



JOURNAL OF LAWS OF THE REPUBLIC OF POLAND

Warsaw, 29 January 2025

Item 118

REGULATION OF THE MINISTER FOR AGRICULTURE AND RURAL DEVELOPMENT¹⁾

of 28 January 2025

on detailed requirements for the commercial quality of packaging of certain spirit drinks²⁾

Pursuant to Article 15(2) of the Act of 21 December 2000 on the commercial quality of agricultural and food products (Journal of Laws 2023, item 1980), it is hereby ordered:

§ 1. The Regulation lays down specific requirements for the commercial quality of prepackages of spirit drinks whose nominal size is up to 200 millilitres.

§ 2. Spirit drinks, within the meaning of Article 2 of Regulation (EU) 2019/787 of the European Parliament and of the Council of 17 April 2019 on the definition, description, presentation and labelling of spirit drinks, the use of the names of spirit drinks in the presentation and labelling of other foodstuffs, the protection of geographical indications for spirit drinks, the use of ethyl alcohol and distillates of agricultural origin in alcoholic beverages, and repealing Regulation (EC) No 110/2008 (OJ EU L 130, 17.5.2019, p. 1, as amended³⁾), hereinafter referred to as ‘spirit drinks’, in prepackages of a nominal size of up to 200 millilitres are placed on the market in bottles or cans whereby the labelling, within the meaning of Article 4(3) of the Regulation, of those bottles or cans:

- 1) must not raise doubt or be misleading as regards the identification of spirit drinks;
- 2) shall enable spirit drinks to be distinguished from other foodstuffs, in particular from foodstuffs intended for children.

§ 3. Spirits in individual prepackages of a nominal size of up to 200 millilitres placed on the market in accordance with the provisions in force in another Member State of the European Union or in Turkey, or originating in a Member State of the European Free Trade Agreement (EFTA) which is a party to the Agreement on the European Economic Area and marketed in accordance with the legislation in force in that State shall be deemed to meet the requirements set out in § 2, provided that the labelling, within the meaning of Article 4(3) of the Regulation mentioned in § 2, of such prepackages complies with the requirements referred to in § 2.

§ 4. Spirit drinks in prepackages of a nominal size of up to 200 millilitres other than bottles or cans placed on the market before the day of entry into force of the Regulation may remain on the market for 30 days from the day this Regulation enters into force.

¹⁾ The Minister for Agriculture and Rural Development manages the government administration department for agricultural markets pursuant to § 1(2)(4) of the Regulation of the Prime Minister of 18 December 2023 on the specific scope of activities of the Minister for Agriculture and Rural Development (Journal of Laws, item 2706).

²⁾ This Regulation was notified to the European Commission on 18 October 2024 under number 2024/0583/PL, pursuant to § 4 of the Regulation of the Council of Ministers of 23 December 2002 on the functioning of the national system for notification of standards and legal acts (Journal of Laws, item 2039; and 2004, item 597) which implements 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 (codification) (EU OJ L 241, 17.9.2015, p. 1).

³⁾ Amendments to this Regulation have been published in OJ EU L 130, 17.5.2019, p. 1, OJ EU L 316I, 6.12.2019, p. 3, OJ EU L 178, 20.5.2021, p. 4, OJ EU L 238, 6.7.2021, p. 1, OJ EU L 289, 12.8.2021, p. 1 and 4, OJ EU L 321, 13.9.2021, p. 12, OJ EU L 382, 28.10.2021, p. 59, OJ EU L 197, 26.7.2022, p. 77, OJ EU L 2024/1143, 23.4.2024, and OJ EU L 2024/90374, 25.6.2024.

§ 5. This Regulation shall enter into force on the day following its publication.

Minister for Agriculture and Rural Development: *C. Siekierski*