

Report on Public Consultations

22.10.2019 3:00 p.m.

Conference Hall
Hotel Centrum
Os. Centrum E12
Jana Pawła II Ave., Cracow



23.10.2019 2:00 p.m.

Podgórze Centre for Culture
Przewóz Club
Łutnia 1 Str., Cracow

***Odra-Vistula Flood Management Project (hereinafter referred to as the OVFMP)/
Contract 3A.1 Construction of Vistula embankments in Cracow***

Project/Contract:

Work Contract: 3A.1/1 – Construction of Vistula embankments in Cracow –
Section 1, Section 2
3A.1/2 – Construction of Vistula embankments in Cracow –
Section 3

Meeting organizer: Consultant acting based upon an authorization of the State Water Holding Polish Water RZGW in Cracow (hereinafter referred to as the Consultant) **Meeting type:** Public debate

Speakers: Agnieszka Gac-Ira – Project Manager on the Consultant Engineer’s side, AECOM Polska Sp. z o.o.

Marta Rak – Senior Supporting Expert for Properties and Technical Assistance for the Client in the Consultant Engineer’s Team, AECOM Polska Sp. z o.o.

Attendees: According to attached attendance lists (personal data anonymized)

Due to the fact that implementation of the Contract 3A.1 *Construction of Vistula embankments in Cracow (the Contract is comprised of two Works Contracts/Tasks: 3A.1/1 – Construction of Vistula embankments in Cracow – Section 1, Section 2 and 3A.1/2 – Construction of Vistula embankments in Cracow – Section 3) (Contract 3A.1)* is co-funded by the World Bank, in accordance with the Bank’s operational policy OP 4.12 a document titled Land Acquisition and Resettlement Action Plan (hereinafter referred to as the Draft LA&RAP) was developed in Polish and in English. The Draft LA&RAP underwent public consultations in accordance with requirements of the World Bank’s operational policies (OP 4.12). Their objective was to allow for acknowledging contents of that document by natural persons, institutions, and all interested parties, and to assure the possibility of providing potential remarks, questions and applications in reference to its contents.

In accordance with the operational policy OP 4.12, publication of the Draft Land Acquisition and Resettlement Action Plan started on 1 October 2019 with publication of an announcement in Dziennik Polski (local magazine) (Figure 7 in Appendix 3). The announcement invited natural persons, the authorities, and interested institutions to review the Draft LA&RAP for Contract 3A.1.

Every interested individual was able to acknowledge the Draft LA&RAP (hard copy) **from October 1 2019 to October 21 2019** (inclusive) in the following offices:

1. State Water Holding Polish Waters, Regional Water Management Authorities in Cracow (PGWWP RZGW in Cracow), 22. Marszałka J. Piłsudskiego Street, 31-109 Cracow, on working days, from 9:00 am to 2:00 pm,
2. The Odra-Vistula Flood Management Project Coordination Office in Cracow (OVFM Project Office), 5 K. Morawskiego Str., 30-102 Cracow, on working days, from 7:30 am to 3:30 pm,
3. OVFM Project Office, AECOM Polska Sp. z o.o., 1. Pokoju Ave. (Building K1 – 4th floor), 31-548 Cracow, on working days, from 7:30 am to 3:30 pm.

or a digital version of the document published on the following publicly accessible websites:

1. PGW WP RZGW in Cracow at – www.krakow.rzgw.gov.pl (Fig. 1 in Appendix 3),
2. City Office of Cracow at – www.bip.krakow.pl (Fig. 2 in Appendix 3),
3. District Starosty Office in Cracow at – www.powiat.krakow.pl (Fig. 3 in Appendix 3),
4. Office of the City & Commune of Wieliczka at – www.wieliczka.eu (Fig. 4 in Appendix 3),
5. OVFM PCU at – www.odrapcu.pl (Fig. 5 in Appendix 3).

