



EUROPEAN COMMISSION

Directorate-General for Internal Market, Industry, Entrepreneurship and SMEs
Single Market Enforcement
Notification of Regulatory Barriers

Message 201

Communication from the Commission - TRIS/(2025) 0041

Directive (EU) 2015/1535

Notification: 2024/0527/PL

Forwarding of the response of the Member State notifying a draft (Poland) to comments (5.2) of Austria.

MSG: 20250041.EN

1. MSG 201 IND 2024 0527 PL EN 20-12-2024 07-01-2025 PL ANSWER 20-12-2024

2. Poland

3A. Ministerstwo Rozwoju i Technologii, Departament Obrotu Towarami Wrażliwymi i Bezpieczeństwa Technicznego, Plac Trzech Krzyży 3/5, 00-507 Warszawa, tel.: (+48) 22 411 93 94, e-mail: notyfikacjaPL@mrit.gov.pl

3B. Ministerstwo Klimatu i Środowiska, Departament Gospodarki Odpadami, Wawelska 52/54, 00-922 Warszawa, tel. (+48 22) 57-92-262, fax: (+48 22) 57-92-795, e-mail: Departament.Gospodarki.Odpadami@mos.gov.pl

4. 2024/0527/PL - S10E - Packaging

5.

6. Due to the need to improve the legislative solutions contained in the Act adopted in 2023, it was extremely important for the amendment to the Act to enter into force on 1 January 2025. Thanks to the solutions introduced in the amendment to the Act, it will be possible for the Minister for Climate and the Environment to supervise the operation of the system and avoid possible abuses.

The amendment sets the date of launching the system to 1 October 2025. In response to requests to provide companies with a sufficient transitional period for adapting to the legal situation, in particular as regards labelling, Article 4(1) and (2) have been added to the Act, providing for an additional transitional period of three months not extending beyond 31 December 2025, for stocks of products which, on the date of joining the deposit system, did not bear the marking indicating that the packaging was covered by a deposit system and were not placed on the market.

In addition, the rates of separate collection to be achieved under the deposit return system will be calculated in 2025 on the basis of the weight of packaging covered by the system and placed on the market between 1 October 2025 and 31 December 2025.

For operators, the extended period will be a time for developing mechanisms for cooperation among themselves, and for ensuring the efficiency of IT systems and of the way in which the packaging and packaging waste collection method is organized. It will also be a time for signing contracts with more than 80,000 stores.

The postponement will also have a positive effect on the consumers. Information campaigns on the operation of the system will be launched, and new labels and graphic designs for products will be introduced, so that navigating the system is intuitive.

The industry has been preparing for the launch of the deposit system since the promulgation of the Act of 13 July 2023 amending the Act on the management of packaging and packaging waste and certain other acts (Journal of Laws of 2023, item 1852), which established a deposit system. Poland's position is that the postponement of the launch date will enable



EUROPEAN COMMISSION

Directorate-General for Internal Market, Industry, Entrepreneurship and SMEs
Single Market Enforcement
Notification of Regulatory Barriers

all the interested parties, including entrepreneurs placing products on the market, distributors, and customers, to effectively participate in a functioning system.

European Commission

Contact point Directive (EU) 2015/1535

email: grow-dir2015-1535-central@ec.europa.eu