



Warsaw, October 18, 2019

MINISTER OF THE ENVIRONMENT

DGK-IV.4741.157.2018.BG

DECISION

Acting under Article 104 of the Act of June 14, 1960 – *Code of the Administrative Procedure* (Journal of Laws of 2018, item 2096, as amended) and Article 93 section 2 in conjunction with Article 161 section 4 of the Act of June 9, 2011 – *Geological and Mining Law* (Journal of Laws of 2019, item 868, as amended), having considered the application of Baltic Gas Sp. z o.o. i Wspólnicy Sp.k. with its registered office in Gdańsk for approval of the *Geological-Investment Documentation of the B4 natural gas deposit*

I hereby decide

1. To approve the *Geological-Investment Documentation of the B4 natural gas deposit* located in the offshore area of the Republic of Poland.
2. The documentation includes the condition of resources supposed economic determined as of December 31, 2018 in the amount of:

natural gas - 2,571.90 million m³ in category C.

The condition of recoverable resources as of December 31, 2018 is 1,799.40 million m³ in category C. Original resources of natural gas are estimated at 2,575.00 million m³ in category C, and original recoverable resources at 1,802.50 million m³ in category C.

3. The documentation includes the condition of industrial and non-industrial resources of the deposit determined as of December 31, 2018 in the amount of:

natural gas:

industrial resources – 1,661.00 million m³ in category C,

non-industrial resources – 910.90 million m³ in category C.

Justification:

By application of October 30, 2018 (receipt day: October 31, 2018) Baltic Gas Sp. z o.o. i Wspólnicy Sp. k. with its registered office in Gdańsk has submitted the *Geological-Investment Documentation of the B4 natural gas deposit* for its approval by a competent geological administration authority – the Minister of the Environment.

Pursuant to Article 93 section 2 of the Act of June 9, 2011 – *Geological and Mining Law* (Journal of Laws of 2019, item 868, as amended) the competent geological administration authority approves the geological-investment documentation for the hydrocarbon deposit referred to in Article 88 section 2 point 1a of the aforementioned Act by way of a decision. Pursuant to Article 161 section 4 of the Act of June 9, 2011 – *Geological and Mining Law*, the minister competent for the environment is the authority for matters related to approval of geological-investment documentation for the hydrocarbon deposit.

The *Geological-Investment Documentation of the B4 natural gas deposit* is a subsequent study relating to the B4 natural gas deposit. The resources of the B4 natural gas deposit were initially documented in the *Geological documentation of the B4 gas condensate deposit*, approved by way of a decision of the Head of the Central Office of Geology of January 24, 1985 (ref. No.: KZK/012/M/4887/84/85) and in the *Geological documentation of the B4*

natural gasoline gas deposit, approved by way of a decision of the Minister of the Environment of September 24, 2004 (ref. No.: DG/kzk/489-7543/2004).

Industrial and non-industrial resources of the B4 natural gas deposit were initially determined in the *B4 gasoline natural gas deposit development project* (license No. 6/2007 of May 11, 2007), next amended by *Addendum No. 1 to the B4 gasoline natural gas deposit development project* (decision of November 28, 2014, ref. No. DGK-IV-4771-25/48256/14/AC) and *Addendum No. 2 to the B4 gasoline natural gas deposit development project* (decision of July 25, 2017, ref. No. DGK-IV.4771.3.2017.BG).

The *Geological-Investment Documentation of the B4 natural gas deposit* sets out the boundaries of the B4 natural gas deposit, geological resources complete with the deposit appraisal category, conditions of occurrence and possibilities of hydrocarbon mining from the deposit. The documentation also specifies the manner of the B4 natural gas deposit development, recoverable resources and the optimum option of the reasonable use of the deposit resources, in particular through the comprehensive and reasonable use of the primary mineral and accompanying minerals, and the production technology ensuring reduction of the negative impact on the environment.

According to the wording of Article 93 section 3 of the Act *Geological and Mining Law*, the geological administration authority – in this case the Minister of the Environment – refuses to approve the geological-investment documentation for a hydrocarbon deposit if the documentation does not comply with the requirements of the law or was drawn up as a result of illegal activities. The documentation in question (supplemented on May 24, 2019; July 5, 2019; August 26, 2019) meets the requirements provided for in the legal regulations, in particular in the Act of June 9, 2011 – *Geological and Mining Law* and the Ordinance of Minister of the Environment of July 1, 2015 *on the geological and investment documentation of hydrocarbon deposits* (Journal of Laws item 968). Upon analysis of the *Geological-Investment Documentation of the B4 natural gas deposit*, the geological administration authority recognized that there are none of the aforementioned negative premises for approval of the submitted documentation in the case in question.

Pursuant to Article 8 section 2 of the *Geological and Mining Law* and Article 106 of the *Code of the Administrative Procedure*, the geological administration authority agreed on the draft decision concerning the case in question with the minister competent for maritime economy, who agreed on the draft decision within the statutory deadline.

Bearing in mind the entirety of the above circumstances, it was decided to approve the *Geological-Investment Documentation of the B4 natural gas deposit* submitted by Baltic Gas Sp. z o.o. i Wspólnicy Sp. k. with its registered office in Gdańsk.

Pursuant to Article 28 of the *Code of the Administrative Procedure*, a party to the pending proceedings shall be deemed each person whose legal interest or obligation the proceedings refer to. In the course of the proceedings, the geological administration authority ensured the party to the proceedings active participation at every stage of the proceedings, and prior to the issuance of this decision the authority made it possible for the party to present its opinion on the collected evidence and materials as well as the requests submitted in the case. The party did not have any reservations with respect to the pending proceedings.

Therefore, the decision was made as in the sentence.

The Party dissatisfied with the decision may, within 14 days from its receipt (by appropriately applying appeal regulations), apply to the Minister of the Environment for reconsideration of the case.

A party may file a complaint against the decision with the Voivodeship Administrative Court in Warsaw within 30 days from the date of its delivery, without exercising the right to apply to the Minister of the Environment for reconsideration of the case. The complaint shall be filed through the Minister of the Environment. The fixed court fee for the complaints concerning licenses, permits and permits to conduct business activity in the field of geology and mining amounts to PLN 1,000. The party may apply for assigning the right to obtain aid, upon request submitted to the Voivodeship Administrative Court in Warsaw.

During the course of the period for filing the application for reconsideration of the case, the party may waive the right to apply to the Minister of the Environment for reconsideration of the case. As of the date of delivery of the representation on waiver of the right to apply for reconsideration of the case by the last party to the proceedings to the Minister of the Environment, the decision becomes final and binding, which means that it is not

possible for the party to appeal against it to the Voivodeship Administrative Court. It is not possible to effectively withdraw the representation on waiver of the right to apply for the case reconsideration.

MINISTER OF THE
ENVIRONMENT

Per procura of the MINISTER
SECRETARY OF STATE
Chief National Geologist, Government
Plenipotentiary for National Resource Policy

dr Piotr Dziadzio

To be received by:

1. Baltic Gas Sp. z o.o. i Wspólnicy Sp. k. with its registered office in Gdańsk + 1 copy of the aforementioned geological-investment documentation
2. to file

For the attention of:

1. National Geological Archives in Warsaw + 3 copies of the aforementioned geological-investment documentation
2. Maritime Office in Gdynia
3. Ministry of Maritime Economy and Inland Navigation