

REGIONAL DIRECTOR FOR
ENVIRONMENTAL PROTECTION
IN CRACOW

OO.420.4.3.2018.BM

Cracow, 24 August 2018

RESOLUTION

Acting based upon Article 113 (1) of the Act of 14 June 1960 Administrative Procedure Code (OJ of 2017, item 1257, as amended),

one corrects – upon a party's request – an obvious mistake

in the decision of the Regional Director for Environmental Protection in Cracow dated 05/20/2015, ref. no.: OO.4233.8.2014.BM, on environmental conditions for the investment titled "Design on Extension of Flood Embankments for the Vistula River in Cracow: Section 4 – The Right embankment of the Vistula River from the Estuary of Skawinka to the Kościuszko Barrage",

through replacement of the following provision in the final paragraph on page 5 of the decision: "The subject resolution was published through an announcement placed on noticeboards in the City Office of Cracow on 07/17/2014 for 14 days (...)"

with a provision stating the following: "The subject resolution was published through an announcement placed on noticeboards in the City Office of Cracow on 09/17/2014 for 14 days (...)"

JUSTIFICATION

Within the contents of the decision of the Regional Director for Environmental Protection in Cracow dated 05/20/2015, ref. no.: OO.4233.8.2014.BM, on environmental conditions for the investment titled "Design on Extension of Flood Embankments for the Vistula River in Cracow: Section 4 – The Right Embankment of the Vistula River from the Estuary of Skawinka to the Kościuszko Barrage" (final paragraph on page 6), a date of publication of the resolution on the noticeboard in the City Office of Cracow was mistakenly determined. In accordance with information provided by the City Office of Cracow in the announcement of the RDOŚ in Cracow (dated 09/17/2014, ref. no.: OO.4233.8.2014.BM), the resolution in question was published through an announcement placed on the noticeboard in the City Office of Cracow on 09/17/2014 for 14 days.

A request for correction of an obvious mistake was filed by Mrs. Barbara Chammas, AECOM Polska Sp. z o.o., 1. Pokoju Alley, 31-548 Cracow – acting upon the power of attorney provided by the Investor, i.e. State Water Holding Polish Waters RZGW in Cracow – with a note dated 07/31/2018 (reception date: 08/02/2018), ref. no.: POPDOW/KR/60549311/18/0349. The aforementioned decision of the Regional Director for Environmental Protection in Cracow (dated 05/20/2015, ref. no.: OO.4233.8.2014.BM) on environmental conditions was issued for the previous Investor, i.e. the Małopolski Board of Amelioration and Water Structures in Cracow. Based upon the Water Law Act of 20 July 2017, from 1 January 2018 competences and rights of the aforementioned authorities were taken over by the State Water Holding Polish Water Regional Water Management Authority in Cracow.

In accordance with Article 113 (1) of the Act of 14 June 1960 Administrative Procedure Code, public administration units may ex officio or upon a party's request correct editorial and accounting mistakes and other obvious mistakes in decisions issued by that unit through a resolution.

As a result it was decided as given in the conclusion.

Instruction

One may appeal against this decision to the General Director for Environmental Protection in Warsaw through the Regional Director for Environmental Protection in Cracow within 7 days from its serving date.

In case of this resolution one may relinquish the right to file a claim against the public administration unit, which issued the decision. On the day the public administration unit receives a statement relinquishing the right to file the claim by the last of the proceeding parties, the resolution becomes final and binding.

Due to enactment of the Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (hereinafter referred to as GDPR) on 25 May 2018, we hereby inform that:

- 1) The Regional Director for Environmental Protection with its office in Cracow, 25. Mogilska Street, 31-542 Cracow, administers your personal data.
- 2) Your personal data shall be processed by the Regional Directorate for Environmental Protection for the purpose of administrative / court-administrative proceedings, in accordance with Article 6 (1) letter c) of the GDPR.
Provision of your personal data is voluntary, but necessary for fulfilling the legal obligation of addressing the case.
- 3) Your data may be provided by the Regional Director for Environmental Protection in Cracow to units authorized to obtain information based upon commonly valid provisions of the law.
- 4) Personal data provided by you shall be stored by the time required by provisions of the law.
- 5) You have a right to access your personal data and a right to adjust them, limit their processing, and a right to transfer the data.
- 6) Due to processing of your personal data you have a right to file a claim to the President of the Personal Data Protection Office.
- 7) Contact data to the Data Protection Inspector: e-mail address: iod.krakow@rdos.gov.pl, mail address: 25. Mogilska Street, 31-542 Cracow.
- 8) A legal basis for processing of your personal data are provisions of the Act of 3 October 2008 on providing information on the environment and its protection, public participation in the environmental protection, and on environmental impact assessments.

pp. Regional Director
for Environmental Protection in Cracow
Bożena Kotońska, PhD
Deputy Regional Director
Regional Nature Conservator

Recipients:

1. Investor's Proxy – Mrs. Barbara Chammas, AECOM Sp. z o.o., Project Office, 1. Pokoju Alley, 31-548 Cracow,
2. Remaining parties of the proceeding notified in the mode under Article 49 of the APC,
3. OO.BM file.