Every interested individual was able to provide remarks and applications in reference to the Draft LA&RAP in writing and in an oral form at the aforementioned addresses or in a digital form to the e-mail address: irp.krakow@wody.gov.pl, on working days – from 01.10.2019 to 21.10.2019 r. (inclusive). The institution relevant for consideration of remarks and applications was the PGW WP RZGW in Cracow – contact persons: Ms. Ewa Uczniak-Grzanka, phone: +48 12 62 84 209 and Mr Rafał Sionko phone: +48 12 62 84 209.

Detailed information on the possibility to acknowledge that document and on the possibility to file applications and remarks (along with indication of detailed contact data: telephone numbers, e-mail addresses, addresses of places where the draft document may be reviewed, opening hours) were published in an Announcement (Figure 6 in Appendix 3) placed:

1. At websites of: PGW WP RZGW in Cracow at - www.krakow.rzgw.gov.pl, OVFM PCU at - www.odrapcu.pl, Cracow City Office at – www.bip.krakow.pl, District Starosty Office in Cracow at www.powiat.krakow.pl; Office of the City & Commune of Wieliczka at – www.wieliczka.eu;
2. In local press – **Dziennik Polski** (Figure 7 in Appendix 3);
3. On notice boards in the office of: PGW WP RZGW in Cracow, in the Cracow City Office and in the District Starosty Office in Cracow, in the Office of the City & Commune of Wieliczka at;
4. As well as on notice boards placed in locations visited by the local community, including in the family garden plots, in the Podgórze Center of Culture, at the shrine and PKS stop in Brzegi (photos no. 8-13 in Appendix 3);
5. the announcements also appeared on the Facebook page of councillor of the city of Cracow and on the Facebook page of the Office of the City & Commune of Wieliczka.

The aforementioned announcement also contained information on the possibility of attending an open meeting and discussion for all interested individuals, organizations, and institutions, which was planned for 22 and 23 October 2019 (with indication of a place, date, and time of the meeting).

Additionally, that information was submitted (personal invitations and invitations to appropriate bodies) to public institutions interested in implementation of the Project, i.e.:

1. District Starosty Office in Cracow
2. City Office of Cracow
3. City Council of Cracow
4. Office of the City & Commune of Wieliczka
5. Council of the City & Commune of Wieliczka
6. Brzegi Village Administrator
7. Brzegi Village Administration Council
8. District and Housing Community Councils.

Publication of the Draft LA&RAP – commenced officially on **1 October 2019**, ended after 21 days on **21 October 2019**. In the publication period for the Draft Land Acquisition and Resettlement Action Plan there were two visits in the OVFP Consultant's Office (a councillor of the Podgórze district and a proxy of a company that owns property in the area covered by the Project). These persons familiarised themselves with the document made available for viewing and asked for parts of maps concerning their properties together with information on technical solutions (these documents were issued to interested parties and technical issues were explained by the Designers). Additionally, a district councillor telephoned with questions about technical solutions in her district. She was provided with an electronic form to submit questions and at the request of the councillor it was agreed that she would write down all the questions and ask for clarification during the debate scheduled for 21.10.2019. No questions or motions were submitted to the PGW WP RZGW in Cracow or OVFM PCU, either by e-mail or telephone, nor were they personally submitted to the PGW WP RZGW Office in Cracow or to the

OVFM PCU Office. However, an interest in this document was noted, which was made available for inspection in electronic form. Downloads of files from the websites indicated in the announcement were observed.

An opened public consultations meeting on the Draft **Land Acquisition and Resettlement Action Plan for the Contract 3A.1 Construction of Vistula embankments in Cracow** as implemented under the Odra-Vistula Flood Management Project, was held in locations close to residences of project affected persons (on the right and left banks of the Vistula river, at the planned locations of the sections of embankments scheduled for reconstruction):

- 22 October 2019 at 3:00 p.m. in the Conference Hall of Hotel Centrum and
- 23 October 2019 at 2:00 p.m. in the Podgórze Centre of Culture.

