1. Basic Information

1.1. CRIS number: 2003/004-379/05.26
1.2. Title: Development of SMEs sector in Lesko
1.3. Sector: Economic and Social Cohesion
1.4. Project location: Poland, Podkarpackie voivodship, town Lesko

2. Objective

2.1. Project overall objective
Development and increase of competitiveness of the SMEs sector in Lesko.

2.2. Project immediate objective
Providing technical infrastructure for 66 hectares of investment grounds for the need of future investors and connecting 145 existing small and medium enterprises to the sewage system.

2.3. Accession Partnership and NPAA priorities
The project is designed to address issues related to the AP priority in economic and social cohesion policy regarding the preparation for the implementation of regional programmes and Community Initiatives. The project in particular responds to the economic criterion identified in the AP concerning improving the competitiveness of the Polish economy. The project corresponds also to the NPAA priority "Regional policy and co-ordination of structural instruments".

2.4. Contribution to Preliminary National Development Plan
The project is in line with the sixth axis of the preliminary NDP, which is “Strengthening development potential of regions and countering marginalisation of certain areas”. The priorities of this axis will be implemented by means of several measures including development and modernisation of infrastructure serving to strengthen competitiveness of regions.

The project is compliant with the priorities of the Operational Programme of the Podkarpackie Voivodship.

2.5. Cross border impact: N/A

3. Description

3.1. Background and justification
Lesko is a poviat capital with a population of 6,000 inhabitants situated in the south-east part of Podkarpackie voivodship. It is the development centre for 5 gminas of the poviat (altogether 30,000 inhabitants) and also has an impact on the neighbouring Bieszczadzki poviat. Lesko poviat is situated conveniently as far as communication accessibility is concerned at the intersection of important national and voivodship roads and in the proximity of country border with Ukraine and Slovakia. At the same time Lesko represents the most important urban centre located immediately at the entrance to Bieszczadzki National Park which is listed among UNESCO reserves and whose unspoilt nature makes it one of the most attractive regions in Poland.

At present, though, the region struggles with huge social and economic problems whose source lies mainly in underdevelopment of enterprise sector. The unemployment rate in Lesko poviat amounts to about 19%. The poviat is included in the regions particularly threatened by high structural unemployment.

The majority of Lesko poviat economic potential is situated in Lesko which has a unique in the whole poviat, separated economic and service development zone. Within the zone territory, with the combined area of 53 hectares, there are situated 80 small and medium enterprises employing ca. 500 people both from Lesko and from the whole poviat. The SMEs operate mainly in food, building and forestry sectors. The aforesaid zone has a considerable potential for further development – 26 hectares of investment grounds have not yet been used. These grounds according to the Local Territorial Development Plan are assigned for manufacturing and service enterprises. They are provided with complete technical infrastructure (water supply, gas, electricity and communications (incl. telephone) networks, storm drain network and hardened internal roads) except for sewage system. 54% (14 hectares) of these grounds is
a municipal property and the remaining 46% (12 hectares) are owned by the state. In addition, within the zone there are 18 unoccupied buildings located with the total area of 7000 square metres, which can be assigned for manufacturing or service enterprises. Circa 20% of them is a municipal property while the rest is owned by economic entities functioning in the area.

Due to the fact that Lesko is situated in a region renowned for its nature and scenery (neighbourhood of Bieszczady mountains, river San valley) the town also develops tourist infrastructure. According to the Territorial Development Plan, 19 hectares have been assigned for tourist services. However, the lack of sewage system is a major obstacle in the expansion or launching of new economic activities such as building of motels, food outlets and hotels, which are crucial if the region is to fulfill its potential in tourist industry. The inadequate tourist infrastructure is a major obstacle in the development of tourism activities such as hiking, bicycle tours, paragliding, skiing, tobogganing, hunting and fishing excursions. Within a short distance from the town (10-14 km) attractive water reservoirs are located, e.g. Myczkowce reservoir and the biggest artificial water reservoir in Poland – Solina lake. Lesko is an in-between journey point for ca. one hundred thousand tourists from Poland and abroad every year, eleven thousand of which put up for the night in the town.

