

## **Announcement**

**of the Federal Maritime and Hydrographic Agency regarding public display of plan documents in the planning approval procedure according to the Offshore Wind Energy Act in the version applicable on 31 December 2022 for the construction and operation of the offshore wind farm “Windanker” in the German Exclusive Economic Zone of the Baltic Sea.**

The Federal Maritime and Hydrographic Agency (Bundesamt für Seeschifffahrt und Hydrographie, BSH) has received an application by the company Windanker GmbH, for the planning approval procedure according to the Offshore Wind Energy Act (Gesetz zur Entwicklung und Foerderung der Windenergie auf See (WindSeeG)) in the version applicable on 31 December 2022 for the construction and operation of the offshore wind farm “Windanker” in the German Exclusive Economic Zone (EEZ) of the Baltic Sea. The project is subject to an obligation to conduct an environmental impact assessment (EIA) under the Environmental Impacts Assessment Act (UVPG).

The following documents have been submitted as planning documents to be exhibited:

- Proof of the acceptance of the bid by the Federal Network Agency,
- Building directory,
- Explanatory report,
- Maps/Drawings,
- EIA report including general summary,
- Species protection expert report,
- Biotope protection expert report,
- FFH preliminary study,
- Technical contribution on water law,
- Noise prediction for the pile driving works of the “Windanker” project – Modelling of underwater noise emissions during the pile driving works,
- Expert opinion on compliance with the 2K criterion,
- Emission preliminary study,
- Concept for the development of the protection and safety concept (SchuSiKo),
- Marking concept,
- Aeronautical obstacle data sheet,
- Technical risk analysis,
- Fishery economic study for the offshore wind farm “Windanker”,
- Time and action plan.

The documents are available online on the BSH website at [www.bsh.de](http://www.bsh.de) (via the “Announcements” tab) in the period **from 22 May 2023 to 21 June 2023** inclusive as well as at the federal EIA portal ([www.uvp-portal.de](http://www.uvp-portal.de)). The application documents are also open for public inspection during the office hours at the

Bundesamt für Seeschifffahrt und Hydrographie  
– Bibliothek –  
Bernhard-Nocht-Straße 78  
20359 Hamburg

Monday, Wednesday and Thursday	0900 – 1500
Tuesday	0900 – 1600
Friday	0900 – 1430

and at the

Bundesamt für Seeschifffahrt und Hydrographie  
– Bibliothek –  
Neptunallee 5  
18057 Rostock

Monday, Wednesday and Thursday 0830 – 1130 and 1300 – 1500  
Friday 0830 – 1130 and 1300 – 1400  
Tuesday closed.

**Objections and statements according Section 73 para. 4 VwVfG in conjunction with Section 21 para. 2 and 5 UVPG**

Any person whose interests are affected by the project may, up to **one month** after the end of the inspection period (receipt at the Agency by the **21 July 2023**), lodge objections to the plan in writing or otherwise put on record at the Federal Maritime and Hydrographic Agency in Hamburg or Rostock (Section 73 para. 4 sentence 1 Administrative Procedure Act (VwVfG) in conjunction with Section 21 para. 2 and 5 UVPG). The objections have to include name and address, the legally protected interest and the supposed encroachment. Following the closing date for lodging objections, for the planning approval procedure no objections shall be allowed except those which rest on specific titles enforceable under private law (Section 73 para. 4 sentence 3 VwVfG; Section 7 para. 4 in conjunction with Section 1 para. 1 N° 1a and Section 7 para. 6 Environmental Remedies Act (UmwRG)).

Recognised Associations

Associations which, on the basis of recognition under other legislation, are empowered to appeal against the planning approval decision under the Code of Administrative Court Procedure may submit statements to the plan within the aforementioned period. Following the closing date for the aforementioned period, these statements for the planning approval procedure are also excluded (Section 73 para. 4 sentence 3, 5 and 6 VwVfG; Section 7 para. 4 in conjunction with Section 1 para. 1 N° 1a and Section 7 para. 6 Environmental Remedies Act (UmwRG)).

**Comments on environmental impact according Section 21 para. 1 UVPG**

The public concerned may comment in writing or put on record on the environmental impact of the project in the context of the participation (Section 21 para. 1 UVPG). The comment period closes **one month** after the end of the public display (Section 21 para. 2 UVPG). Following the closing date for submitting comments, no comments shall be allowed for this planning approval procedure on the admissibility of the project except those, which rest on specific titles enforceable under private law (Section 21 para. 4 UVPG).

**Written submission of objections, statements and comments**

Written objections, comments, and observations must be sent in writing to or put on record at one of the following offices:

Bundesamt für Seeschifffahrt und Hydrographie  
(Federal Maritime and Hydrographic Agency)  
Abteilung O (Department O)  
Bernhard-Nocht-Straße 78  
20359 Hamburg

or

Bundesamt für Seeschifffahrt und Hydrographie

(Federal Maritime and Hydrographic Agency)  
Abteilung O (Department O)  
Neptunallee 5  
18057 Rostock

**Electronic transmission of objections, statements and comments**

Electronic objections, statements or comments must be sent to the following e-mail addresses:

*EingangOdM@bsh.de;  
jeannette.edler@bsh.de.*

*In accordance with the law to ensure proper planning and approval procedures during the COVID-19 pandemic (Planning Security Act – PlanSiG), an online consultation is carried out instead of a discussion meeting in order to discuss objections to or statements on the plans with the project developer, the authorities, the affected parties and the persons who have raised objections or made statements in good time.*

**The implementation of the substitute online consultation pursuant to Section 5 para. 3 sentence 2, Section 2 para. 1 PlanSiG is hereby announced.**

*To carry out the online consultation the summarised statements and objections and the replies made by the project developer will be made available to those entitled to participate in the online consultation up to and including*

**Thursday, 10 August 2023**

*will be made available by e-mail. For this purpose, a counter-statement is possible from*

**Friday, 11 August 2023 up to and including  
Friday, 25 August 2023.**

*The discussion is not open to the public, as it is not a general information event.*

*The notification of decisions on objections may be replaced by public announcement, if more than 50 notifications have to be made or served.*

*For the Federal Maritime and Hydrographic Agency  
Jeannette Edler, LL.M.*

*Rostock, 19 May 2023*

*File ref.: BSH/5111/Windanker/PFV*