

REGIONAL DIRECTORATE FOR ENVIRONMENTAL PROTECTION IN CRACOW

Site Issues Department in Tarnów

Tarnów, June 12, 2017

ST-I.670.64.2017.MB

Mrs.  
Małgorzata Jelonek  
Ecological Techniques  
and Investment Implementation Agency  
mkm PERFEKT Sp. z o.o.  
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30-363 Cracow

RE: Works Contract titled "Construction of the right embankment of the Biala River in the City of Tarnów" at Local Chainage of km 0+000 – 0+695.

The Site Issues Department in Tarnów of the Regional Directorate for Environmental Protection in Cracow, presents – in reference to the note dated 06/08/2017, ref. no.: BTT-327/MJ/2017, on the required notification or obtainment of a decision on condition for performance, based upon Article 118 of the Act of April 16, 2004 on conservation of nature (OJ of 2016, item 2134, as amended), for the Works Contract comprising **Construction of the right embankment of the Biala River in the City of Tarnów at local chainage of km 0+000 – 0+695** – the following standpoint.

In accordance with Article 118 (1) of the Act on conservation of nature, the regional director for environmental protection shall be notified about performance of the following actions within areas of environmental protection forms – as discussed under Article 6 (1) items 1-5 and 7-9 – and within protected areas set out based upon the Act of April 18, 1985 on in-land fishing, and also within natural water-courses:

- 1) Ones listed under Article 22 (1b) of the Act of July 18, 2001 – Water Law;
- 2) Water amelioration;
- 3) Extraction of stone, gravel, sand and other materials from water within the framework of special application of water;
- 4) Others listed under items 1-3 of actions, including earthworks, which may modify water conditions or water-soil conditions.

One shall however note that in conformity with contents of Article 118b (1), provisions under Article 118 and Article 118a of the Act on conservation of nature, it shall not be applicable in case of actions assigned for implementation of investments, which may significantly affect the environment, for which an environmental impact assessment was done, during which implementation of the investment was agreed with the regional director for environmental protection.

Conditions for implementation – in reference to the protection of environment – were determined in case of the Works Contract in question by the Regional Director for Environmental Protection in Cracow in a decision on environmental conditions dated 11/30/2016, ref. no.: ST-I.4210.1.2015.BM, issuance of which was preceded with the environmental impact assessment.

We meet EMAS requirements – we manage the office effectively, economically and ecologically  
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[secretariat.tarnow@rdos.gov.pl](mailto:secretariat.tarnow@rdos.gov.pl), [krakow.rdos.gov.pl](http://krakow.rdos.gov.pl)

As a consequence it shall be deemed that considering the current legal status there are no rationale for notifying the intention on performance of actions, in accordance with Article 118 (1) of the Act on conservation of nature, and it is not necessary to obtain a decision on conditions for performance in case of the Works Contract considering **Construction of the right embankment of the Biala River in the City of Tarnów at local chainage of km 0+000 – 0+695.**

pp. Regional Director  
for Environmental Protection in Cracow

Eng. Paweł Kozioł MSc  
Manager of Site Issues Department in Tarnów

Recipients:

1. Addressee
2. ST-I file