Apart from the 19 hectares of grounds available and assigned for tourist services, according to the Territorial Development Plan, 21 hectares have been assigned for other services (trade, handicraft, gastronomy). 23% of them is a municipal property, 27% is owned by the state and 50% is owned by economic entities and natural persons. They are provided with technical infrastructure (electricity, gas, water and phone lines, access through public transport routes) except for sewage system.

Just like in the case of the aforementioned development zone, the main obstacle in their proper development and utilization is the lack of sewage treatment and disposal facilities in the town. In 1999 the local authorities in consultation with the neighbouring gminas developed and accepted River San protection Program according to which, during the first stage of its realisation a construction of mechanical-biological sewage treatment plant (complying with EU directives) has been undertaken with daily flow capacity of 2047 cubic metres. The sewage treatment plant which is being built at the moment is 40% finished. It is estimated that it will be fully operational in the third quarter of 2003. The following project concerns the second stage of the aforementioned program and assumes the connection of main interceptors to the most important areas taking into consideration economic development of the whole town. The route of interceptors has been adjusted to terrain shape, protection areas and the location of economic and service development zone, available investment grounds as well as places where the existing small and medium enterprises are concentrated beyond the zone referred to earlier – there are 65 of them employing a total of 150 people.

The aforementioned investment grounds and objects which are municipal or state property are sold in compliance with the Polish law i.e. „Real estate policy act”. Investors creating new jobs can acquire tax reduction based on city council resolution whose scale depends on the number of new jobs. To recapitulate, the accomplishment of the project will accelerate the process of forming a strong centre of economic development taking advantage of the region’s natural characteristics. The removal of the existing development obstacle, which is the lack of sewage treatment and disposal facilities, will increase the competitiveness of existing firms and positively influence the process of development of unused areas and investment grounds. Thus, new small and medium enterprises will emerge and new jobs will be created.

3.2. Linked activities

The following investments are directly or indirectly linked to the project:

? The construction of mechanical-biological sewage treatment plant in Lesko with daily flow capacity of 2047 cubic metres, costing 1 767 thousand EURO, financed by local resources and with the contribution of the National Fund for Environmental Protection and Water Management. The date of completion: third quarter of 2003. The sewage treatment plant being constructed in Lesko complies with EU standards regarding tertiary treatment

? Establishing in 2001 the Higher School of Hotel Management and Tourism in Lesko

? Rebuilding (currently in progress) of the intersection of the national road 891 Sanok- Lesko-Ustrzyki Dolne, the voivodship road Lesko-Cisna and the town streets, costing ca. 259 thousand EURO, financed by state budget, voivodship self-government and the gmina’s local resources. The date of completion: October 2002. This project is crucial for improving access both to the presented economic development zone as well as unused enterprise grounds.

? The construction of Winter Sports Centre LESKO-SKI in Weremien financed by the investor’s own resources.
The construction of glider airfield in Bezmiechowa Górna financed by the investor’s own resources will provide for gliding and paragliding activities.

The construction of sewage treatment plant and sewerage system in the neighbouring place of Zagórz financed by Phare 2002 ESC and gmina’s resources with the estimated date of completion in 2005.

The modernization of voivodship road Lesko-Cisna financed by Phare 2000 ESC and the voivodship self-government resources with the estimated completion date in the third quarter 2003.

The above-mentioned tasks when finally completed will unquestionably contribute to the improvement in the region investment and tourism attractiveness and will facilitate the activity of the existing small and medium enterprises.

3.3. Results
Preparation of 66 hectares of investment grounds through:
- Construction of approx. 15.5 km of sewage system,
- Construction of 3 pumping stations

This will improve competitiveness of 145 existing SME and allow establishing app. 20 new enterprises, with app. 100 new jobs.

3.4. Activities
- Construction and installation works on sewage system:
  - gravitational, dia 500-60, ca. 14.6 km, PVC and PE pipes
  - pressure, dia 63-40, ca. 0.8 km, PE pipes
- Construction of 3 pumping stations container type

3.5. Lessons learned
Under the Final Assessment Report for Assistance funded under PL-9808 Special Preparatory Programme (SPP) and PL-9909 Regional Policy and Cohesion, prepared by OMAS, some recommendations have been made. They are also relevant to the above-mentioned project. Therefore the Ministry of Economy together with the IA and Office of the Committee for European Integration have established stronger institutional co-operation between those organizations (responsible for the programming and implementation of the Phare – ESC assistance).