MEETING ON 22.10.2019 in the Conference Hall of Hotel Centrum, Housing Community Centrum E12, Jana Pawła II Ave., Cracow

The meeting in the Conference Room of the Hotel Centrum on 22.10.2019. (Tuesday) 18 persons (1 person did not sign the attendance list), among the participants was a representative of the Voivod of Małopolska and two local government representatives (district council). The meeting was also attended by representatives of entities directly involved in the implementation of OVFMP: the Project Implementation Unit from the PGW WP RZGW in Cracow, the OVFMP Project Coordination Office and the Consultant Engineer Team (including the Project Manager, 2 Designers and the Properties Team).

The meeting was opened by Mrs. Agnieszka Gac-Ira, Project Manager of the Consultant-Engineer's Team. She welcomed the attendees and presented the purpose of the meeting briefly. Then Mrs. Marta Rak – Senior Supporting Expert for Properties and Technical Assistance for the Client in the Consultant Engineer's Team – spoke and showed a multimedia presentation. The aim and funding for the OVFMP were briefly discussed, information on the Contract in question was presented, and the most of the time was spent to discuss about legal regulations on payment of compensation, its establishment procedure, provision of appeals, and mechanism for filing claims and complaints. The participants of the meeting were provided with information on the conditions and possibility of obtaining a 5% bonus for the release of the property within 30 days from the date of receipt of the Voivod's notification of the PNRI decision, and the possibility of receiving an undisputed part of the compensation despite an appeal against the Voivod's decision determining the amount of compensation. Participants were made aware of the need to notify the competent body (ARMA) of the reduction in the area on which they operate in order to avoid reimbursement of EU subsidies. The participants were informed about the possibility of applying to the Investor for the buyout of residual areas. Additionally, assurances were given that the Consultant, if necessary, will help PAP to prepare an appropriate application to ARMA or an application for buyout of residual areas. In accordance with the requirements of the World Bank, the participants were introduced to the purpose and content of the LA&RAP. While discussing the issues related to the LA&RAP, Ms. Marta Rak emphasized activities aimed at minimizing social impact and obligations of the Contractor regarding the rules of obtaining property for temporary occupation. The designated area for temporary occupation will be determined by the Contractor, who will be selected by the Investor in a public tender procedure. Its representatives will contact the owners/occupiers of the area in the vicinity of the embankments to agree on the terms and conditions of occupation. The process will take place on a voluntary basis and in accordance with rules specified in the agreement concluded between the owner of the property and the Contractor. The Contractor will be monitored by the investor and by the Consultant acting on behalf of the investor (the LA&RAP contains a specimen agreement for temporary occupation, which will have to be used by the Contractor under Contract 3A.1). She also informed the participants that if there is no current address in the Land and Building Register, the Voivod would send notices regarding the pending administrative proceedings to outdated addresses and appealed to PAP to update their address data in the Land and Building Register as soon as possible.

After the presentation, the participants of the meeting were given the floor. The District Councilwoman spoke, stressing that the district she represents supports the implementation of the Contract and is interested in starting it as soon as possible. She asked a number of questions on behalf of the residents of the district, which are listed below.

The following questions were asked at the meeting, and the following answers were provided to these questions:

1. *On the designed sections of the embankment on the left-bank, from the Wandy Bridge through the sections of the Dłubnia backwater, will an asphalt road be built on the crest of the embankment, i.e. is the design of the bicycle path planned by the city of Cracow included in the investment project?*

Answer:

We confirm that a road will be built on the crest of the extended embankment, its dimensions and the designed strengthening standard (broken stone) will be able to form the base for the target asphalt pavement, which will be able to be used as a bicycle path. Under this Contract, it is not possible to make asphalt pavement along the entire length of the crest of the extended embankments, this is something unrelated to flood protection.

2. *In the case of the service road on the embankment in the section from Wandy bridge to the backwater embankments in the vicinity of Na Niwach street, where the service shelf is already built (it was built after the last floods), will the service road be built simultaneously?*

Answer:

In the case of the left and right backwater dike on the Dłubnia River (excluding the section of the embankment between the bridge along S7 road and the bridge on the Dłubnia River along Podbipięty street and the section of the embankment under construction in the vicinity of Bardosa street), due to the development existing in the immediate vicinity of the embankments (commune roads, land development networks, fences, small architecture on private properties etc.), it was decided not to design shelves on the landside of the embankment. Thanks to this, it is not necessary to disturb the development and take over additional land for the investment. Service roads used for maintenance of the embankment will be located on the crest of the embankment. Additionally, in the area between the embankments, a three-meter strip of greenery has been designed along the embankment, which will also serve to maintain the embankment. The land for this strip will be taken over by the State Treasury and in return the owners/ perpetual users will receive compensation, which will be paid according to the same rules as discussed during the presentation. The lack of shelves does not reduce the safety and effectiveness of flood protection - the extended embankment will have the required stability and tightness.

