

ANNEX No. 2 TO THE ENVIRONMENTAL MANAGEMENT PLAN

ODRA - VISTULA FLOOD MANAGEMENT PROJECT - 8524 PL



Environmental category B - in accordance with WB OP 4.01

Component 2:

Flood protection of the Kłodzka Valley

Works Contract 2B.2/2 (a):

Flood protection of the Bystrzyca Dusznicka River (passive protection)

Issue	Data	Autor	Client's Approval	Description
	27 January 2025	Wojciech Lewandowski  Monika Jaworska 		Annex no. 2 to EMP for Contract 2B.2/2(a)

ODRA-VISTULA

FLOOD MANAGEMENT PROJECT

co-financed by:

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ENVIRONMENTAL MANAGEMENT PLAN

Component: *2 – Flood protection of the Kłodzka Valley*

Podkomponent: *2B – Passive protection*

Kontrakt: *2B.2/2 (a) – Flood protection of the Bystrzyca Dusznicka River: Polanica Zdrój, Szczytna, Kamienny Potok River*

Project Implementation Unit:

State Water Holding Polish Waters

Regional Water Management Authority in Wrocław

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Wrocław, January 2025 r.

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Appendices:

Appx. 1. Plan of mitigation and monitoring measures for intervention and rescue works constitutes Appx. No. 7 to the EMP of August 9, 2021.

Załącznik 8 Correspondence between State Water Holding Polish Waters and Regional Directorate for Environmental Protection in Wrocław regarding the conduct of rescue operations.

Załącznik 9 Correspondence between State Water Holding Polish Waters and Regional Directorate for Environmental Protection in Opole regarding the conduct of rescue operations.

1. INTRODUCTION

Works covered by the Contract 2B.2/2 (a) pn. „*Flood protection of the Bystrzyca Dusznicka River: Polanica Zdrój, Szczytna, Kamienny Potok River*” include the construction, rebuilding, reconstruction and reinstatement of regulatory structures, together with the facilities connected with them technically and functionally. They will be implemented within the riverbed of the Bystrzyca Dusznicka and Kamienny Potok rivers in the area of two towns, located in Kłodzko District - Polanica Zdrój and Szczytna.

As a result of the catastrophic flood that occurred in September 2024 on the rivers in the Nysa Kłodzka catchment area, in areas covered by the Council of Ministers' Regulation of 16 September 2024 *on the introduction of a state of emergency due to a natural disaster in parts of the Lower Silesian, Opolskie, and Silesian Voivodeships* (i.e., Journal of Laws of 2024, item 1395), there is an urgency to: clean up the areas damaged by the flood, rebuild damaged regulatory structures, carry out emergency works aimed at removing the remains of damaged structures and water facilities from riverbeds, prevent further damage to water infrastructure and related technical infrastructure, as well as secure embankments, water facilities and Works covered by Contract 2B.2/2 (a) that survived the flood.

These activities are also essential for securing and enabling the continuation of Works covered by Contract 2B.2/2 (a) and the necessary adjustment by expanding its scope, also by including other areas of the Nysa Kłodzka catchment where water facilities have been damaged, as well as for avoiding the risk of further damage to residents' property. Such situations can arise as a result of adverse weather conditions, such as even minor river flooding or uncontrolled runoff from rainfall, snowmelt, etc.

The necessary works are of an emergency and intervention nature. The works under the Contract will be carried out in accordance with the general environmental protection conditions specified in the existing Environmental Management Plan (EMP) for Contract 2B.2/2 (a).

2. ENVIRONMENTAL CONDITIONS FOR THE IMPLEMENTATION OF THE CONTRACT

Emergency and intervention works are carried out in accordance with the legal provisions applicable to such situations, in particular:

- The Act of September 16, 2011 on special solutions related to removing the consequences of floods (i.e. Journal of Laws of 2024, item 654, as amended);
- The Act of 11 August 2001 *on specific rules for the reconstruction, renovation and demolition of buildings damaged or destroyed by natural disasters* (Journal of Laws of 2024, item 1190, as amended);
- The Act of 3 October 2008 *on providing information on the environment and environmental protection, public participation in environmental protection and on environmental impact assessment* (Journal of Laws of 2024, item 1112).

Immediately after the flood wave, the PGW WP RZGW Nysa Catchment Board, pursuant to Article 72(8) of the Act on providing information on the environment and environmental protection, public participation in environmental protection and on environmental impact assessment, gave notice to the Regional Directorate for Environmental Protection in Opole (notice of 25 September 2024) and the Regional Directorate for Environmental Protection in Wrocław (notice of 25 September 2024).

In response to the aforementioned reports, PGW WP received notices from the regional directorate for environmental protection:

- Notification of the Regional Director for Environmental Protection in Wrocław of September 27, 2024 (WOŚ.421.3.2024.AMA.1), stating that there is no objection pursuant to Article 72 (10) of the Environmental Protection Act to the aforementioned notice constituting rescue activities and civil security measures related to preventing or eliminating an immediate threat to people;
- Notification of the Regional Director for Environmental Protection in Opole of September 25, 2024 (VN.ZPU.410.20.2024.AL), stating that there is no objection pursuant to Article 72 (10) of the Environmental Protection Act to the aforementioned notice constituting rescue activities and civil security measures related to preventing or eliminating an immediate threat to people.

Given the conditions of the riverbeds, which have been altered by the flood, the general terms and conditions for the works specified in the EMP for Contract 2B.2/2 (a) have been adapted or modified. These changes apply exclusively to the structures and locations of works related to rescue and emergency operations.

2. PUBLIC CONSULTATIONS

Due to the urgent need to ensure the safety of people and their property, it is necessary to undertake immediate rescue works. Therefore, conducting separate public consultations before commencing these works is not feasible. Extending the time to conduct such consultations could, in this case, further negatively impact the local community affected by the flood. Information about the works carried out is being communicated directly to the public through the PGW WP information channels (websites¹, social media², regional TV³) where it is possible to conduct an ongoing discussion about the undertaken activities.

Persuant with the Amendments to the Contract works 2B.2/2 (a), the provisions of Annex No. 2 to the EMP shall be effective as of 13 September 2024.

¹<https://www.gov.pl/web/wody-polskie/podsumowanie-dzialan-wod-polskich-po-powodzi-na-terenie-powiatu-klodzkiego>

² <https://www.facebook.com/RZGWWroclaw>

³ <https://wroclaw.tvp.pl> „Po powodzi” TV Wrocław informational series.