



DOOŚ-TSOOŚ.440.2.2022.MT.1

DENMARK

Environmental Protection Agency

Ministry of the Environment and Food of Denmark

Tolderlundsvej 5

DK-5000 Odense C

E-mail: espoo@mst.dk

SWEDEN

Environmental Protection Unit

Swedish Environmental Protection Agency

SE- 108 54 Stockholm

E-mail: richard.kristoffersson@swedishepa.se

Notification pursuant to Article 3 of the Espoo Convention¹ about the planned offshore wind farm project named 'Baltica 1 OWF'.

Dear all,

In accordance with Article 3 of the Espoo Convention and Article 7 of Directive 2011/92/EU², I hereby inform about the planned construction of the offshore wind farm Baltica 1 OWF, for which an environmental impact assessment is proceeded in the Republic of Poland.

Information about the project

The planned project will be located in the south-western part of the Baltic Sea in the Polish Exclusive Economic Zone (EEZ), in the immediate vicinity of the Swedish EEZ and approximately 47 km from the Danish EEZ.

¹ *Convention on Environmental Impact Assessment in a Transboundary Context*, signed in Espoo, Finland, on 25 February 1991 (Journal of Laws of 1999, No. 96, item 1110, as amended), hereinafter referred to as the *Espoo Convention*.

² *Directive 2011/92/EU of the European Parliament and of the Council of 13 December 2011 on the assessment of the effects of certain public and private projects on the environment* (consolidated text) (OJ L 26, 28.1.2012, p. 1, as amended), hereinafter referred to as the *Directive 2011/92/EU*.

The project will involve the construction and operation of an offshore wind farm consisting of up to 104 wind turbines with a total capacity of 1560 MW. It will include up to 2 offshore substations and up to 250 km of internal power and telecommunication cables. The total area of project will be 128.53 km². The project will also include all the infrastructure required to construct and operate the farm. In the area of the Baltica 1 OWF there will be about 10-15 km of corridor for export cables included in the set of power evacuation facilities.

Transboundary impact

The planned investment will be located in close proximity to the Swedish EEZ and at a distance of approximately 47 km from the Danish EEZ. The closest Natura 2000 protected site is the Swedish Hoburgs bank och Midsjöbankarna (SE0330308), which borders the project area to the north for 3 km. The source of impacts in this type of projects may be, for example, the emission of underwater noise, generated during the installation of wind turbine foundations and substations, affecting marine mammals and fishes (including cumulative impacts with other planned and ongoing offshore wind farms). Therefore, a potential negative transboundary impact of the project on the Swedish and Danish Party cannot be excluded.

Project applicant

The project in question, named 'Baltica 1 OWF', is being carried out at the request of the company MFW Bałtyk I S.A. (Krucza 24/26 Street, 00-526 Warszawa).

Environmental impact assessment procedure in Poland

In Poland, environmental impact assessment proceedings, including in a transboundary context, are regulated by *the Act of 3 October 2008 on the provision of information on the environment and its protection, public participation in environmental protection and environmental impact assessments*.

Under the aforementioned Act, the procedure for assessing the environmental impact of a project is a procedure aimed at issuing a decision on environmental conditions. The decision on environmental conditions, completes the environmental impact assessment procedure and is a binding for the authority issuing the investment decision.

The decision on environmental conditions shall determine, inter alia:

- type and location of the project,
- the relevant conditions for the use of the environment during the implementation and operation or exploitation phases of the project,
- the environmental protection requirements to be included in the documentation required

- for issuing the decision, in particular concerning the construction project,
- requirements for counteracting the effects of industrial incidents and accidents,
 - requirements for limiting transboundary environmental impact of projects for which a transboundary environmental impact assessment has been carried out,
 - mitigation and compensation measures, if found necessary,
 - the requirement to conduct environmental monitoring, if justified,
 - the requirement to conduct a post-implementation analysis, if justified.

The justification for the decision on environmental conditions shall include information on, inter alia, how and to what extent the findings of the environmental impact assessment documentation (the environmental impact report), the results of the transboundary environmental impact assessment proceedings, if conducted, the comments and requests made during public participation, as well as the opinions of the relevant authorities have been taken into account.

The competent authority for the environmental impact assessment is the Regional Director for Environmental Protection in Gdańsk. The General Director for Environmental Protection, as the competent authority for coordination, is responsible for conducting the proceedings on transboundary environmental impact assessment with the Affected Parties.

Current stage of proceedings

The project in question is listed in Appendix I of the Espoo Convention and is also included in Annex II, point 3(i) of the Directive 2011/92/EU.

At this stage of the environmental impact assessment, the Affected Party that intends to participate in this procedure may comment on the information contained in the Project Information Sheet, which will then be taken into account during the determination of the scope of the environmental impact assessment report (scoping) by the Regional Director for Environmental Protection in Gdańsk.

I am enclosing the following documentation:

- application for a decision on environmental conditions in Polish, Swedish, Danish and English,
- Project Information Sheet in Polish, Swedish, Danish and English,

- decision of the Regional Director for Environmental Protection in Gdańsk to conduct proceedings on transboundary environmental impact assessment dated 31 May 2022, ref.: RDOŚ-Gd-WOO.420.35.2022.AJ.3, in Polish and English.

The aforementioned application for a decision on environmental conditions, together with the Project Information Sheet (PIS) and relevant translations, are available for download until 28 September 2022 at the following address:

<https://owncloud.gdos.gov.pl/index.php/s/KQMoOj4WuSGSzqZ>

Declaration of participation as an Affected Party in a transboundary environmental impact assessment procedure

The General Director for Environmental Protection, as the competent authority for the coordination of transboundary environmental impact assessment proceedings, is kindly asking for:

- an immediate acknowledgement of receipt of this letter and its attachments,
- presenting statement regarding participation in the proceedings on the transboundary environmental impact assessment of the project in question as an Affected Party pursuant to provisions of in the Espoo Convention,
- presenting statement on the scope of the environmental impact assessment report.

Please provide the above-mentioned information **within 30 days from receipt of this letter.**

Your answer to the above should be forwarded to:

Espoo Convention Focal Point

Dorota Toryfter-Szumańska

Deputy Director of Department for Environmental Impact Assessment

General Directorate for Environmental Protection

Wawelska 52/54

00-922 Warszawa

Poland

e-mail: dorota.szumańska@gdos.gov.pl

cc: marta.truszewska@gmail.com; sekretariat.doos@gdos.gov.pl

Yours Sincerely,

DOROTA TORYFTER-SZUMAŃSKA
Deputy Director
Department for Environmental
Impact Assessment
/ – digitally signed/

ATTN:

1. Regional Director for Environmental Protection in Gdańsk.
2. MFW Bałtyk I S.A.