Ontario

Ministry of the Environment, Conservation and Parks

Ministère de l'Environnement, de la Protection de la nature et des Parcs

ENVIRONMENTAL COMPLIANCE APPROVAL
NUMBER A-500-5441991826
Version: 1.0
Issue Date: November 3, 2026

Pursuant to section 20.3 of the *Environmental Protection Act*, Revised Statutes of Ontario (R.S.O.) 1990, c. E. 19 and subject to all other applicable Acts or regulations this Environmental Compliance Approval is issued to:

ATURA H2 LP

1415 JOSHUAS CREEK DRIVE EAST,APARTMENT
200
OAKVILLE ONTARIO
L6H 7L9

For the following site:

Niagara Hydrogen Centre
2900 Whirlpool Road
Niagara Falls City, Regional Municipality of Niagara
L2J 0H2

Upon issuance of the environmental compliance approval, I hereby revoke Approval No(s) 3980-D8AL5X, issued on February 26, 2025.

You have applied under section 20.2 of Part II.1 of the *Environmental Protection Act*, R.S.O. 1990, c. E. 19 (*Environmental Protection Act*) for approval of:

- four (4) low-pressure hydrogen vent and four (4) pressure safety vents, discharging hydrogen gas from the four (4) electrolyzers with the production capacity of 360 kilograms of compressed hydrogen gas per hour, the hydrogen purificaiton system, and truck loading operation, into the atmosphere at the volumetric flow rate of 1.194 cubic metres per second, through four (4) stacks each having an exit diameter of 0.15 metre, extending 14.14 metres above grade, and four (4) pressure safety vents each having an exit diameter of 0.08 metre, extending 14.14 metres above grade;

all in accordance with the application for an Environmental Compliance Approval (Air) submitted by Atura H2 L.P., dated May 20, 2026, and signed by Neil Finnerty; the supporting information, including the Emission Summary and Dispersion Modelling Report prepared by

Pinchin Ltd., dated May 19, 2026, and signed by Spencer Ludwig; E-mail prepared by the Company, dated October 26, 2026, and signed by Samantha East; and the Acoustic Assessment Report prepared by Pinchin Ltd., dated April 17, 2026, and signed by Aidan Maher and Weidong Li.

DEFINITIONS

For the purpose of this environmental compliance approval, the following definitions apply:

"Approval" means this Environmental Compliance Approval, including the application and supporting documentation listed above;

"Company" means Atura Hydrogen Inc.operating as a general partner for and on behalf of Atura H2 LP., the partnership under the laws of Ontario, that is responsible for the construction or operation of the Facility and includes any successors and assigns in accordance with section 19 of the EPA;

"District Manager" means the District Manager of the appropriate local district office of the Ministry, where the Facility is geographically located;

"EPA" means the *Environmental Protection Act*, R.S.O. 1990, c.E.19;

"Equipment" means the equipment described in the Company`s application, this Approval and in the supporting documentation submitted with the application, to the extent approved by this Approval;

"Facility" means the entire operation located on the property where the Equipment is located;

"Manual" means a document or a set of documents that provide written instructions to staff of the Company;

"Ministry" means the ministry of the government of Ontario responsible for the EPA and includes all officials, employees or other persons acting on its behalf;

"Publication NPC-300" means the Ministry Publication NPC-300,"Environmental Noise Guideline, Stationary and Transportation Sources - Approval and Planning, Publication NPC-300", August 2013, as amended.

TERMS AND CONDITIONS

You are hereby notified that this environmental compliance approval is issued to you subject to the terms and conditions outlined below:

1. OPERATION AND MAINTENANCE

1. The Company shall ensure that the Equipment is properly operated and maintained at all times. The Company shall:
    a. prepare, before commencement of operation of the Equipment, and update, as necessary, a Manual outlining the operating procedures and a maintenance program for the Equipment, including:
        i. routine operating and maintenance procedures in accordance with good engineering practices and as recommended by the Equipment suppliers;
        ii. emergency procedures;
        iii. procedures for any record keeping activities relating to operation and maintenance of the Equipment; and
        iv. all appropriate measures to minimize noise emissions from all potential sources;
    b. implement the recommendations of the Manual.

2. RECORD RETENTION

1. The Company shall retain, for a minimum of two (2) years from the date of their creation, all records and information related to or resulting from the recording activities required by this Approval, and make these records available for review by staff of the Ministry upon request. The Company shall retain:
    a. all records on the maintenance, repair and inspection of the Equipment; and
    b. all records of any environmental complaints, including:
        i. a description, time and date of each incident to which the complaint relates;
        ii. wind direction at the time of the incident to which the complaint relates; and

iii. a description of the measures taken to address the cause of the incident to which the complaint relates and to prevent a similar occurrence in the future.