LPM (Logical Planning Matrix) methodology is applied correctly and contains clear, quantifiable indicators of achievement of the project’s objectives.

3. The implementation of the Phare 2003 ESC Programme should be based on the experience gained during the implementation of previous Phare programmes, especially ESC 2000, 2001 and 2002 ESC Programmes. Therefore documents concerning land acquisition and conformity with the local spatial development plans are required during the current programming exercise. For this purpose the Polish authorities (Ministry of Economy and Office of the Committee for European Integration) have established a scrutiny system (in form of a checklist) that should be used at the early stage of programming Phare 2003 ESC assistance, eliminating proposals which do not meet the above-mentioned criteria.

4. INSTITUTIONAL FRAMEWORK

4.1 The beneficiary of the project: the Town and Gmina of Lesko
4.2 The Engineer/Manager of the project: will be selected through tender pursuant to the Polish Act on Public Procurement
4.3 The owner of the investment after the implementation of the project will be the Town and Gmina of Lesko.
4.4 The investment will be implemented pursuant to the regulations of the Decentralised Implementation System – "Practical Guide to Phare, Ispa and Sapard Contract Procedures"
4.5. The implementation of the project will not cause any changes to the institutional framework described above.
5.  DETAILED BUDGET

<table>
<thead>
<tr>
<th></th>
<th>Investment Support</th>
<th>Institution Building</th>
<th>Total Phare co-financing</th>
<th>National &amp; Financial Institutions</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>€ 000</td>
<td>€ 000</td>
<td>€ 000</td>
<td>€ 000</td>
<td>€ 000</td>
</tr>
<tr>
<td>Project</td>
<td>2,232</td>
<td>2,232</td>
<td>748</td>
<td>2,980</td>
<td></td>
</tr>
<tr>
<td>TOTAL</td>
<td>2,232</td>
<td>2,232</td>
<td>748</td>
<td>2,980</td>
<td></td>
</tr>
</tbody>
</table>

The overall value of the investment including employment of the Project Manager will amount to 2,98 MEUR. The cost of the employment of the Project Manager will be borne by the beneficiary in the amount of 0,09 MEUR. Co-financing will be available.

6.  IMPLEMENTATION ARRANGEMENTS

6.1. Implementing Agency

? PAO: Ms. Krystyna Gurbiel, Undersecretary Of State In The Ministry Of Economy, Labour and Social Policy, Pl. Trzech Krzyzy 3/5, 00-507 Warsaw, Poland, Phone: + 48.22.693.56.28, 629.31.47, Fax: + 48.22.693.40.05

? Implementing Authority for Phare Cross Border Co-operation Programme, Contact person: Ms. Grazyna Weclewska, Krucza 36 Street, 00-522 Warsaw, Poland, Phone +48.22.695.99.10-11, fax +48.22.695.99.12-13

6.2. Twinning: N/A

6.3. Non-standard aspects: N/A

6.4. Contracts

? Contract 1 (works) 2,89 MEUR. The contract for investment part of the project will be financed from Phare funds and financial resources of the Beneficiary on the basis of joint co-financing.

? Contract 2 (engineer) 0,09 MEUR. The contract will be financed solely by the Polish party.

7.  IMPLEMENTATION SCHEDULE


Start of tendering procedure: third quarter 2003

? Start of project activity: first quarter 2004

? Project completion: fourth quarter 2005

8.  EQUAL OPPORTUNITIES

Procedures related to the implementation of the project will be implemented according to the law and will respect equal opportunities for all interested institutions and natural persons in spite of their sex, race and nationality. The employment of men and women will be based on applicable EU standards with reference to EOE (Equal Opportunity of Employment), which will be announced in official press advertisements during the recruitment procedures.

9.  ENVIRONMENTAL IMPACT

ProEko Company from Rzeszów has elaborated the project environmental impact assessment – dr Boguslaw Kucharski and MSc Andrzej Kulig who is a certified evaluation specialist. The planned investment is environmental friendly and its realisation will improve quality of our water resources. The sewage will be treated by sewage treatment plant in Lesko complying with EU standards regarding tertiary treatment.

