

Environmental and Social Data Sheet

Overview

Project Name:	EU FUNDS CO-FINANCING IN MARITIME SECTOR
Project Number:	20150249
Country:	Poland
Project Description:	Co-Financing with EU Structural Funds and CEF of priority investments in the Republic of Poland in the 2014-2020 programming period. The Structural Programme Loan would support investments in the Polish maritime sector TEN-T infrastructure implemented either by the Polish government directly or by seaports management companies owned and supervised by the Polish government.
EIA required:	yes
Project included in Carbon Footprint Exercise ¹ :	no

Summary of Environmental and Social Assessment, including key issues and overall conclusion and recommendation

The project, configured as a Structural Programme Loan, will support selected priorities from 2014-2020 Partnership Agreement (PA) and investments in the maritime sector from one of the Polish national Operational Programmes (OPs).

The proposed schemes are expected to fall under the EIA Directive, either under Annex I or Annex II. Should any scheme under this SPL fall under Annex II and be “screened in” by the Competent Authority, or fall under Annex I, the Promoter will deliver the NTS of EIAs to the Bank, if applicable, before the Bank funds are allocated.

Given the nature of the operation and the monitoring requirements under the SEA, the EIA and nature protection measures put in place by the Competent Authorities; the Structural Programme Loan is acceptable in environmental terms.

The Promoter shall commit EIB funds only to schemes for which required environmental and social studies have been completed and approval granted by the regulatory authority.

Environmental and Social Assessment

Legal Framework

Poland, as an EU Member State, has harmonised its environmental legislation in line with the relevant EU Directives, the EIA Directive 2011/92/EU, the SEA Directive 2001/42/EC and the Habitats and Birds Directives 2009/147/EC. The EU Directive on EIA has been transposed in Poland law through 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 assessment (Journal of Laws No. 199, item 1227, as amended). In addition, the Polish government approved the Act of 13 April 2007 on preventing the damages to nature and their compensation (Journal of Laws No. 75, item 493, as amended). Projects that receive environmental permits after the enactment of the new EIA Directive in 2017 are to comply with this legislation.

¹ Only projects that meet the scope of the Pilot Exercise, as defined in the EIB draft Carbon Footprint Methodologies, are included, provided estimated emissions exceed the methodology thresholds: above 100 000 tons CO₂e/year absolute (gross) or 20,000 tons CO₂e/year relative (net) – both increases and savings.

Environmental and Social Assessment

Environmental and Social Assessment are to be undertaken where required under the Polish environmental legislation. There are a number of Natura 2000 sites within close proximity of the four core TEN-T ports (Gdynia, Gdansk, Szczecin and Swinoujscie) and an appropriate assessment will be required to assess the environmental impacts of the projects and where necessary appropriate mitigation and compensation be developed. The Promoter will also need to undertake consultation with project-affected people and civil society organisations, public administrations and other stakeholders. Environmental Management Plans will also need to be prepared as necessary.