3. NOTIFICATION OF COMPLAINTS

1. The Company shall notify the District Manager, in writing, of each environmental complaint within two (2) business days of the complaint. The notification shall include:
    a. a description of the nature of the complaint; and
    b. the time and date of the incident to which the complaint relates.

4. NOISE

1. The Company shall, at all times, ensure that the noise emissions from the Facility comply with the limits set out in Ministry Publication NPC-300.

5. CHANGE OF OWNERSHIP

1. The Company shall notify the Director in writing, and forward a copy of the notification to the District Manager, within thirty (30) days of the occurrence of any of the following changes to the Facility operations:
    a. the ownership of the Facility;
    b. the operator of the Facility;
    c. the address of the Company;
    d. the partners, where the Company is or at any time becomes a partnership and a copy of the most recent declaration filed under the *Business Names Act*, R.S.O. 1990, c. B.17, shall be included in the notification; or
    e. the name of the corporation where the Company is or at any time becomes a corporation, other than a municipal corporation, and a copy of the most current information filed under the *Corporations Information Act*, R.S.O. 1990, c. C.39, shall be included in the notification.
2. In the event of any change in ownership of the Facility, the Company shall notify the

successor of the existence of this Approval and provide the successor with a copy of this Approval, and the Company shall provide a copy of the notification to the District Manager and the Director.

REASONS

The reasons for the imposition of these terms and conditions are as follows:

Condition No. 1 is included to emphasize that the Equipment must be maintained and operated according to a procedure that will result in compliance with the EPA, the Regulations and this Approval.

Condition No. 2 is included to require the Company to keep records and to provide information to staff of the Ministry so that compliance with the EPA, the Regulations and this Approval can be verified.

Condition No. 3 is included to require the Company to notify staff of the Ministry so as to assist the Ministry with the review of the site's compliance.

Condition No. 4 is included to provide the minimum performance requirements considered necessary to prevent an adverse effect resulting from the operation of the Facility.

Condition 5 is included to require the Company to notify/report to the Ministry so that compliance with the EPA, the regulations and this Approval can be verified.

APPEAL PROVISIONS

In accordance with Section 139 of the *Environmental Protection Act*, you may by written notice served upon me and the Ontario Land Tribunal, within 15 days after the service of this notice, require a hearing by the Tribunal. You must also provide notice to, the Minister of the Environment, Conservation and Parks in accordance with Section 47 of the *Environmental Bill of Rights*, 1993 who will place notice of your appeal on the Environmental Registry. Section 142 of the *Environmental Protection Act* provides that the notice requiring the hearing ("the Notice") shall state:

1. The portions of the environmental compliance approval or each term or condition in the environmental compliance approval in respect of which the hearing is required, and;
2. The grounds on which you intend to rely at the hearing in relation to each portion appealed.

Pursuant to subsection 139(3) of the *Environmental Protection Act*, a hearing may not be required with respect to any terms and conditions in this environmental compliance approval, if the terms and conditions are substantially the same as those contained in an approval that is amended or revoked by this environmental compliance approval.

The Notice should also include:

1. The name of the appellant;
2. The address of the appellant;
3. The environmental compliance approval number;
4. The date of the environmental compliance approval;
5. The name of the Director, and;
6. The municipality or municipalities within which the project is to be engaged in.

And the Notice should be signed and dated by the appellant.

This Notice must be served upon:

Registrar* Ontario Land Tribunal 655 Bay Street, Suite 1500 Toronto, Ontario M5G 1E5 OLT.Registrar@ontario.ca	and	The Minister of the Environment, Conservation and Parks 777 Bay Street, 5th Floor	and	The Director appointed for the purposes of Part II.1 of the *Environmental Protection Act* Ministry of the Environment, Conservation and Parks 40 St. Clair Avenue West, 2nd

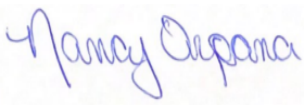
	Toronto, Ontario M7A 2J3	Floor Toronto, Ontario M4V 1M2

*** Further information on the Ontario Land Tribunal's requirements for an appeal can be obtained directly from the Tribunal at: Tel: (416) 212-6349 or 1 (866) 448-2248, or Ontario Land Tribunal's**

This instrument is subject to Section 38 of the *Environmental Bill of Rights*, 1993, that allows residents of Ontario to seek leave to appeal the decision on this instrument. Residents of Ontario may seek leave to appeal within 15 days from the date this decision is placed on the Environmental Registry. By accessing the Environmental Registry at Environmental Registry of Ontario, you can determine when the leave to appeal period ends.

The above noted activity is approved under s.20.3 of Part II.1 of the *Environmental Protection Act*.

Dated at Toronto this 3rd day of November, 2026



Nancy Orpana

Director

appointed for the purposes of Part II.1 of the *Environmental Protection Act*

c: Neil Finnerty, ATURA H2 LP
Pinchin Ltd., Pinchin Ltd.