



European Investment Bank (EIB)

Luxembourg, 26 April 2021

Environmental and Social Completion Sheet (ESCS)¹

Overview

Project Name:	AUTOBAHN A94 PPP E-ROAD
Project Number:	2013-0409
Country:	Germany
Project Description:	Design, construction and financing of the new 33km A94 motorway (2x2) section Pastetten-Heldenstein (part of E-road E552 Munich-Linz) under a PPP scheme. The PPP-Contractor is responsible for the maintenance and operation of about 77km of the motorway A94 in Bavaria between Forstinning and Markt, including the new construction section. The PPP-Contractor is remunerated according to road availability during the operation and maintenance phase.

Summary of Environmental and Social Assessment at Completion

EIB notes the following Environmental and Social performance and key outcomes at Project Completion.

This project is part of the A94 Munich-Pocking, whose construction was identified in the 2003 Federal Transport Infrastructure Plan (Bundesverkehrswegeplan 2003), adopted by the Federal Government on 2 July 2003, predating the application of SEA Directive (2001/92/EU) and thereby excluded from the scope of the Directive. The project fell under the requirements of Annex I of the EIA Directive 85/337/EEC valid at that time, hence a full EIA had to be carried out.

The EIAs were performed according to the German Law for the two planning sections covering the project length, and the corresponding NTS documents were made available to the public. During the EIA procedure, all potentially affected Natura 2000 sites, habitats and species have been analysed, including habitats and species placed beyond Natura 2000 sites. The procedure was carried out in accordance with the Habitats Directive.

The EIAs related to two planning sections (PA02 and PA03) are as follow:

Section	Description	Length (km)	Date EIA Approval Decision
PA02	Pastetten (Km 16+980) to Dorfen (34+423)	17,443	03/12/2009
PA03	From Dorfen (34+730) to Heldenstein (50+040)	15,310	22/11/2011

¹ The template is for ILs and FLs



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In January 2016, the Bank received confirmation of the irrevocability of the approval decisions guaranteeing that the small-scope plan amendment pending in the project were solved, and therefore enabling the disbursement. The Government of Upper Bavaria approved the said amendments of the EIAs, summarised as follow:

Section affected	Description of the amendment	Date EIA amendment Approval Decision
PA03	Dorfen - Heldenstein section Additional land acquisition for a subordinate network of paths and noise protection walls for Mainbach	15/12/2015
PA03	Amendment of the alignment near structure K49/2s and junction of A94with B12/St 2084	26/11/2015
PA03	Construction of a temporary bridge over the Goldach Dorfen - Heldenstein section.	27/11/2015

Construction of the project started on 1 February 2016 as planned and finalised on 30 September 2019, a month ahead of schedule. The road was opened to traffic on 1 October 2019 and the concession will run until the 31 January 2046.

The promoter has implemented the mitigation and protecting measures in accordance to the EIAs approved by the Government of Upper Bavaria (Regierung von Oberbayern). The project crosses three Natura 2000 areas and is in a close vicinity of another Natura 2000 area as listed below:

Natura 2000 site	Code	Type	Project section
Strogn mit Hammerbach und Köllinger Bächlein	DE7637371	Habitats Directive Site (SCI)	PA02
Isental mit Nebenbächen	DE7739371	Habitats Directive Site (SCI)	PA 02 PA03
Mausohrkolonien im Unterbayerischen Hügelland	DE7839371	Habitats Directive Site (SCI)	PA 02 PA03
Innauen und Leitenwälder	DE 7939301	Habitats Directive Site (SCI)	Vicinity of the project

The conservation status of the relevant habitats and species remains stable. Therefore, the effects of the project within the Natura network are not significant.

The impacts of the site during project implementation were standard for this type and size of project, such as increased noise and vibration levels. The promoter implemented the mitigation measures required by the relevant EIAs, including:

- General flora and fauna: design of passageways and bridging areas, taking into account fauna criteria and employing nature-based designs to avoid cutting and separation effect, wildlife fences on both sides, where required.



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- Bats: Collision protection was executed by creating a bat corridor from km 18 + 200 to km 20 + 250 and from km 21 + 600 to 22 + 500. These bat corridors have ongoing monitoring in place as requested within the EIAs.
- Landscape: reduction of visual impact flattening of slopes and landscaping embankments, where possible. Most of the excavation was used for embankments and the excess material was deposited in the quarries of Osendorf and Watzling in accordance with the contractual requirements and the Planfeststellung.

Summary opinion of Environmental and Social aspects at completion:

EIB is of the opinion based on reports from the promoter and inputs provided by Lenders' Supervisors during Construction that the Project has been implemented in line with EIB Environmental and Social Standards, applicable at the time of appraisal. This also includes confirmation that final design of the project did not have any impact on any archaeological sites.