

THE GOVERNMENT OF HUNGARY

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GOVERNMENT DECREE

amending

Government Decree No 210/2009 of 29 September 2009 on the conditions of carrying out commercial activities

On the basis of the authorisation granted under Section 12(1)(a) of Act CLXIV of 2005 on trade, and acting within the scope of its duties specified in Article 15(1) of the Fundamental Law, the Government hereby lays down the following:

Section 1

The following Section 20/B is inserted to Government Decree No 210/2009 of 29 September 2009 on the conditions of carrying out commercial activities (hereinafter referred to as ‘Decree’):

‘Section 20/B In the case of mail order trading, products which are intended for children and the essential element of which is the direct, natural or self-intended representation of sexuality or the promotion or portrayal of sex reassignment or homosexuality or gender identities that do not correspond to the sex assigned at birth, may be marketed in such a way that the commercial communication enabling the transactional decision to purchase must include the information “Sensitive content!” in a clearly visible manner.’

Section 2

Section 32 of the Decree shall be replaced by the following:

‘Section 32 Section 13(1), Section 19, Section 20(3) and the draft of Section 20/B have been notified in advance, as stipulated in Articles 5–7 of Directive (EU) 2015/1535 of the European Parliament and of the Council of 9 September 2015 laying down a procedure for the provision of information in the field of technical regulations and of rules on Information Society services.’

Section 3

This Decree shall enter into force on 1 October 2024.

Section 4

The requirement for the prior notification of this draft decree, as stipulated in Articles 5–7 of Directive (EU) 2015/1535 of the European Parliament and of the Council of 9 September 2015 laying down a procedure for the provision of information in the field of technical regulations and of rules on Information Society services, has been met.

(Viktor Orbán)
Prime Minister