampling plan pursuant to Clause 22 of this Licence, shall submit a report for the approval of the Director containing at minimum:
 - a) the raw data collected;
 - b) a discussion of the sampling and analytical portions of the program including any anomalies of sampling and analysis; and
 - c) a discussion of the significance of the data gathered with specific attention to:
 - i) the significance for potential acute and chronic impacts to health or environment from exposure to concentrations of the compounds detected;
 - ii) the need for risk assessment of the impact of emissions;
 - iii) the need for the establishment of ambient air monitoring stations;
 - iv) the need for dispersion modeling of emissions;
 - v) results and conclusions of the QA/QC program; and
 - vi) other issues as may be determined by the Director.
27. The Licencee, upon the written request of and in a timeframe stipulated by the Director, shall comply with any air emission or ambient air quality criteria specified by the Director for any pollutant of concern to the Director which has been identified pursuant to Clauses 3, 22, 28, 32 or 35 of this Licence.

Respecting Hexavalent Chromium Emissions to the Environment

28. The Licencee shall submit a proposal for the approval of the Director, by December 31, 2004, to address the following items:
 - a) a method to estimate the quantity of emissions of hexavalent chromium from the Development;
 - b) a method to assess the potential impacts of these emissions beyond the property boundaries of the Development.
29. The Licencee, upon the written request of and in a timeframe stipulated by the Director, shall implement any or all parts of the proposal submitted pursuant to Clause 28 of this Licence.

Respecting Odour Abatement

30. The Licencee, shall maintain and revise, as required, the VOC Emission Reduction Plan, and submit any revisions for the approval of the Director. The VOC Emission

Reduction Plan shall identifying ways and means by which VOC emissions may be reduced from the processes served by emission stacks A to P inclusive as identified on Diagram 1 titled "Location of Emission Stacks at New Flyer Industries Limited" and Table 1 titled "New Flyer Industries Limited - Emission Stacks" in Appendix 'A' attached to this Licence. The plan shall be prepared by a professional engineer registered with the Association of Professional Engineers and Geoscientists of the Province of Manitoba, or another qualified person acceptable to the Director, who is knowledgeable and experienced in the field of VOC abatement. The plan shall be developed and presented in such a manner that any one or combination of actions or measures may be implemented at the written request of the Director. The plan shall:

- a) identify the processes emitting VOCs;
- b) describe the physical characteristics of the emission i.e. ducting, flows, etc.;
- c) identify specific compounds and their mass and percentage of the specific total emission;
- d) identify and discuss effective and feasible operational and equipment modifications to reduce the VOC air emissions and the resulting estimated amount of reduction;
- e) identify and discuss the implementation of effective and feasible pollutant control equipment to remove the VOCs from the air emissions and the resulting estimated amount of reduction; and
- f) identify a timeline for the implementation of any or all actions and measures of the plan, should such implementation be requested in writing by the Director.

Respecting Noise Abatement

31. The Licencee shall keep all entrances and exits on the north, west and east side of the manufacturing facility closed when not needed for access by persons, materials or products between the hours of 10:00 p.m. and 7:00 a.m.

Respecting Ambient Air Quality Monitoring

32. The Licencee, at the written request of the Director, shall review and update the proposal dated July 4, 2002, for ambient air quality monitoring, for the approval of the Director, to:
 - a) sample, analyse and report ambient air concentrations of metals (including zinc, cadmium, nickel and hexavalent chromium), particulates (TSP, PM₁₀, PM_{2.5}), and VOCs at a selected location(s) beyond the property boundaries of the Development; and
 - b) locate, install and operate a meteorological monitoring station.

The proposal shall be prepared by a professional engineer registered with the Association of Professional Engineers and Geoscientists of the Province of Manitoba, or another qualified person acceptable to the Director, who is knowledgeable and experienced in the field of ambient air monitoring.

33. The Licencee shall implement the proposal approved pursuant to Clause 32 of this Licence, at the written request of and within a time frame to be determined by the Director, and submit a report to the Director and the Community Liaison Committee.

Respecting Recordkeeping

34. The Licencee shall on an annual basis, record the following information:
- a) the number of bus units manufactured;
 - b) the amount (mass and volume) of all rust inhibiting; priming; sealing; coating base and finish; solvent thinning and solvent cleaning and other coating materials used; and
 - c) a mass balance for the amount (mass or volume) of metals; particulates and VOC's of the materials identified in Clause 34 b) of this Licence, identifying the compounds and amounts discharged to the sewer, air or other.
35. The Licencee, by June 1st of each year, shall submit to the Director and the Community Liaison Committee a report of the information recorded in Clause 34 of this Licence.

