

CEE Bankwatch Network  
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**Bulgaria:**

Centre for Environmental  
Information and Education  
(CEIE)

Za Zemiata, For the Earth

**Croatia:**

Green Action

**Czech Republic:**

Centrum pro dopravu a  
energetiku (CDE)

Hnutí DUHA

**Estonia:**

Estonian Green Movement–FoE

**Georgia:**

Green Alternative

**Hungary:**

National Society of  
Conservationists – Friends of  
the Earth Hungary (MTVSZ)

**Latvia:**

Latvian Green Movement

**Lithuania:**

Atgaja

**Macedonia:**

Eko–svest

**Poland:**

Polish Green Network (PGN)

**Russia:**

Sakhalin Environmental Watch

**Serbia:**

Center for Ecology and  
Sustainable Development  
(CEKOR)

**Slovakia:**

Friends of the Earth – Center  
for Environmental Public  
Advocacy (FoE–CEPA)

**Ukraine:**

National Ecological Centre of  
Ukraine (NECU)

CEE Bankwatch Network's  
mission is to prevent  
environmentally and socially  
harmful impacts of  
international development  
finance, and to promote  
alternative solutions and public  
participation.

To:

Mr Kim Kreilgaard  
Head of Division of Lending Operations in Poland  
European Investment Bank

**Subject: Request for information on the state of project assessment for  
Ostroleka C**

*Sent via Email on October 3, 2011*

Dear Mr Kreilgaard,

I am writing in reference to the press information from 20th of September of 2011 about ENERGA S.A. holding conversations with the EIB about financing of a new coal–fired unit in Rzekun also referred to as Ostroleka C. The interview has been provided for Rzeczpospolita one of the major Polish newspapers and can be found at:

<http://www.ekonomia24.pl/arttykul/532088,719911–Blok–w–Ostrolece–wart–ponad–6–mld–zl.html>.

I would like to first of all formally enquire whether the EIB is having conversations with ENERGA S.A. on financing of Ostroleka C coal–fired power plant?

If yes I would like to enquire what is the stage of these talks?

Has the EIB asked the EU Commission for an opinion on financing Ostroleka C project by the EIB fulfilling its obligation under Article 19 of the EIB Statute?

CEE Bankwatch Network considers the EIB's potential involvement in the project problematic given that the project can be found on the National Investment Plan list as a project applying for free CO2 emission allowances during the III Phase of EU ETS (in line with the article 10c of the ETS Directive 2003/87/EC) in spite of not possessing a building permit as of 31.12.2008 nor a Green House Gases permit as of 30.06.2011 in line with the new Act on the System of Greenhouse Gases Emission Trading entered into force on June 21, 2011. This act has been published in the Official Journal of 2011, No 122, item 695 (Dz.U. 2001, Nr 122, poz. 695) and the 2009/29/EC directive. (See: <http://dokumenty.rcl.gov.pl/D2011122069501.pdf>)

CEE Bankwatch Network together with other European NGOs has already informed the EU Commission of the possible breach of acquis

communautaire in July 2011. As the Bank representing the European Union the EIB should not provide loans to projects suspected of acting against *acquis communautaire*.

Furthermore Ostroleka C unit is a greenfield project in gmina Rzekun with an overall capacity exceeding the generation capacity of units A and B functioning currently in Ostroleka. Given its size, planned GHG emissions and the fact that unit B is to operate until at least year 2025 Ostroleka C power plant cannot be treated as a replacement in line with the definition in the European Investment Bank's energy policy document? Clean Energy for Europe: A reinforced EIB contribution?

Given all previously mentioned issues we urge the EIB to drop the project before it reaches a formal appraisal stage.

Yours Sincerely,

Kuba Gogolewski  
Energy campaigner  
CEE Bankwatch Network