

**Priority question for written answer P-005757/2020
to the Commission**

Rule 138

Andrzej Halicki (PPE)

Subject: Implementation of the EU regulations concerning the environmental impact assessment procedure

The Polish Government has failed to correctly transpose and implement the EU regulations concerning the environmental impact assessment (EIA) procedure, resulting in a breach of Poland's obligations under Article 11(1) and (3) of Directive 2011/92/EU (infringement case no. 2016/2046). Despite a reasoned opinion having been sent, the amendment to the EIA Act presented by the Polish Government does not resolve the objections raised by the Commission (especially concerning special acts e.g. the Special Road Act). Although the Commission's opinion states that there are serious systemic problems in the implementation and enforcement of EU law in relation to the Special Road Act, the Commission did transfer over EUR 8 trillion for road projects in Poland between 2014 and 2020.

1. Will the Commission refer case no. 2016/2046 to the Court?
2. Is it considering suspending financing for road projects in Poland (Infrastructure and Environment Operational Programme) in the 2021-2027 budget if systemic law infringement continues in the country?
3. If it is aware of the possibility of Poland using the resources from the Next Generation EU instrument for road projects developed in violation of EU law, how does it intend to counteract this?