EIA is available in the Beneficiary’s headquarter.

10.  RATES OF RETURN

Feasibility study has been elaborated by the Bieszczadzki Centre for Tourism Information. According to results of the study’s analysis and calculations the IRR (Internal Rate of Return) is 6,84 %. 
FS is available in the Beneficiary’s headquarter.

11. **INVESTMENT CRITERIA**

11.1. **Catalytic effect**
The Phare support will be conducive to achieving economic and social cohesion goals in Podkarpackie voivodship, which otherwise could be attained only in a more distant future and on a more modest and less efficient scale.

11.2. **Co-financing**
The project is co-financed by the Polish sources. The national contribution amounts to 25.1% of the total project cost.

11.3. **Additionality**
The financial means transferred to the Beneficiary for the project implementation, covering the investment costs as they are planned within the project do not displace other financing sources, especially from the private sector; it is solely the co-financing of identified priorities and does not replace national resources.

11.4. **Project readiness and size**
The project will be ready for implementation, contracting and disbursement in accordance with requirements of Phare 2003 ESC programme. The feasibility study and a report on environmental impact assessment have been prepared. The beneficiary is the owner of the land for the investment. The building permit nr. 1-57/02 dated 22 July 2002. The technical solutions adopted for the project comply with EU standards. The Polish co-financing has been included in the budget of the beneficiary.

11.5. **Sustainability**
The project will contribute to the long-term sustainable development of the region, as described in the Operational Programme for Podkarpackie Voivodship. After implementation, all maintenance costs related to the investment will be covered by the beneficiary.

11.6. **Conformity with state aid provisions**
All aspects of the project will be developed with respect to the state aids provisions of the European Agreement.

11.7. **Contribution to Draft National Development Plan**
The project is in line with the fifth axis of the draft NDP, which is “Strengthening development potential of regions and counteracting marginalisation of certain areas”. This axis will be implemented by means of several priorities including development and modernisation of infrastructure serving to strengthen competitiveness.

12. **CONDITIONALITY AND SEQUENCING**

Successful implementation of the project depends on the following conditions:

- Maintaining of the timetable adopted in the program
- Tender preparation and completion
- Selecting an appropriate contractor
- Reporting and monitoring management

**Deadlines:**
- Preparation of tender documents until II quarter 2003
- Start of tendering until III quarter 2003
- Tender completion until I quarter 2004
- Start of project activity until II quarter 2004
- Completion of the contract until IV quarter 2005
- Project completed and ready to use until IV quarter 2005

**ANNEXES**

- Annex 1 Logframe matrix
- Annex 2–4 Detailed implementation, contracting and disbursement schedule
- Annex 5–6 Annexes related to environmental protection
## ANNEX 1 - PROJECT LOGICAL FRAMEWORK MATRIX

### PROJECT TITLE: DEVELOPMENT OF SMES SECTOR IN LESKO

<table>
<thead>
<tr>
<th>Programme number</th>
<th>Date of drafting:</th>
<th>Planning period:</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
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</table>