Respecting Restriction of Coating Materials Containing Chromium Compounds

36. The Licencee shall not receive, store, handle, apply or otherwise use coating materials containing chromium compounds at the Development.

Respecting Chemical Storage

37. The Licencee shall comply with all the applicable requirements of:
- a) Manitoba Regulation 188/2001, or any future amendment thereof, respecting the *Storage and Handling of Petroleum Products and Allied Products*;
 - b) The Dangerous Goods Handling and Transportation Act, and regulations issued thereunder, respecting the handling, transport, storage and disposal of any dangerous goods brought onto or generated at the Development; and
 - c) the Office of the Fire Commissioner – Province of Manitoba.
38. The Licencee shall provide containment for all vessels containing chemicals and in each area of the development where the chemicals are stored, loaded, transferred, used or otherwise handled, in compliance with the National Fire Code of Canada (1995), or any future amendment thereof such that any product leakage or spillage and any contaminated liquid generated is contained within the Development and contamination of groundwater is prevented.
39. The Licencee shall, in a manner approved by the Director, remove and dispose of all spilled dangerous goods.

Respecting Surface Water Discharge

40. The Licencee shall not discharge to the surface, beyond the property boundaries of the Development, any water which is contaminated from contact with any material or process at the Development, except for any discharge which is directed to the Municipal wastewater collection system and which is accepted by that Municipality.

Respecting Solid Waste

41. The Licencee shall dispose of all solid waste generated from any activity at the Development, which is not recycled, only to a waste disposal ground operating under the authority of a permit issued pursuant to Manitoba Regulation 150/91 or any future amendment thereof, or a Licence issued pursuant to The Environment Act.

Respecting Financial Assurance

42. The Licencee, shall maintain with Manitoba Conservation in the amount of \$250,000 Cdn:
- a) a permit bond issued by a surety company licenced to do business in the Province of Manitoba;
 - b) an irrevocable letter of credit; or
 - c) another acceptable security satisfactory to the Director.

This permit bond, irrevocable letter of credit, or other security and renewals thereof shall remain in place for the duration of the operation and decommissioning of the facility. The Director may order forfeiture of the permit bond, irrevocable letter of credit, or other security, either in whole or in part, by giving written notice to that effect to the Licencee, upon the Director being satisfied that the Licencee is in breach of any specification, limit, term or condition of this Licence, or for reimbursement of any costs or expenses incurred by the Province of Manitoba in rectifying environmental damage caused or contributed to by the operation of the facility.

43. The Licencee shall maintain Environmental Impairment Liability insurance providing a minimum limit of \$1,000,000 Cdn per occurrence or claim and including coverage for gradual, and sudden and accidental pollution. The insurance coverage is to include on-site and off-site clean up costs, and is to be placed with insurers satisfactory to the Province of Manitoba. The Province of Manitoba is to be added as an Additional Insured on the policy. The policy shall contain a clause stating that the Insurer will give Manitoba 60 days prior written notice in case of a reduction in coverage or policy cancellation.

Respecting Decommissioning

44. The Licencee shall at such future time as the Development is contemplated to be decommissioned and permanently closed:


- a) submit a Closure Plan to the Director, for approval, respecting the measures proposed to be undertaken to address any potential environmental issues as may arise from the decommissioning of the site; and
- b) implement the approved Closure Plan to the satisfaction of the Director.

Respecting Emergency Response Planning

45. The Licencee, shall maintain and revise as needed, a contingency plan in accordance with the Manitoba Industrial Accidents Council (MIAC) *Industrial Emergency Response Planning Guide*, outlining procedures to be used in the event of a leak, spill, fire, or other hazardous condition at the Development. The Licencee shall submit all revisions for approval of the Director.

REVIEW AND REVOCATION

- A. This Licence replaces Licence No. 2528 E R which is hereby rescinded.
- B. If, in the opinion of the Director, the Licencee has exceeded or is exceeding or has or is failing to meet the specifications, limits, terms, or conditions set out in this Licence, the Director may, temporarily or permanently, revoke this Licence.
- C. If, in the opinion of the Director, new evidence warrants a change in the specifications, limits, terms or conditions of this Licence, the Director may require the filing of a new Proposal pursuant to Section 10 of The Environment Act.
- D. The Director shall review the terms and conditions of Clauses 42 and 43 of this Licence no later than three years of date of Licence.


