



REGIONAL DIRECTOR FOR ENVIRONMENTAL PROTECTION IN GDAŃSK

Gdańsk, 10 December 2025

RDOŚ-Gd-WOO.400.100.2025.AM.1
/e-Delivery/zpo/ePUAP

DECISION

Pursuant to Article 111 § 1 of *the Act of 14 June 1960 – the Code of Administrative Procedure* (consolidated text: *Journal of Laws of 2025, item 1691*), hereinafter referred to as the CAP, in conjunction with Article 75(1)(1)(c) of *the Act of 3 October 2008 on Access to Information on the Environment and its Protection, Public Participation in Environmental Protection and Environmental Impact Assessments* (consolidated text: *Journal of Laws of 2024, item 1112, as amended*), hereinafter referred to as the EIA Act, acting upon the application of Elektrownia Wiatrowa Baltica-1 Sp. z o.o., reference no. EWB1-RDOS-0196, dated 30 October 2025, regarding the adoption of a position on the supplementation of the content of the decision on environmental conditions dated 17 October 2025, reference no. RGOŚ-Gd-WOO.420.59.2023.AM.42, issued for the project entitled: „**Offshore Wind Farm MFW Baltica – 1**” (hereinafter “MFW Baltica-1”),

I hereby decide

to supplement the content of the decision of the Regional Director for Environmental Protection in Gdańsk, reference no. RGOŚ-Gd-WOO.420.59.2023.AM.42, dated 17 October 2025, on environmental conditions for the project entitled: “Offshore Wind Farm MFW Baltica – 1”, in point C.2.2(a) by adding the wording:

“with the application of a methodology taking into account the noise level defined as effective silence, i.e. not affecting the occurrence of TTS in the harbour porpoise”.

GROUNDS

The Regional Director for Environmental Protection in Gdańsk (hereinafter “RDOŚ in Gdańsk”) issued a decision on environmental conditions for the project entitled: “Offshore Wind Farm MFW Baltica – 1”, reference no. RGOŚ-Gd-WOO.420.59.2023.AM.42, dated 17 October 2025. Subsequently, on 30 October 2025, an application was submitted to the Regional Director for Environmental Protection in Gdańsk by Elektrownia Wiatrowa Baltica-1 Sp. z o.o. (represented by Attorney-at-law Andrzej Dziura), pursuant to Article 111 § 1 of the CAP, requesting supplementation of the content of the above decision by adding to condition C.2.2.1(a) with the following wording: *“Underwater noise monitoring shall be carried out at the boundary of the Natura 2000 area Hoburgs Bank och Midsjöbankarna (SE0330308), where, due to the harbour porpoise being the subject of protection in this area, the permissible level of underwater noise may not exceed 140 dB re 1 µPa2s (SELcum), weighted with the VHF function”*, the text reading: *“with the application of a methodology taking into account the noise level defined as effective silence, i.e. not affecting the occurrence of TTS in the harbour porpoise”*.

According to the content of the letter, *“the company’s application includes a request relating to an indication that in the provisions defining the method for assessing underwater noise at the implementation stage in the decision, in point C.2.2(a), it should be specified and understood that the assessment of compliance with the conditions set out in the decision regarding underwater RDOŚ-Gd-WOO.400.100.2025.AM.1.*

noise should take into account, in calculating the SELcum level from piling at a single location, the SPL noise level of 124 dB re 1 µPa, i.e. a parameter

defined as effective silence. This methodology and its application were described in Appendix No. 3 to the EIA report – “Numerical modelling of noise propagation generated by piling in the MFW Baltica-1 area”, in section 3.4.3.2. (...) In processing the results of underwater noise modelling, the components of underwater noise were removed which, in accordance with the adopted methodology taking into account effective silence, will not affect the welfare of harbour porpoises, including confirmation of compliance with SELcum at the boundary of the Natura 2000 area Hoburgs Bank och Midsjöbankarna (SE0330308) (Appendix No. 3 to the EIA report, section 4.3.1). Since all analyses and results presented in the EIA report take this effect into account, in the decision on environmental conditions for the project involving the construction and operation of MFW Baltica-1 it appears justified to emphasise this fact in the description of the method for determining the SELcum level, specified for the purpose of controlling compliance with permissible noise levels and verifying the findings of the EIA report, as indicated in the point concerning monitoring of the magnitude of exposure to underwater noise.”

RDOŚ in Gdańsk indicates that monitoring carried out at the investment implementation stage must be conducted using the same or comparable methods as those used in the studies conducted for the purposes of the EIA report, and therefore concurs with the applicant's request. In view of the above, it was decided as stated above.

Pursuant to Article 111 § 1b of the CAP, supplementation or refusal to supplement a decision shall be made in the form of a decision.

An appeal against this decision concerning clarification may be lodged by the parties with the General Director for Environmental Protection, via the Regional Director for Environmental Protection in Gdańsk, within 7 days from the date of its delivery.

Regional Director for Environmental Protection in Gdańsk

Anna Tchórzewska

/signed electronically/

Recipients

1. Elektrownia Wiatrowa Baltica-1 Sp. z o.o., via its Attorney-at-law Andrzej Dziura – e-Delivery
2. Grand Agro - Kazimierz Mroczkowski Grand Agro Fundacja Ochrony Środowiska Naturalnego ul. Władysława Pytasińskiego 16/13 00 – 777 Warszawa - ePUAP
3. to file, Drawn up by A. Mach, (tel: 58 68 36 804, hours: 10:00-13:00)

CC:

1. Director of the Maritime Office in Gdynia, Chrzanowskiego 10, 81-338 Gdynia
2. State Border Sanitary Inspector in Gdynia, 69 Kontenerowa St., 81-155 Gdynia
3. General Director for Environmental Protection, Al. Jerozolimskie 136, 02-305 Warszawa - ePUAP