3. *In case of construction of new sections of embankments which will intersect with existing drainage ditches/channels flowing into the Dłubnia River, will locks be designed to lead these ditches into the area between the embankments and to drain the water from the landside of the embankment?*

Answer:

The section of the newly built right embankment on the Dłubnia River, in the vicinity of Bardosa Street, intersects with the existing ditch that discharges water to the Dłubnia River. In the embankment design, the construction of an embankment lock is planned in place of this intersection. On the landside of the embankment, at the inlet to the lock, a plaza and a water intake were designed. In this way, using mobile pump sets, it will be possible to efficiently pump water during a flood when the lock is closed to prevent flooding along the ditch.

4. *Will parts of the allotment gardens located next to the embankment be temporarily occupied for the implementation of the investment?*

Answer:

Under Contract 3A.1, the section of the left embankment of the Vistula river from Wandy bridge to the intersection of Podbipięty and Zakarnie Streets will not be extended but only reconstructed. Reconstruction of the embankment will consist mainly in making an anti-seepage shutter, which will be made of the embankment crest (shoulder of Podbipięty street) using trenchmix technology and reconstruction of the infrastructure network in the area with which the shutter collides. The lighting on Podbipięty Street will be moved to the other side of the street, so as to also illuminate the existing bicycle path at the Mogilski Wood. One of the reconstructed networks will be an overhead low-voltage power line running through the first two allotment gardens located at the roundabout in front of the Wandy Bridge. Therefore, the temporary occupation will be limited, probably only to these two gardens, where the construction works related to the reconstruction of the network will be carried out. The area of the remaining allotment gardens is located outside the boundaries of the investment and no construction works will be carried out there.

Additionally, maps showing design solutions in the discussed section of embankments planned for reconstruction have been shown in order to better illustrate the issues discussed by the Consultant's designers.

5. *Will the embankment section of the Vistula river located at Zagłoby Street to the roundabout at Wandy Bridge, which was not upgraded during the previous extension of the embankments also be extended under Contract 3A.1?*

Answer:

Under Contract 3A.1, the left-bank dykes of the Vistula River will be rebuilt and extended below the Wanda Bridge. Therefore, no works related to the section of the dyke between Zagłoby Street and the Wandy Bridge will be carried out under this contract. Clarification of the issue of the lack of reconstruction or extension of this section of the embankment as part of the investment carried out previously in this area requires an analysis of the design documentation prepared for the previously performed Contract. Perhaps it was not necessary to expand and rebuild the existing section of the embankment, because it is of sufficient height and the geological research and calculations of stability and seepage of the existing body of the embankment carried out as part of that investment showed that it is not necessary to expand and reconstruct the existing section of the embankment. However, confirmation or elimination of the above will only be possible after the analysis of archival documentation.

After the meeting, the Consultant approached the PGW MUWR RZGW in Cracow with a request for access to the said documentation. After analysing the documentation and obtaining the relevant information, the person who asked the question and left phone details will be given an answer.

6. *In terms of temporary occupation and roads used to transport materials – will the Contractor be using existing technical infrastructure (including the new road etc.) Will the Contractor restore the infrastructure they have used to original condition?*

Answer:

Before using local roads and related infrastructure, the Contractor will have to agree on the terms of their use with the administrator, in this case the Municipal Road Administration in Cracow (in which case the documentation of the condition of existing roads will be prepared). Establishing the terms of use, including the permitted axle loads of vehicles used for transport, will be specified in the contract signed between the Contractor and the Administrator. The contract will be forwarded to the Investor and the Contract Engineer. The Contractor shall be unconditionally obliged to comply with these conditions. After the works have been completed, the Contractor shall restore the original condition of roads which it has used.

