

**Act XVII of 2025
on the protection of children's health***

- [1] Children's health is key to the future of society, and it is our primary responsibility to ensure that children have the right conditions for healthy development. Nutritional health trends in recent years highlight the serious health risks associated with energy drink consumption, which is becoming increasingly popular among young people.
- [2] The regulation aims to protect young people from the harmful effects of excessive consumption of energy drinks. To this end, the Act prohibits the sale and serving of energy drinks to persons under the age of eighteen and lays down sanctions to ensure compliance with the rules.
- [3] Bearing in mind the above objectives and principles, the National Assembly hereby enacts the following Act:

1. § In Act CLV of 1997 on consumer protection, the following paragraph (1a) is added to Section 16/A:

‘(1a) It shall be prohibited to sell or supply energy drinks with a composition specified in the Government’s decree (hereinafter: energy drink) to people under eighteen years of age.’

2. § **In Act CLV of 1997 on consumer protection, Section 47(1)(h) shall be replaced by the following::**

[If the consumer protection authority establishes in the course of its proceedings that the consumer protection provisions in Section 45/A(1)–(3) have been violated, it may impose the following legal consequences, taking into account the relevant circumstances of the case, in particular the severity of the infringement, the duration of the infringement, the repetition of the unlawful conduct and the benefit obtained as a result of the infringement, also bearing in mind the requirement of proportionality:]

‘(h) in the event of a violation of the provisions laid down in Section 16/A(1)–(3), it may prohibit the marketing of alcoholic beverages, energy drinks, tobacco products or sexual products for a maximum period of one year from the date on which the infringement is established and, if these provisions are repeatedly violated within a period of three years, it may order the temporary closure of the business which is involved in the infringement for a maximum of 30 days.’

3. § In Act CLV of 1997 on consumer protection, the following paragraph (5) shall be added to Section 55:

‘(5) The Government shall be authorised to lay down in a decree the composition of energy drinks which cannot be sold or supplied to persons under the age of eighteen years.’

4. § In Act CLV of 1997 on consumer protection, point (f) of paragraph 1 of Section 57 shall be replaced by the following:

(This Act serves to comply with the following EU regulations:)

‘(f) Directive 2006/123/EC of the European Parliament and of the Council of 12 December 2006 on services in the internal market [point 12 of Section 2, paragraph 1a of Section 16/A, paragraphs 1 and 3 of Section 16/B, paragraph 4 of Section 17/D and paragraph 5 of Section 55].’

5. § In Act CLV of 1997 on consumer protection, Section 58 shall be replaced by the following:

‘The drafts of Section 16/A(1a), Section 16/B and Section 55(5) have been notified in advance in accordance with Article 39(5) of Directive 2006/123/EC of the European Parliament and of the Council of 12 December 2006 on services in the internal market.’

* The Act was adopted by Parliament at its session of 29 April 2025.

6. § Under the heading ‘Compliance with European Union law’ in Act CLV of 1997 on consumer protection,
the following Section 60 shall be inserted:
‘Section 60 The drafts of Section 16/A(1a) and Section 55(5) 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.’
7. § This Act shall enter into force on the thirtieth day following its publication.
8. § (1) This act serves to comply with Directive 2006/123/EC of the European Parliament and of the Council of 12 December 2006 on services in the internal market.
(2) The drafts of Section 1 and Section 3 have been notified in advance in accordance with Article 39(5) of Directive 2006/123/EC of the European Parliament and of the Council of 12 December 2006 on services in the internal market.
9. § 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.

Dr. Tamás Sulyok signed, *Dr. János Latorcai* signed,

President of the republic
Assembly

Deputy Speaker of the National
