18.2.2020

NOTICE TO MEMBERS

Subject: Petition No 0148/2019 by A.P. (Polish), on behalf of inhabitants of Sławków, on the construction of a noise barrier along the national road 94 in Sławków in Poland

1. Summary of petition

The petitioner asks for support in persuading national authorities to build a noise fence along the national road passing by the city of Sławków in Silesia, Poland. She alleges that the intense traffic is causing pollution and noise affecting people living in the buildings along the road 94. The problem has been apparently known by the authorities and the need of a fence is justified by the existing regulations, but the problem raised by the inhabitants has been neglected for many years.

2. Admissibility

Declared admissible on 21 May 2019. Information requested from Commission under Rule 227(6).

3. Commission reply, received on 18 February 2020

For all major roads which have more than three million vehicle passages a year, Directive 2002/49/EC⁠¹ obliges Member States to make strategic noise maps, consult the public and draw up action plans designed to manage noise issues and effects, including noise reduction if necessary. The Directive leaves the competent authorities free to decide on the specific noise reduction measures. The city of Sławków is concerned by two of these major roads, both

---

belonging to the national road 94 referred to by the petitioner.

In the present case, as confirmed in August 2019 by the competent national authorities, the noise maps were prepared. Instead, concerning the action plans, one section of the road 94 crossing Sławków had an adopted action plan (road Sławków-Bolesław coded under the reference number PL_a_rd20402) while another section of the road 94 (road Sławków-Przejście coded under the reference PL_a_rd40621) was still in the process of having an action plan adopted. Following the request from the Commission, the action plan also for the second road has been adopted on 26 September 2019, after a public consultation took place between 11 June 2019 and 1 July 2019.

The Commission has, *inter alia*, already addressed to the Polish authorities, at the end of 2018, a reasoned opinion for failing to prepare action plans according to Directive 2002/49/EC.

**Conclusion**

The Commission has no evidence that Directive 2002/49/EC is not respected for the portion of road concerned by the petition.