7. *Will each owner of occupied allotments receive notice from the Voivod regarding initiation of proceedings leading to the issuing of the Permit?*

Answer:

The Voivod informs all the owners/ perpetual users of properties which will be subject to takeover by the State Treasury or permanent limitation in use. As already mentioned during the presentation, such notifications are sent to the address of the party indicated in the cadastre. That is why it is so important to update this data. If the owner of the expropriated property does not receive the notification (and 2 proceedings are already in progress), you should go to the Voivod and notify the address of residence there directly.

8. *Will the Permit be issued in the form of a Special Act and if there is no other possibility the property is expropriated and the Contractor commences the work?*

Answer:

It was explained that the application for the Permit also included a request for immediate enforceability of the Permit, which entitles the Investor to start the works from the moment the decision is issued without the need to wait for the decision to become binding. However, the Investor will not use this power. According to operational policy OP 4.12 of the World Bank, compensation will be paid to all former owners and perpetual users, at least in the undisputed part or in the absence of a person entitled to compensation, in a court deposit, before the commencement of the works. However, compensation payments can only start once the Permit is final and binding.

9. *Does appealing the Decision to issue the Permit affect the investment delivery deadline and does it stop the implementation of the investment?*

Answer:

Yes, an appeal against the Permit Decision issued by the Małopolska Voivod will result in a delay in the commencement of the investment, the Investor will have to wait with the commencement of the works for the Minister or a higher level body to resolve the appeal (a diagram of appeals was shown during the presentation). As mentioned earlier, it is only when the Permit Decision is final that the payment of compensation will begin. The handover of the construction site to the Contractor and the commencement of reconstruction will be possible only after the completion of these payments, which may result in a significant delay in the implementation of the investment.

Therefore, please bear in mind that, when it comes to obtaining a satisfactory amount of compensation, there is a very different route to follow. After negotiations undertaken by the Investor, the proceedings will be conducted by the Voivod and it will be possible to appeal against the Investor's decision, and regardless of the appeal, to obtain payment of the undisputed amount.

10. *At Na Niwach Street there is a canal that belongs to Arcelor Mittal – who would be the proper body for implementing the investment and strengthening the embankments in that location?*

Answer:

Depending on the ownership issues of the embankments and the land under the embankment, it may be the owner or another authorized body. However, in order to be able to carry out the reconstruction of the embankments in the form of a special act, one must be one of the entities indicated in this legal act in order to be able to obtain a decision on the implementation of flood protection investments (and this catalogue is limited to PGW WP, local authorities and IMGW).

These embankments are not planned to be reconstructed/ strengthened under this Contract.

11. *What is the scheduled date for obtaining the Permit Decision for this Contract?*

Answer:

It is likely that two Permit decisions (for Sections 1 & 2 and Section 3) will be issued in late November 2019. Once these decisions have been issued, it will only be possible to submit a third Permit application due to the fact that it covers the same allotments as one of the pending applications.

12. *What is the scheduled date for announcing the tender procedure?*

Answer:

The scheduled date for announcing the tender procedure is December 2019.

13. *The Lesisko pump station – according to information known to the local community, a meeting regarding the pump station was held in PGW WP RZGW and the purchase of mobile pumps is planned. Is the date for issuing the mobile pumps known? Will the pumps be available for use by all of the city of Cracow?*

Answer:

The Lesisko pump station will be a separate Contract, which will also be implemented within the OVFM Project. For this task, a LA&RAP document will be developed in accordance with operational policy OP 4.12 of the World Bank, which will be subject to the same consultations as those currently held for Contract 3A.1.

However, we can already inform you that discussions are currently underway with the Fire Service regarding the technical parameters of mobile (combustion engine) pumps planned for purchase. These pumps will be used only in the designated location.

