

PODKARPACKI BOARD OF AMELIORATION AND HYDRAULIC STRUCTURES RZESZÓW

Incoming date: 2014-05-22 DI

Ref. No: ROKP-11699-2014

[signature]

P.K. Nocek-Zajac

P.E. [illegible surname]

23.05.14 [signature]

REGIONAL DIRECTOR OF ENVIRONMENTAL PROTECTION

IN RZESZÓW

Al. Józefa Piłsudskiego 38, 35-001 Rzeszów

WOOS.4233.1.2014.GJ-2

Rzeszów, 2014-05-20

DECISION

Pursuant to:

- Article 104 of the Act of 14 June 1960 on the Code of Administrative Procedure (Journal of Laws of 2013, item 267 as amended);
- Article 72a of the Act of 3 October 2008 on providing information on the environment and environmental protection, public participation in environmental protection and environmental impact assessments (Journal of Laws of 2013, item 1235 as amended);

Upon having considered the application submitted by Podkarpackie Voivodeship, Al. Łukasza Ciepłińskiego 4, 35-010 Rzeszów, on behalf of which Mr Stanisław Stachura applied, of 12 May 2014 on transferring the decision of the Regional Director of Environmental Protection in Rzeszów of 19 September 2013, sign: WOOS.4233.19.2013.GJ-95 on environmental conditions for the project implementation for: "Vistula River – Stage 1 – extension of the Vistula River right embankment in km 5+950 – 15+819 within the section from Tarnobrzeg (Skalna Góra) to Koćmierzów (borderline of Podkarpackie Voivodeship and Świętokrzyskie Voivodeship)" issued for Podkarpacki Board of Amelioration and Hydraulic Structures in Rzeszów;

I decide

to transfer to Podkarpackie Voivodeship, Al. Łukasza Ciepłińskiego 4, 35-010 Rzeszów, the rights and obligations arising from the decision of the Regional Director of Environmental Protection in Rzeszów of 19 September 2013, sign: WOOS.4233.19.2013.GJ-95 on environmental conditions for the project implementation for: "Vistula River – Stage 1 – extension of the Vistula River right embankment in km 5+950 – 15+819 within the section

from Tarnobrzeg (Skalna Góra) to Koćmierzów (borderline of Podkarpackie Voivodeship and Świętokrzyskie Voivodeship)” issued for Podkarpacki Board of Amelioration and Hydraulic Structures in Rzeszów;

SUBSTANTIATION

The Regional Director for Environmental Protection in Rzeszów on the day of 19 September 2013 issued a decision, sign: WOOS.4233.19.2013.GJ-95 on environmental conditions for the project implementation for: “Vistula River – Stage 1 – extension of the Vistula River right embankment in km 5+950 – 15+819 within the section from Tarnobrzeg (Skalna Góra) to Koćmierzów (borderline of Podkarpackie Voivodeship and Świętokrzyskie Voivodeship)”. An application in the said case was submitted by Podkarpacki Board of Amelioration and Hydraulic Structures in Rzeszów on 26 October 2011.

On the day of 12 May 2014 the application of Stanisław Stachura – Director of Podkarpacki Board of Amelioration and Hydraulic Structures in Rzeszów was submitted to the Regional Director of Environmental Protection in Rzeszów, concerning the issuance of a decision on transferring the rights and obligations rendered by Podkarpacki Board of Amelioration and Hydraulic Structures in Rzeszów, under the decision of the Regional Director of Environmental Protection in Rzeszów of 19 September 2013, sign: WOOS.4233.19.2013.GJ-95 on environmental conditions, in which environmental conditions were defined for the project implementation consisting in the extension of the Vistula River right embankment in km 5+950 – 15+819 within the section from Tarnobrzeg to Koćmierzów onto Podkarpackie Voivodeship, Al. Łukasza Ciepłińskiego 4, 35-010 Rzeszów.

Podkarpacki Board of Amelioration and Hydraulic Structures in Rzeszów, in the Statement attached to the application of 12 May 2014 expressed its consent to transfer the decision on environmental conditions for the aforementioned project to the benefit of Podkarpackie Voivodeship, Al. Łukasza Ciepłińskiego 4, 35-010 Rzeszów.

At the same time Podkarpackie Voivodeship, Al. Łukasza Ciepłińskiego 4, 35-010 Rzeszów, in the Statement included in the above application, expressed its consent to the transfer of the above decision and acquire all the rights and obligations arising therefrom.

As per Article 72a of the aforementioned Act on providing information on the environment and environmental protection, public participation in environmental protection and environmental impact assessments, a body competent for issuing decisions on environmental conditions is obliged, upon the consent of the party to the benefit of which the decision was issued, to transfer this decision to the benefit of other entity provided that such an entity accepts the conditions contained therein.

Therefore, in compliance with the regulations cited in the legal basis it is decided as stated hereinabove.

INSTRUCTIONS

The Parties shall be entitled to appeal against this decision, under Article 129 of the Civil Administrative Procedure, to the General Director of Environmental Protection by means of the Regional Director of Environmental Protection in Rzeszów within 14 days of the date of its service.

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Per procura REGIONAL DIRECTOR

OF ENVIRONMENTAL PROTECTION IN RZESZÓW

[signature]

Magdalena Grabowska

Second Deputy Director of Environmental Protection

With copies to:

1. Podkarpackie Voivodeship, Al. Łukasza Cieplińskiego 4, 35-010 Rzeszów
2. Podkarpacki Board of Amelioration and Hydraulic Structures in Rzeszów, ul. Hetmańska 9, 35-959 Rzeszów

With carbon copies to:

1. WOOS; a/a.

WOOS.4233.1.2014.GJ-2