<table>
<thead>
<tr>
<th>Overall objective</th>
<th>Objectively verifiable indicators</th>
<th>Sources of verification</th>
</tr>
</thead>
<tbody>
<tr>
<td>Development and increase of competitiveness of the SMEs sector in Lesko.</td>
<td>Small and medium enterprises turnover increase</td>
<td>Statistical Office in Rzeszów, published statistics, Town and Gmina Office in Lesko. Deadline – within 2-5 years after project completion</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Immediate objective</th>
<th>Objectively verifiable indicators</th>
<th>Sources of verification</th>
<th>Assumptions</th>
</tr>
</thead>
<tbody>
<tr>
<td>Providing technical infrastructure for 66 hectares of investment grounds for the needs of future investors and connecting 145 existing small and medium enterprises to the sewage system.</td>
<td>66 hectares of grounds available for investment provided with technical infrastructure</td>
<td>National Court Register, Town and Gmina Office in Lesko, Municipal and water supply Management Board in Lesko. Deadline – within 2-5 years after project completion</td>
<td>Implementation of Podkarpackie voivodship strategies concerning the improvement in regional competitiveness. Creation of conditions by the Town and Gmina of Lesko fostering the development and creation of enterprises and new jobs. Active promotion of the region's enterprise and tourism attractiveness.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Results</th>
<th>Objectively verifiable indicators</th>
<th>Sources of verification</th>
<th>Assumptions</th>
</tr>
</thead>
<tbody>
<tr>
<td>Preparation of 66 hectares of investment grounds through: Construction of approx. 15.5 km of sewage system. Construction of 3 pumping stations. This will improve competitiveness of 145 existing SME and allow establishing app. 20 new enterprises, with app. 100 new jobs.</td>
<td>ca. 15.4 km of sewage system, 3 pumping stations</td>
<td>Municipal and water supply Management Board, Town and Gmina Office Economic Development Committee in Lesko.</td>
<td>Construction of sewage connectors by all sewage generating units.</td>
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<table>
<thead>
<tr>
<th>Activities</th>
<th>Means</th>
<th>Assumptions</th>
</tr>
</thead>
<tbody>
<tr>
<td>Construction and installation works on sewage system:</td>
<td>PHARE budget: 2.232.000EURO, Beneficiary contribution: 748.000 EURO</td>
<td>Obtaining financial help as explained in the application. Assigning adequate communal means for the implementation of the project</td>
</tr>
<tr>
<td>gravitational, dia 500-60, ca. 14.6 km, PVC and PE pipes</td>
<td>One contract with engineer, One contract for works</td>
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<tr>
<td>pressure, dia 63-40, ca. 0.8 km, PE pipes</td>
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<tr>
<td>Construction of 3 pumping stations container type</td>
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<th>Preconditions</th>
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<tr>
<td></td>
<td>Obtaining complete economic and financial analyses, ownership of the project site, valid building permit</td>
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</table>
## Annexes 2-3-4: Detailed Implementation Chart, Contracting and Disbursement Schedule of the Project

### Project Title: Development of SMES Sector in Lesko

<table>
<thead>
<tr>
<th>Date of Drafting</th>
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<tbody>
<tr>
<td>Planning period</td>
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### Planned Implementation Schedule per Quarters

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<tr>
<td>Design of Sub-projects (D)</td>
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<tr>
<td>Tendering and Contracting (C)</td>
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<tr>
<td>Contract Implementation (I)</td>
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### Budget Allocation

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<tbody>
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<td>1,2</td>
<td>1,4</td>
<td>1,8</td>
<td>2,2</td>
<td>2,232</td>
<td>2,232</td>
<td>2,232</td>
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</tbody>
</table>

### Cost Estimate

|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|---------|

**Legend:**
- **D** = design of sub-projects;
- **C** = tendering and contracting;
- **I** = contract implementation and payment.
1. Assessment of effects on sites of nature conservation importance.

1.1. Is the project likely to affect sites of nature conservation importance (i.e. potential Natura 2000 sites)?

- If yes - please go to question 1.2.
- If no - please fill out Annex I (Declaration by the authority responsible for sites of nature conservation importance = potential future Natura 2000 sites)

1.2 In this case an appropriate assessment according to art. 6(3) of the directive 92/43/EEC ("Habitats Directive") is obligatory.

1.2.1 Have this appropriate assessment been carried out?

- If yes, please fill out Annex II (Information to the Commission according to Article 6(4) of the Habitats Directive. This Annex has to be signed by the authority responsible for sites of nature conservation importance = potential future Natura 2000 sites)
- If no, please fill out Annex I (Declaration by the authority responsible for sites of nature conservation importance = potential future Natura 2000 site)

---

1 For the purpose of the Pre-Accession instruments a site of nature conservation importance (= potential future Natura 2000 site) in candidate countries is a site falling under one or more of the following categories:

(a) sites, which have been identified by the competent national authorities as sites to be proposed for the Natura 2000 network as laid down in the Birds Directive (79/409/EEC) and Habitats Directive (92/43/EEC)

(b) sites listed in the latest inventory of Important Bird Areas (IBA 2000) for candidate countries or (if available) equivalent more detailed scientific inventories endorsed by national authorities

(c) wetlands of international importance designated under the Ramsar Convention or qualifying for such protection

(d) areas to which the Bern convention on the conservation of European Wildlife and Natural Habitats (Art. 4) applies, in particular sites meeting the criteria of the Emerald network