14. *The Lesisko pump station – is it possible that the city of Cracow finance in part the construction of a permanent pump station that would operate automatically in case of a flood threat?*

Answer:

Ladies and Gentlemen, today we have met to discuss the issues related to Contract 3A.1, however, please send an official request / submission on the above matter to the PGW WS RZGW in Cracow.

15. *The Lesisko pump station – What will happen to the retention reservoir at Kmicica Street – it was to be enlarged (this is a dry retention reservoir).*

Answer:

This is not a dry retention reservoir.

No enlargement is planned at this stage, but the reservoir will be cleaned to restore its initial retention

capacity.

After the Consultant and the Employer answered all questions, the meeting was closed. One of the participants of the meeting left a completed question form (Attachment 4), the question does not apply to Contract 3A.1, but it was forwarded to the Investor and an answer to it will be given to PAP after the issue has been resolved by phone (the discussion will be documented with a relevant note).

The participants of the meeting were thanked for coming and participating in the meeting. After the official part of the meeting (presentation) the participants had an opportunity to get acquainted with the construction design and division maps of the properties, they could also obtain information about detailed technical solutions from the Designers.

MEETING ON 23.10.2019 at the Podgórze Center of Culture Przewóz Club, 1 Łutnia Street, Cracow

The meeting in the Podgórze Center of Culture on 23.10.2019 (Wednesday) was attended by 25 persons, including representatives of bodies and entities directly involved in the implementation of the OVFMP: the Project Implementation Unit from the PGW WP RZGW in Cracow, the OVFMP Project Coordination Office and the Consultant Engineer Team (including the Project Manager, 2 Designers and the Properties Team).

The meeting was opened by Mrs. Agnieszka Gac-Ira, Project Manager of the Consultant-Engineer's Team. She welcomed the attendees and presented the purpose of the meeting briefly. She then gave the floor to the Senior Supporting Expert for Properties and Technical Assistance for the Client in the Consultant Engineer's Team. Ms. Marta Rak showed a multimedia presentation which also had been shown at the meeting on 22.10.2019.

As with the meeting held on 22.10.2019, the objective and funding of OVFMP was discussed briefly information on the Contract in question was presented, and the most of the time was spent to discuss about legal regulations on payment of compensation, its establishment procedure, provision of appeals, and mechanism for filing claims and complaints. The participants of the meeting were provided with information on the conditions and possibility of obtaining a 5% bonus for the release of the property within 30 days from the date of receipt of the Voivod's notification of the PNRI decision, and the possibility of receiving an undisputed part of the compensation despite an appeal against the Voivod's decision determining the amount of compensation. Participants were made aware of the need to notify the competent body (ARMA) of the reduction in the area on which they operate in order to avoid reimbursement of EU subsidies. The participants were informed about the possibility of applying to the Investor for the buyout of residual areas. Additionally, assurances were given that the Consultant, if necessary, will help PAP to prepare an appropriate application to ARMA or an application for buyout of residual areas. In accordance with the requirements of the World Bank, the participants were introduced to the purpose and content of the LA&RAP. While discussing the issues related to the LA&RAP, Ms. Marta Rak emphasized activities aimed at minimizing social impact and obligations of the Contractor regarding the rules of obtaining property for temporary occupation. The designated area for temporary occupation will be determined by the Contractor, who will be selected by the Investor in a public tender procedure. Its representatives will contact the owners/occupiers of the area in the vicinity of the embankments to agree on the terms and conditions of occupation. The process will take place on a voluntary basis and in accordance with rules specified in the agreement concluded between the owner of the property and the Contractor. The Contractor will be monitored by the investor and by the Consultant acting on behalf of the investor (the LA&RAP contains a specimen agreement for temporary occupation, which will have to be used by the Contractor under Contract 3A.1). She also informed the participants that if there is no current address in the Land and Building Register, the Voivod would send notices regarding the pending administrative proceedings to outdated addresses and appealed to PAP to update their address data in the Land and Building Register as soon as possible.

After the presentation, the participants of the meeting were given the floor. The participants were interested in compensation and technical matters. They asked the following questions. Answers provided to these questions are listed in Report below.

