

Report on Public Consultations

08/27/2020 –
09/17/2020

09/18/2020 (5:00 p.m.-
7:00 p.m.) - webinar



Project/Contract: *Odra-Vistula Flood Management Project (hereinafter referred to as OVFMP)/ Contract 3A.4 Extension of a section of the right embankment downstream of the Dąbie Barrage, including development of a flood gate in the area of a repair yard*

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| Consultations' organizer: | Consultant acting upon authorization of the State Water Holding Polish Waters RZGW in Cracow (hereinafter referred to as the Consultant) | Type of consultations | Correspondence, electronic |
| Meeting led by: | Marta Rak – Senior Supporting Expert for properties and technical assistance for the Client in the Consultant-Engineer's Team, AECOM Polska Sp. z o.o | | |

Due to the fact of co-funding the implementation of the Contract 3A.4 *Extension of a section of the right embankment downstream of the Dąbie Barrage, including development of a flood gate in the area of a repair yard*, using resources of the World Bank in accordance with the Bank's operational policy OP 4.12, a document titled Draft Land Acquisition and Resettlement Action Plan (hereinafter referred to as the Draft LA&RAP) has been developed in Polish and in English. The Draft LA&RAP was subject to public consultations.

The aim of the public consultations is – according to the requirements of World Bank's operational policies – to allow for acknowledging contents of that document to natural persons, institutions, and all other interested parties, as well as to secure the possibility of filing remarks, claims, enquiries, and motions referring to its contents.

The publication of the Draft Land Acquisition and Resettlement Action Plan was commenced on **August 27, 2020**, at publication of an announcement in Gazeta Krakowska (local magazine) (Appendix 2). The announcement invited natural persons, the authorities, and interested institutions to review the Draft LA&RAP for the Contract 3A.4.

As informed in the announcement (quote): (...) **DUE TO THE EPIDEMIC STATE IN POLAND AND CARE FOR THE PAPS' HEALTH, A NON-STANDARD FORMULA OF PUBLIC CONSULTATIONS FOR THE DRAFT LA&RAP SHALL BE APPLIED. NO OPENING MEETING WILL BE TAKEN FOR ALL INTERESTED PARTIES, BUT THE CONSULTATIONS IN QUESTION SHALL BE DONE IN A CORRESPONDENCE FORMULA, WHILE USING AVAILABLE (SAFE) COMMUNICATION CHANNELS** (...)

The draft LA&RAP is made available on the following websites:

- SWH Polish Waters RZGW in Cracow at <https://krakow.wody.gov.pl/aktualnosci/>,
- City Office of Cracow at – <https://www.bip.krakow.pl/>,
- Odra-Vistula Flood Management Project Coordination Unit at – <http://odrapcu2019.odrapcu.pl/ogloszenia/>.

Each interested party may submit remarks and motions referring to the DRAFT LAND ACQUISITION AND

RESETTLEMENT ACTION PLAN in writing (i.e. by post) to the address of the PIU in Cracow:

State Water Holding Polish Waters

Regional Water Management Authority in Cracow

22 Marszałka J. Piłsudskiego Street

31-109 Cracow

or in electronic form by mail to:

jrp.krakow@wody.gov.pl

and by phone at numbers:

505 028 137, 601 824 298 (on working days from 9:00 a.m. to 5:00 p.m.)

From **08/27/2020 to 09/17/2020** inclusive (21 days).

The institution competent to examine the comments and motions was the SWH POLISH WATERS RZGW in Cracow.

Except for publishing the announcement in press as informed above (Gazeta Krakowska – local magazine), it has also been placed on information boards at:

- SWH POLISH WATERS RZGW in Cracow,
- City Office of Cracow,

as well as published at websites of those institutions, and at performance sites.

Posters informing about the Works Contract 3A.4 were additionally placed – except for the announcement – at performance sites.

Simultaneously, every owner of properties subject to acquisitions was provided – at the place of residence / correspondence address given in the register of land and buildings – by a Polish Post, priority registered mail with e-mail confirmation, with information packet concerning the Draft LA&RAP, which comprised the following:

1. Cover letter;
2. Announcement on the consultations;
3. Questionnaire for provision of opinions and enquiries;
4. Information brochure;
5. Presentation on the Project and on the Draft LA&RAP.

An example set of documents has been attached to this Report (Appendix no. 3).

Publication of the Draft LA&RAP, commenced officially **on August 27, 2020**, was completed after 21 days on **September 17, 2020**.

A webinar was held on **September 18, 2020 from 5.00 p.m. to 7.00 p.m.**, during which Mrs. Marta Rak gave a multimedia presentation:

1. The purpose and funding for the OVFMP was briefly discussed.
2. It was explained why the draft LA&RAP was developed and what the procedure for making it public was.
3. Information on Works Contract 3A.4 (physical scope, area protected from flooding due to the execution of the Contract in question) was presented.
4. Information was provided on the number of properties subject to permanent occupation and restrictions on use by property category.

5. Legal basis for implementation of the LA&RAP was indicated.
6. Minimizing measures were discussed, with particular emphasis on the issue of purchasing the remnants, EU subsidies and informing the ARMA, the payment of 5% bonus.
7. Most attention was paid to legal regulations concerning the procedure of issuing the IPIP decision, payment of compensations, compensation agreement procedures, submission of appeals and conc. redress and grievance mechanism.
8. The participants of the meeting were informed about the possibility of receiving an indisputable part of the compensation despite a possible appeal against the Governor's decision determining the amount of compensation or payment of 70% of the compensation.
9. Information on temporary acquisition was presented.

During the webinar, no questions were submitted to the presented content.
The webinar was attended by 8 people (some of them participated anonymously).

During the consultations, no questions regarding the RAP draft were submitted. In the case of RAP for Contract 3A.4, there is only one natural person (perpetual usufructuary) who, during the socioeconomic research, was already interested in the issues of payment of compensation and rights of the party during the administrative procedure and was then provided with very extensive explanations in this regard. This person has a contact with the Consultant and, as indicated, will be contacted when the IPIP decision is issued. In addition, telephone conversations were conducted with a representative of one of the companies that is PAP for this Contract. During the conversation, the compensation payment procedure was explained and information about the investment was provided.

After supplementing the document with a report on the publication procedure, the final LA&RAP shall be submitted to the World Bank for the purpose of obtaining "No objection" clause.

This is the end of the report.

Report developed by:
Aneta Stasiak

Appendices:

1. List of persons provided with information packets on the consultations (personal data anonymized).
2. Documented announcements.
3. Information packet on the consultation sent to the PAPs.