(e) areas protected under national nature conservation legislation
ANNEX I - Declaration by the authority responsible for sites of nature conservation importance

(EQUIVALENT TO Annex l(a) of the Cohesion Fund form)

Responsible authority: Nature Conservator of the Podkarpackie Province

Having examined\(^2\) the project application (title)

Enterprise and tourist sector development in Lesko.

which is to be located at .. Poland, Podkarpackie province, town Lesko

we declare that (tick the appropriate box):

☐ The project is not likely to have significant effects on a site of nature conservation importance on the following grounds:

........................................................................................................................................................................
........................................................................................................................................................................

Therefore an appropriate assessment required by Article 6 (3) was not deemed necessary.

☒ Following an appropriate assessment, according to Art. 6(3) of Directive 92/43/EEC, the project will not have significant negative effects on a site of nature conservation importance.

Signed: ..............................

(Authority responsible for monitoring sites of nature conservation importance)

Official Seal:

\(^2\) taking into account the requirements of Art. 6(3) of Directive 92/43/EEC
### ANNEX II - Information to the European Commission according to Article 6(4) of the Habitats Directive (92/43/EEC) for Candidate Countries

<table>
<thead>
<tr>
<th>Candidate Country:</th>
<th>Date:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Competent national authority:</td>
<td></td>
</tr>
<tr>
<td>Address:</td>
<td></td>
</tr>
<tr>
<td>Contact person:</td>
<td></td>
</tr>
<tr>
<td>Tel., fax, e-mail:</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>1. PROJECT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Name of the site affected:</td>
</tr>
</tbody>
</table>

This site is (please tick):
- ☐ a site identified by the national competent authority as qualifying under Art. 4(1) and (2) of the Birds directive (79/409/EEC)
- ☐ a site identified by the national competent authority as qualifying under Art. 4 (1) of the Habitats directive (92/43/EEC)
- ☐ a site listed in the latest inventory on Important Bird Areas (IBA 2000) or (if available) in an equivalent more detailed scientific inventories endorsed by national authorities
- ☐ a wetland of international importance designated under the Ramsar Convention or qualifying for such protection
- ☐ a site to which the Bern convention on the conservation of European Wildlife and Natural Habitats (Art. 4) applies, in particular a site meeting the criteria of the Emerald network
- ☐ areas protected under national nature conservation legislation

Summary of the project having an effect on the site:

<table>
<thead>
<tr>
<th>2. NEGATIVE EFFECTS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Summary of the assessment of the negative effects on the site:</td>
</tr>
</tbody>
</table>

N.B.: this summary should focus on the adverse effect expected on the conservation value of the site, include the appropriate maps and describe the already decided mitigation measures.

<table>
<thead>
<tr>
<th>3. ALTERNATIVE SOLUTIONS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Summary of alternative solutions studied by the candidate country:</td>
</tr>
</tbody>
</table>

Reasons why the competent national authorities have concluded that there is absence of alternative solutions:

<table>
<thead>
<tr>
<th>4. IMPERATIVE REASONS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Reason to nevertheless carry out this plan or project:</td>
</tr>
</tbody>
</table>
- ☐ Imperative reasons of overriding public interest, including those of a social or economic nature (in the absence of priority habitat/species)
- ☐ Human health
- ☐ Public safety
- ☐ Beneficial consequences of primary importance for the environment
- ☐ Other imperative reasons of overriding public interest

Short description of the reason:

<table>
<thead>
<tr>
<th>5. COMPENSATION MEASURES</th>
</tr>
</thead>
<tbody>
<tr>
<td>Foreseen compensatory measures and timetable:</td>
</tr>
</tbody>
</table>
ENvironmenTAL IMPACT aSSessment

(Please complete this section for each project in case of grouped applications)

1. Development consent

Has development consent\(^3\) already been given to this project?

- [ ] Yes
- [ ] No

If yes, on which date /22/07/2002/.

If no, when was the formal request for the development consent introduced and by which date is the final decision expected?

Specify the competent authority or authorities, which has given or will give the development consent

Starostwo Powiatowe w Lesku (PoviAt CounCil in Lesko)

Is the above authority considered to be the competent authority responsible for performing the duties of Directive 85/337/EEC as amended by 97/11/EEC on Environmental Impact Assessment?