The following questions were asked at the meeting, and the following answers were provided to these questions:

1. *What is the planned date of commencement of the investment?*

Answer:

The tender is planned for announcement in December 2019. Commencement of works is scheduled for 1st-2nd quarter of 2020.

2. *How do you get the additional 5% bonus?*

Answer:

The additional 5% of compensation is granted to persons who, within 30 days of receipt of notification of Permit decision by the Małopolska voivod, will hand over the property to the Investor. The Act specifies 3 situations that start the 30-day period, while due to the fact that Permit decisions will be issued on pain of immediate enforceability, in this case, the provisions for 30 days from the date of receipt of the notification are in force.

Such a statement should be made in writing to the address of PGW WP RZGW in Cracow, which is indicated in the information brochure or to the Małopolska voivod.

3. *Can we see the works design?*

Answer:

yes. (The Consultant had the construction design with him, viewing was possible after the official part of the meeting. PAP were mainly interested in issues related to the planned occupation of their properties and technical solutions for the planned reconstruction of the embankments.).

4. *Is a broken stone bicycle path envisaged for the section from the Dąbie barrage to the Przewóz barrage? What dictated the choice of material for the path?*

Answer:

The pavement was designed to be made of broken stone. It will serve the Investor and provides a sufficient standard for the embankment service roads. However, nothing stands in the way of providing a better pavement standard if the City of Cracow finances this.

The design was subject to a bicycle audit, during which discussions were held for RZGW to make an asphalt carpet on the embankment as part of the current or new investment. The currently designed hardening of the crest can be used as a base for an asphalt bicycle path.

5. *The embankment will be widened and its height will be increased, so thousands of tons of earth will be needed. Where will this earth come from?*

Answer:

The soil for the extension of the embankments will be taken from the deposit in Brzegi (aggregate excavation facility). The estimated quantity is about 200 000 m³. However, the Contractor may choose a different deposit and a different method of obtaining the materials, provided that the material meets the technical parameters specified in the design documentation.

6. *What type of sealing and hardening of the embankment will be used?*

Answer:

The body of the embankment will be sealed on the water side with bentomat. The bentomat will be connected to an anti-filtration shutter at the foot of the embankment to a depth of approx. 6.0 m at the water side.

7. *What prices per are will be determined by the voivod for the expropriated properties?*

Answer:

At this stage it is not possible to identify a price per are. Documents will be prepared by independent experts who will evaluate the property, taking into account many factors related to the property, such as the development of the land, the purpose for which it is designated in the Local Development Plan or the Study and other factors. The price will also be based on the prices for land (market prices), which have been paid recently in this area.

8. *When are works due to commence, when will notifications from the voivod be received?*

Answer:

Two Permit decisions are currently being acquired and are likely to be issued in late November. However, the works can only be commenced once these decisions have become binding and compensation has been paid, so the process may be prolonged (due to, among other things, appeals against the decisions), so it is difficult at this point to declare the exact dates of commencement of works. The notifications have already been sent out by the voivod, please check whether you have the correct mailing addresses indicated in the cadastre. As explained during the presentation, the current address should also be notified to the Voivod. The Voivod is also the competent authority to which all information concerning the regulation of the legal status of the property should be submitted.

9. *Will allotments used by the Contractor be restored to their original state after completion of the works?*

Answer:

Yes, the Contractor is obliged to restore the property to its original condition or to a condition specified in the contract. As discussed during the presentation, the process will be supervised by the Contract Engineer and the Investor.

10. *What amounts will be used in the appraisal reports and how will prices be determined for expropriation?*

Answer:

As already mentioned, it is not possible to predict the amounts today, they will be determined individually for each lot by a qualified property valuer. Every interested party will be able to acquaint themselves with the appraisal report concerning their property and will be able to make objections to the appraisal report or appeal against the amount presented in the appraisal report.

The appeal can be written by the person himself, the procedure is free of charge (it is not subject to any administrative or other fees), does not require a legal representation before the Voivod or the Minister. Only at the stage of further appeals in subsequent instances (Voivodship Administrative Court, Supreme Administrative Court) will it be necessary to pay administrative fees, but then you will already be in possession of the indisputable part of the compensation (this issue was discussed during the presentation).

