

**NF/WN/4975/2013**

**Olsztyn.27.05.2013**

**Inwestor"**

Polish Power Systems [Joint  
Stock Company]

**Warszawska 165**

**05-520 Konstancin Jeziorna**

**investor's representative:**

**Tadeusz Nakielski.**

**Correspondence address:**

**ELTEL Networks Olsztyn SA**

**Gutkowo 81D; 11-041 Olsztyn**

**Mr. Maciej Żywno**

**Voivode of Podlasie**

**Podlaski Voivodeship Office**

**Mickiewicza 3**

**15-213 Białystok**

**Refers to : to obtaining a building permission for a two-track overhead  
line 400kV Elk – National border RP**

Regarding the latest information received from the Bakalarzewo Municipal Office, we express deep concern and concerns about the serious risk of failing to change the study of conditions and directions of spatial development enabling the construction of a double-track 400 kV overhead line Elk – National border RP, we turn to the governor with a request to undertake the actions described in art. 12 of the Act of 27 March 2003 on Spatial Planning and Development, it is a Municipality call to adopting a study change

From December 28, 2011, based on Resolution No. XVII / 61/2011, the planning procedure regarding the change in the study of spatial development conditions and directions is underway in the municipality of Bakalarzewo. At the time when the planning procedure was going to be finalized In the last few weeks, the prospect of abandoning the change in the study conditioned on the investment in question has outlined, because the procedure was stopped at the stage of consideration of the comments by the Municipal head.

Please be advised that the project of changing the study in the municipality of Bakalarzewo was available for public viewing on August 10 to September 11, 2012 and again from November 8 to December 6, 2012 and

the deadline for submitting comments was set respectively to October 2, 2012, and for public view again until December 27, 2012.

On April 5, 2013, the municipality was finally given a draft amendment of the study along with a proposal to settle the comments made allowing the adoption of the study change. The proposal to resolve the remarks is their rejection, due to at least their contradiction with the resolution of intent concerning planning works in which this is referred to over the overhead linii, while the concept of cable (underground) linia appears in the remarks.

To this day, there is no further action on the part of the municipality, despite having complete planning documentation. The risk of failing to change the study is all the more serious that it may result in the loss of EU funds that have been planned for this investment in the financial perspective for 2007-2013. In addition, the fiasco of the project may have resulted in difficulties in allocating EU funds for further investments.

It is impossible not to mention that the inability to implement an international investment could expose our country to the loss of prestige and trust of international partners. You cannot forget about the character that the power line will have after construction - it is to increase the energy security of the country, as well as stimulate the development of municipalities through which the line is to run (through increased tax revenues) and the Warmian-Masurian and Podlasie province.

It is worth mentioning that in eight communes (for ten participants) the planning procedures for the investment in question have been completed, and the completion of the municipality in Wieliczka is planned for the beginning of June this year.

Therefore, we turn to the Voivode of Podlasie with a request to intervene and use the powers that the voivode as a public administration body are entitled to, described in art. 12 of the Act on spatial planning and development, this is about the municipality's call to finalize planning works by appointing the municipality for the date of passing the study.

Stamp

Pełnomocnik PSE SA  
Tadeusz Nakielski

Attachments:

- copy of the power of attorney
- copy of the resolution of intent from 28.12.2011
- a copy of the delivery and acceptance protocol from 05 April 2013

To information:

Polish Power Systems [Joint Stock Company]

Department of Investment

Warszawska 165

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