

To: The Minister of Infrastructure and Environment, represented by the Hoofdingenieur-directeur van Rijkswaterstaat Noordzee  
Lange Kleiweg 34,  
Postbus 5807,  
2280 HV Rijswijk,  
The Netherlands;

CC: Onderzoeksraad voor Veiligheid

Postbus 95404  
2509 CK Den Haag  
The Netherlands  
By email:

Our reference: GK3 12-042

Subject: Reaction on Recommendations of the Investigation Council for Safety (Onderzoeksraad voor Veiligheid).

Kralendijk, October 12<sup>th</sup>, 2012

This is to confirm that we have received a letter from the Investigation Council for Safety (Onderzoeksraad voor Veiligheid) dated September 28<sup>th</sup>, 2012, with reference number 12501736. In the letter BOPEC was reminded of a previous request of the Council to react on their recommendation issued in the report titled "Tankbranden, BOPEC Bonaire, 8-11 September 2010". This letter serves the purpose to comply with mentioned request.

In the above-mentioned report the Investigation Council for Safety recommends BOPEC the following:

*"To demonstrate priority for safety. Assure, as a minimum, that all tank bonding and grounding systems and the maintenance and inspections of the installations and the fire combat equipment are performed in accordance with own corporate standards, for example standards on "recommended practices" of the API and NFPA."*

In the letter from the Investigation Council dated August 30<sup>th</sup> 2011, with reference number OVV-11501567, BOPEC was requested "to inform the Dutch Minister of Infrastructure and Environment about BOPEC's opinion or position ("standpunt") with regard to the above-described recommendation". In the letter from the Investigation Council dated September 28<sup>th</sup> 2012, with reference number 12501736 BOPEC was requested "to inform the Dutch Minister of Infrastructure and Environment in what manner follow-up is given to the above-described recommendation".

To comply with these requests we are informing you that BOPEC has accepted the recommendation from the Investigation Council. The recommendation was transformed into an elaborate list of actions that is being executed. The urgent actions are already completed to assure safe continuation of our operations.

Our acceptance of the recommendation was already communicated in our press release in the Dutch language titled "Les Geleerd", issued immediately after publication of the investigation report on August 30<sup>th</sup>, 2011. Since that date BOPEC has hosted a total of 11 visits from representatives or inspectors from the Dutch Ministry of Infrastructure and Environment. The visits will continue since your representatives will always be welcome at our terminal and compliance inspections are now mandatory by the new BES laws.

Sincerely,