



REGIONAL DIRECTOR FOR ENVIRONMENTAL PROTECTION IN SZCZECIN

Szczecin, 24 July 2025

WONS.420.15.2025.KK.3

RULING

Pursuant to Article 108(1)(1), Article 75(1)(1)(c) in conjunction with Article 75(2) of the Act of 3 October 2008 on access to information on the environment and its protection, public participation in environmental protection and environmental impact assessments (Journal of Laws of 2024, item 1112, as amended), hereinafter referred to as the EIA Act, in conjunction with Article 123 of the Act of 14 June 1960 – Code of Administrative Procedure (Journal of Laws of 2024, item 572, as amended), having considered the application submitted by **Energa MFW 2 Sp. z o.o.** through Mr Marek Budniak on 27 June 2025, supplemented in formal terms on 15 July 2025, 16 July 2025 and 23 July 2025, regarding the issuance of a decision on environmental conditions for the project entitled **Offshore Wind Farm in area 14.E.2, together with the necessary infrastructure**

I hereby decide

- I. Conduct a cross-border environmental impact assessment for the planned project entitled Offshore Wind Farm in area 14.E.2, including the necessary infrastructure.
- II. Determine the scope of documentation necessary to conduct this procedure, which will consist of:
 - a) an application for a decision on environmental conditions;
 - b) project information sheet (KIP);
 - c) part of the report on the environmental impact of the project, which will enable the country in whose territory the planned project may have an impact to assess the possible significant transboundary environmental impact, to be submitted during subsequent stages of the procedure.
- III. The applicant shall be required to prepare the documentation referred to in point II of this decision in English and German due to the possible impact of the project on the territory of Denmark, Germany and Sweden, and to submit it in paper and electronic form.

JUSTIFICATION

Energa MFW 2 Sp. z o.o., za pośrednictwem Pana Marka Budniaka w dniu 27.06.2025 r., submitted an application for a decision on environmental conditions for the project entitled *Offshore Wind Farm in area 14.E.2, together with the necessary infrastructure*, and at the same time submitted an application for determining the scope of the report, in accordance with the provisions of Article 69 of the Environmental Impact Assessment Act

The application for a decision on environmental conditions was accompanied by:

- Project Information Sheet (KIP),
- a map on a scale ensuring the legibility of the data presented, with the planned site of the project marked and the area likely to be affected by the project also marked;
- power of attorney to represent the Applicant;
- proof of payment of stamp duty for the issuance of a decision on environmental conditions;
- proof of payment of stamp duty on the power of attorney.

The application in question, following a request from the local authority dated 3 July 2025, ref. no.: WONS.420.15.2025.KK, was supplemented in formal terms on the following dates: 15 July 2025, 16 July 2025 and 23 July 2025.

The planned project involves the construction of an offshore wind farm (OWF) in the area 14.E.2 with a maximum installed capacity of 896 MW, including the necessary infrastructure, in the Polish exclusive economic zone. The planned investment is located approximately 34 km from land, off the coast of Rewal and Trzebiatów, approximately 5.4 km from the border of the Danish EEZ, approximately 14 km from the border of the German EEZ and approximately 131 km from the border of the Swedish EEZ. The area of the 14.E.2 offshore wind farm is 91.8 km⁽²⁾. The 14.E.2 offshore wind farm will consist of: a maximum of 59 wind turbines with a maximum height of 350 m and a maximum rotor diameter of 310 m, consisting of a support structure (above-water part, transition elements and underwater part) and a nacelle with a rotor; a maximum of 2 offshore power stations and, in the case of land-based electricity transmission using direct current technology, offshore converter stations; medium or high voltage power cables for the transmission of electricity from wind farms to offshore power stations and between offshore power stations, together with accessories; a service and accommodation station (optional); a measurement and research station (optional) and a helicopter landing pad located on the OWF structures (optional). The power generated by OWF 14.E.2 will be transmitted to the National Power System via a power connection, which will be the subject of a separate project. Wind turbines with a capacity of 15 MW to 25 MW are planned to be used. The MFW 14.E.2 in question is adjacent to the following areas designated for the construction of offshore wind farms: 14.E.1, 14.E.3 and 14.E.4.

The project in question is classified as a project that may always have a significant impact on the environment in accordance with § 2(1)(5) of the Regulation of the Council of Ministers of 10 September 2019 on projects that may have a significant impact on the environment (Journal of Laws of 2019, item 1839). The competent authority for issuing a decision on environmental conditions is the Regional Director for Environmental Protection in Szczecin, pursuant to Article 75(1)(1)(c) in conjunction with Article 75(2) of the EIA Act.

On the basis of the documents submitted by the investor and the analysis of the materials available to the local authority, it has been concluded that the implementation of the project may have a cross-border impact on the environment of Denmark, Germany and Sweden.

When preparing its position on this matter, the ongoing and completed proceedings at this authority were taken into account as part of the strategic environmental impact assessment in a cross-border context for: the Spatial Development Plan for Polish Maritime Areas, the update of the spatial development plan for the German exclusive economic zone (EEZ) in the North Sea and the Baltic Sea, the spatial development plan for Danish maritime areas, and the amendment of the Sea Use Plans covering the Gulf of Bothnia, the Baltic Sea and Skagerrak/Kattegat in Sweden.

According to the analysis of the submitted documents and data available to the local authority, the planned wind farm, together with other planned wind farms in the Baltic Sea located in Denmark, Germany and Sweden, may have significant transboundary impacts, mainly on birds, bats, marine mammals and fish.

It should be noted that as part of the completed strategic environmental impact assessment (hereinafter: SEA) in a transboundary context for the Spatial Development Plan for Polish Maritime Areas, Denmark and Sweden declared their willingness to participate in the transboundary procedure for the planned wind farms and requested that detailed analyses of the impact of wind farms on nature be carried out. In view of the above, these countries should be given the opportunity to familiarise themselves with this information.

Due to the possibility of significant environmental impact on the territory of three countries, i.e. Denmark, Germany and Sweden, this decision establishes the obligation for the applicant to prepare the documentation referred to in point II of this decision in English and German, due to the agreement between the Government of the Republic of Poland and the Government of the Federal Republic of Germany on environmental impact assessments and strategic environmental impact assessments in a transboundary context, signed in Neuhausen on 10 October 2018. (Journal of Laws of 2021, item 330), regulating the procedure for transboundary environmental impact assessment, in accordance with Article 108(1)(1)(b) of the EIA Act.

Pursuant to Article 108 of the EIA Act, the authority competent to issue a decision on environmental conditions is also competent to issue a decision on conducting proceedings on the transboundary environmental impact of a project.

The obligations set out in this decision arise from Article 108 of the Environmental Impact Assessment Act. Acting on the basis of the provisions cited in the introduction, the decision was made as stated in the operative part.

INSTRUCTIONS

The parties may appeal against this decision to the General Director for Environmental Protection, via the Regional Director for Environmental Protection in Szczecin, within 7 days of its delivery.

*on behalf of the Regional Director for Environmental Protection in
Szczecin Second Deputy Regional Director
for Environmental Protection in
Szczecin Andrzej Miluch
/- digitally signed document/*

Recipients – ePUAP/eDoręczenie

Mr

Marek Budniak

ul. Bielańska 12

00-085 Warsaw

Representative of Energa MFW 2 Sp. z o. o.

For information (together with the application for a decision, KIP and a map showing the area of impact):

General Director for Environmental Protection – ePUAP/eDoręczenie