As has already been mentioned several times, please remember that after the decision of the Voivod, the indisputable part of the compensation may be paid at your request. This is a very important issue, because the completion of compensation payments will enable the commencement of construction works.

11. *What is the width of the crest of the embankment and of the broken stone pavement?*

Answer:

The width of the crest of the embankment is 4 m, the broken stone pavement width is 3.5 m with a soft shoulder 2 x 0.25 m.

12. *Will it be possible to drive on/ across the embankment?*

Answer:

On the crest of the embankment (on the side of your town) there will be a walking and bicycle path. Only PGW WP RZGW personnel are entitled to drive on the embankment. Embankment crossings will be available for public traffic. These are made according to the appropriate standard and allow for communication between the land side of the embankment and the area between the embankments.

13. *Will the gradients of the existing crossings be maintained at the same angles?*

Answer:

The crossings will be in the same locations as previously, but they will be rebuilt to the target parameters of the embankment, i.e. extended and adjusted to the width of the embankment crest. Ultimately, these crossings will have lower gradients than the existing ones and will comply with all the technical regulations currently in force.

14. *What is the design for the crossing at the S7 road at the bridge? What will be the distance from the bridge span?*

Answer:

The crest will be maintained at current height, but a flood wall will be added on the opposite side (i.e. facing the river). Currently the height between the embankment at the bottom of the structure is about 4.0 m.

15. *Will there be pump stations? If so, where?*

Answer:

The rebuilt culverts will be equipped with return valves, pump stations and appropriate areas with access for fire fighters with mobile pumps. Additionally, on the inlet side there will be recesses for log stops which, if the return valve does not close, will serve as additional protection against backflow of water from the Vistula (at higher water levels) through the culvert into the floodplain.

Stairs will also be designed for all embankment culverts.

16. *Will service roads be designed for section 3? Where will they be located?*

Answer:

A service road is designed along the embankment on a shelf about 0.5 m above the level of the existing terrain, 3.0 m wide, including a broken stone pavement with a width of 2.5 m and soft shoulders 2 x 0.25 m. In some locations, where the development of the land side of the embankment does not allow it, the road will run along the crest of the embankment.

After the Consultant and the Employer answered all questions, the meeting was closed.

The participants of the meeting were thanked for coming and participating in the meeting. After the official part of the meeting (presentation) the participants had an opportunity to get acquainted with the construction design and division maps of the properties, they could also obtain information about detailed technical solutions from the Designers.

Remarks and conclusions provided during the debate were analyzed in terms of necessary correction for the final version of the document. Considering the character of questions asked during the social public consultations at both meetings held on 22 & 23 October 2019 and the absence of remarks and requests in terms of substantive issues described in the LA&RAP on part of the community during the publication period of the Draft LA&RAP for Contract 3A.1, the authors of the document stated that its contents do not require introduction of changes resulting from the publication procedure.

After updating the document by including the report on the publication procedure, the final LA&RAP will be submitted to the World Bank to obtain the “No Objection” clause.

All participants in the meetings were given information brochures on compensation and appeal procedures, including contact details of the Investor and Consultant with telephone numbers where further information can be obtained. The brochure also includes addresses for viewing both the technical documentation and the paper version of the final version of the LA&RAP, as well as other information of interest to PAP. PAP were also encouraged to take more copies of the brochure to distribute it to neighbours.

At the meeting there were also forms available for asking questions. Each participant was asked to sign the attendance list together with their contact details (provided they agreed to provide such information). The participants were also informed that the data will be covered by personal data protection and used solely for the purpose of performance of Contract 3A.1.

This concludes the report.

Report developed by:

Marta Rak

Appendices:

1. Attendance list for the meeting on 22.10.2019 (personal data anonymized).
2. Attendance list for the meeting on 23.10.2019 (personal data anonymized).
3. Photographic documentation – announcements.
4. Information brochure.
5. Question form – completed by PAP (the question does not apply to Contract 3A.1 – the answer will be provided by telephone – this was the form of contact preferred by the PAP).