Larry Strachan, P. Eng.
Director
Environment Act

Client File No.: 4509.00

Appendix 'A'
To Environment Act Licence No. 2528 E RR

Diagram 1

Location of Emission Stacks at New Flyer Industries Limited

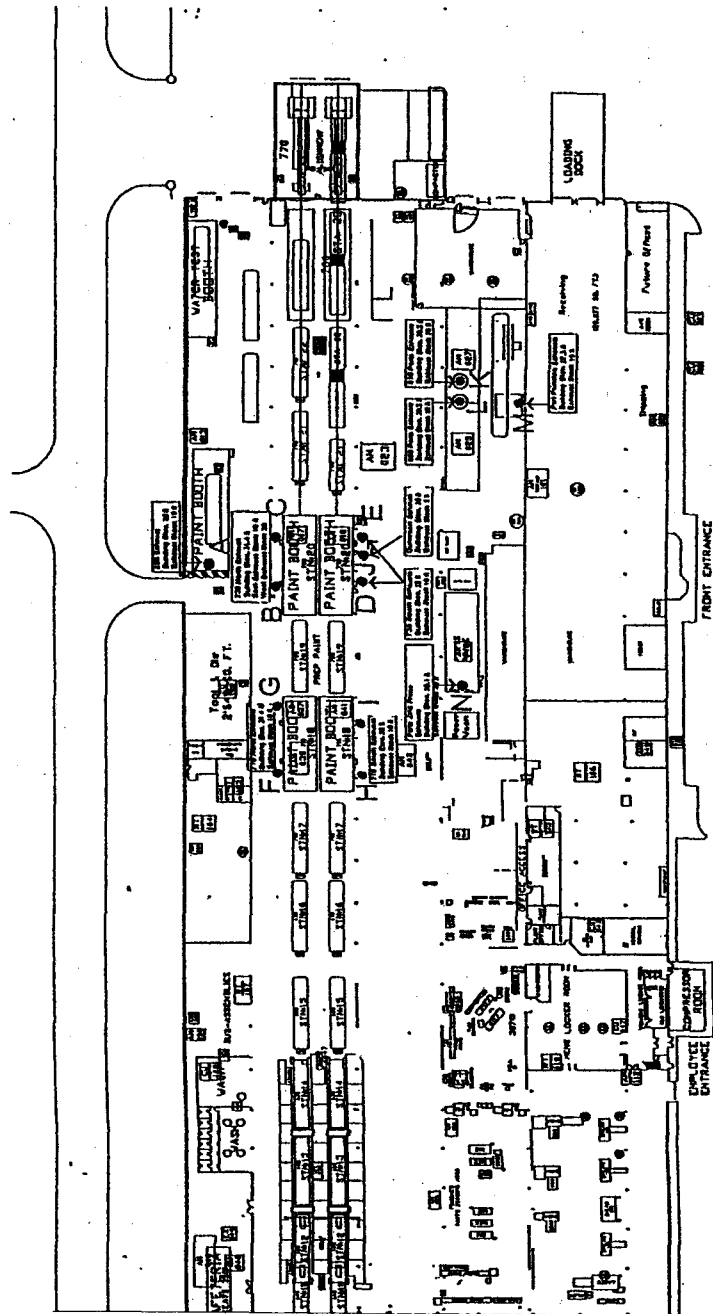


Table 1
To Environment Act Licence No. 2528 E RR

New Flyer Industries Limited - Emission Stacks

Stack	Description of Process Served
A	890 Paint Touch Up Booth
B	730 Paint Booth – North West Stack
C	730 Paint Booth – North East Stack
D	730 Paint Booth – South West Stack
E	730 Paint Booth – South East Stack
F	710 Paint Booth – North West Stack
G	710 Paint Booth – North East Stack
H	710 Paint Booth – South West Stack
I	710 Paint Booth – South East Stack
J	Gun Cleaning/Solvent Still
K	810 Parts Touch Up Paint Booth
L	800 Parts Paint Booth
M	Parts Paint Line Booth
N	Parts Zinc Prime Booth
O	560 Zinc Prime Booth – West Stack
P	560 Zinc Prime Booth – East Stack