- [ ] Yes
- [ ] No

If no, please specify for this project who is designated as competent authority for the purposes of the EIA Directive:

……………………………………………………………………………………………………………………

……………………………………………………………………………………………………………..


2.1. Is the project a class of development covered by:

- [ ] Annex I of Directive 85/337/EEC, as amended by Directive 91/11/EC (go to question 2.2)
- [ ] Not covered by Directive 85/337/EEC, as amended by Directive 91/11/EC (only the section on nature conservation needs to be completed)

2.2. Has an EIA already been carried out?

- [ ] Yes
- [ ] No

If yes, has the EIA been carried out before development consent has been given?

- [ ] Yes
- [ ] No

On which date has it been finalised /____/____/____/

If no, provide an estimation of the date when the procedure will be finalised /____/____/____/

\(^3\) i.e. decision of the competent authority or authorities which entitle the developer to proceed with the project

2.3. When covered by Annex I of the EIA Directive a similar\(^5\) procedure as the one described in the EIA directive will need to be applied and the following documents included.

Necessary documents are:

a) the **non-technical summary of the Environmental Impact Study** carried out for the project. A non-technical summary shall include at least:
- a description of the project comprising information on the site, design and size of the project,
- a description of the measures envisaged in order to avoid, reduce and, if possible, remedy significant adverse effects,
- the data required to identify and assess the main (direct and indirect effects) which the project is likely to have on the environment on the following factors:
  - human beings, fauna and flora (including those environmentally sensitive areas which might fall in future under the protection of the Birds (79/409/EEC) and Habitats (92/43/EEC) Directives);
  - soil, water, air, climate and the landscape;
  - material assets and the cultural heritage;
  - the interaction between the factors mentioned in the first, second and third indents
- and any further information which might derive from any of the obligations deriving from Annex IV of the EIA Directive.

b) the results of **consultations with the competent environmental authorities**; indicating in what way the concerns of the designated consultees have been taken into account.

c) the results of **consultations with the public** concerned. The information provided should cover the following:
- the concerned public which has been consulted,
- the places where the information has been consulted,
- the time which has been given to the public in order to express its opinion,
- the way in which the public has been informed (for example, by bill-posting within a certain radius, publication in local newspapers, organisations of exhibitions with plans, drawings, tables, graphs, models, etc.),
- the manner in which the public has been consulted (for example, by written submissions, by public enquiry, etc.)
- the way in which the concerns of the public have been taken into account.

d) in case a project is likely to have significant effects on the environment in another state the results of the **transboundary consultation** with those states effected by the project needs to be provided demonstrating that the procedure of article 7 of the EIA Directive. In addition, information indicating in what way the concerns of the designated consultees and concerned public have been taken into account will also need to be provided.

e) Evidence that the **decision to grant or refuse development consent** has been made **available to the public** by the competent authority, including the
- the content of the decision and conditions attached thereto,
- the main reasons and considerations on which the decision has been based,
- a description, where necessary, of the main measures to avoid, reduce and, if possible, offset the major adverse effects.

*Note: In relation to b), c) and d) these may be represented in the form of a statement, conclusion or certification by the competent environmental authorities describing and testifying that all obligation as described in the intends above have been followed.*

2.4. When covered by Annex II of the EIA Directive has an Environmental Impact Assessment been carried out for this project?

- **Yes** [ ]
- **No** [ ]

− If **yes** include the necessary documents (see question 2.3.).

− If **no** explain the reasons\(^6\) and give the thresholds, criteria or case by case examination carried out to reach the conclusion that the project has no significant environmental effects:

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5 A guidance document describing the minimum criteria to ensure that a similar procedure has been applied can be found on [http://www.inforegio.cec.eu.int](http://www.inforegio.cec.eu.int)
Have the results of the determination whether a project listed in Annex II of the Directive requires a formal EIA or not (made by the competent authority) made available to the public?

Yes ☐ No ☐

If yes, on which date  /_____/_____/_____

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6 The decision needs to be based on the procedure described in article 4.2, 4.3 and 4.4 and the screening criteria of Annex III of Council Directive 97/11/EC amending Directive 85/337/EEC.