

Subject: Urgent Non-Compliance with Environmental Laws and EIA Mitigation Measures by the Sunhills Development – from the Layan Residents Group

To: Sunhills Management and Directors

Copied to:

- OrBorTor (Cheong Thale Subdistrict Administration)
- The Governor of Phuket
- Director of Phuket Provincial Office of Natural Resources and Environment (ONEP Phuket)
- Office of Natural Resources and Environmental Policy and Planning (ONEP Bangkok)

Date: August 20, 2025

Dear Madam/Sirs,

This letter is issued by the Layan Residents Group (LRG) to formally address your egregious and ongoing non-compliance with the environmental laws and Environmental Impact Assessment (EIA) Mitigation Measures of Thailand, specifically concerning your development activities next to the Layan Estate and Lotus Gardens. This communication is being copied to relevant Phuket Authorities for their immediate attention and intervention.

Primary Concern: Failure to Engage with Nearby Residents and Non-Compliance with EIA Obligations

Of primary and paramount concern is the undeniable fact that Sunhills Development has demonstrably failed to engage with nearby residents, notably the communities of Lotus Gardens and Ocean Breeze, as is explicitly obligated under the Environmental Laws and EIA Mitigation laws of Thailand. Our direct inquiries with the Management Offices of both Lotus Gardens and Ocean Breeze have confirmed that absolutely no communications nor engagement, as mandated by your approved EIA report, has been carried out. This lack of engagement is particularly pertinent and alarming with respect to Lotus Gardens, as their estate directly borders the Sunhills Development site, making them acutely vulnerable to the impacts of your construction activities.

Specifically, the following critical obligations, stipulated under the approved EIA report issued to Sunhills Development, have not been fulfilled:

1.Lack of Communication and Engagement: There has been a complete absence of communication and engagement with the management and residents of Lotus Gardens and Ocean Breeze about your development plans and ongoing activities. This directly contravenes the officially agreed EIA requirements for community consultation and impact management.

2.Failure to Provide Mandatory Notice for Disruptive Works: The mandatory ten (10) days' notice for piling works or any other disruptive construction activities, as a fundamental requirement of your EIA mitigation agreements, has been consistently ignored. As previously communicated, the piling works conducted on Monday, August 18th, went ahead with a derisory two (2) days' notice, despite the clear and immediate objection by Layan Estate. This forms a clear and illegal breach of a mandatory requirement.

3.Absence of Comprehensive Insurance Coverage: To date, no evidence or sight of comprehensive insurance coverage for potential damage or harm caused by your works has been provided to the affected communities. This leaves residents exposed to unmitigated risks and demonstrates a severe lapse in responsible project management.

4.Failure to Conduct Necessary Pre-Construction Surveys: No professional and comprehensive survey of nearby houses, roads, and critical infrastructure has been carried out. Such surveys are critical for establishing a baseline against which any damage attributable to your construction activities can be accurately assessed and compensated. Without these surveys, the extent of your liability for any future damage remains unquantifiable, placing an undue burden on affected residents.

Your continued disregard for established protocols and legal obligations, particularly the blatant breach of the mandatory 10-day notice period for disruptive works, and the complete absence of communication and engagement with the management and residents of Lotus Gardens and Ocean Breeze about your development plans and ongoing activities is unacceptable. We expect a full explanation for these transgressions and

immediate assurances that all future works will strictly adhere to the stipulated notice periods and all other EIA requirements.

We urge Sunhills Management to take these critical issues with the utmost seriousness they demand. Failure to immediately rectify these deficiencies will leave the Layan Residents Group and the affected communities with no option but to pursue all available legal avenues to protect our interests, including formal complaints to all relevant regulatory and enforcement bodies.

Sincerely,

Mark S A Ford-McNicol

Layan Residents Group (LRG) [Date: August 20, 2025]

Layan Residents Group (LRG)
www.layanenvironmental.com