

**REGIONAL DIRECTOR
FOR ENVIRONMENTAL PROTECTION
IN SZCZECIN**

ZZMiUW in Szczecin

INCOMING DATE

15-04-2016

Ref. No: 4096

DI 15.04.16 [*signature*]

Szczecin, dated 13 April 2016

WOPN-OG.6401.67.2016.AK

DECISION

Under Article 104 § 1 of the Administrative Proceedings Code (Journal of Laws of 2016, item 23), Article 56.2.1, Article 56.4.2 and Article 56.4.7, in connection to Article 52.1.7 and Article 52.1.8 of the Act of 16 April 2004 on the environment protection (Journal of Laws of 2015, item 1651, as amended; Journal of Laws of 2014, item 926 and Journal of Laws of 2015, item 1045) and § 6.1.7, § 6.1.8 and § 6.3 of the Regulation of the Minister of Environment of 6 October 2014 on the fauna species protection (Journal of Laws of 2014, item 1348), upon having considered the application of the Director of ZZMiUW in Szczecin of 2 March 2016, sign IR/2233/20/05/16/AG,

I hereby approve of the following

Departures from the prohibitions concerning the bird species under protection, i.e. purposeful destruction of two nests and natural habitats of a magpie *Pica pica*, located on the plot No 291, Gryfino I district, Gryfino Commune, in connection with the implementation of the Project named: "Reconstruction of flood embankments along the Odra River within the section from km 708+680 to km 726+231".

This permission is valid provided that the following conditions are met:

- 1) prior to destruction, the nests under consideration must be checked in terms of their settlement,
- 2) natural habitats must be destroyed by means of mechanical cutting of trees,
- 3) the activities connected with destroying the nests and habitats of the magpie must be carried out beyond the breeding season,
- 4) the Applicant must submit a report on the usage of this permission to the Regional Director for Environment Protection in Szczecin by 15 February 2017.

This permission is valid by 31 January 2017

The Applicant is responsible for human and property safety during the performance of the works under the permission as well as for the infringement of the interest of third parties.

Due to the full acceptance of the claim of the party under Article 107 § 4 of the Administrative Proceedings Code, the substantiation of this decision has been waved.

Instructions

A failure to meet the conditions imposed by the decision shall constitute a basis for withdrawing the permission under Article 56.7j of the Act of 16th April 2004 on the natural environment protection (Journal of Laws of 2015, item 1651, as amended).

A party dissatisfied with the decision, pursuant to Article 127 § 1 and Article 129 § 1 and § 2 of the Administrative Proceedings Code, shall be entitled to appeal to the General Director for Environmental Protection via the Regional Director for Environmental Protection in Szczecin within 14 days of the date of being served with this decision.

REGIONAL DIRECTOR FOR ENVIRONMENTAL PROTECTION IN SZCZECIN

Per procura REGIONAL DIRECTOR FOR ENVIRONMENTAL PROTECTION

Superintendent of the Department
of Natural Environment and Natura 2000 Sites Protection

Regional Directorate for Environmental protection

Marcin Dziubak

10.04.2016

With copies to:

- ZZMiUW in Szczecin
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