

Draft name Draft Regulation of the Minister for Energy on the technical conditions to be met by gas networks and their location Lead ministry and cooperating ministries Ministry of Energy Ministry of Development and Technology Person responsible for the draft: Minister, Secretary of State or Undersecretary of State Miłosz Motyka – Minister for Energy Contact details for the draft supervisor Radosława Bociek – Deputy Director of the Department of Electricity and Gas, radoslawabociek@me.gov.pl Michał Syrek – Deputy Head, Department of Electricity and Gas, michal.syrek@me.gov.pl Agata Zadrożna – Specialist, Department of Electricity and Gas, agata.zadrozna@me.gov.pl	Date of preparation 17 June 2026 Source: Statutory authorisation Article 7(2)(2) of the Construction Law Act of 7 July 1994 (Journal of Laws [Dziennik Ustaw] 2026, items 524, 605 and 646) Number on the list of legislative works of the Minister for Health: 19
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REGULATORY IMPACT ASSESSMENT

1. What issue is being addressed?

The need to draft the proposed Regulation arises from Article 66 of the Act of 19 July 2019 on ensuring accessibility for persons with special needs (Journal of Laws of 2024, item 1411). That provision obliges, inter alia, the minister responsible for the management of energy resources to reissue, within 84 months of the entry into force of the Act of 19 July 2019 on ensuring accessibility for persons with special needs, implementing provisions, inter alia, on the basis of Article 7(2)(2) of the Construction Law Act of 7 July 1994.

The currently applicable Regulation of the Minister for the Economy of 26 April 2013 on the technical conditions to be met by gas networks and their location (Journal of Laws, item 640) will expire on 21 September 2026.

Furthermore, the aim of the proposed regulation is to establish a clear legal framework that reflects the current state of the art, enhances technical safety, protects people, property and the environment, ensures the reliability of gas supplies to consumers, and accommodates the needs of people with special needs to the greatest extent possible.

2. Recommended solution, including planned intervention tools, and expected impact

The recommended solution is to issue a new regulation which will replace the existing Regulation of the Minister for the Economy of 26 April 2013 on the technical conditions to be met by gas networks and their location.

The proposed regulation introduces amendments and additions aimed at bringing the existing provisions into line with the current state of technical knowledge and the technologies available for the design and construction of gas networks. The most significant changes include:

- 1) the introduction of the concept of operational corridors and the specification of their widths for individual gas pipelines, in order to facilitate the carrying out of operational activities on the gas pipeline by gas network operators;
- 2) determination of the distance between the gas pipeline and a wind power station;
- 3) clarification of the requirements concerning the distance of gas pipelines with a maximum operating pressure (MOP) above 10 MPa from buildings;
- 4) clarification of the classification of gas stations according to operating pressure;
- 5) clarification of the requirements for gas compression stations.

3. How has this problem been solved in other countries, in particular OECD/EU Member States?

The draft solutions were not subject to comparative legal analysis.

4. Entities affected by the draft

Group	Size	Data source	Impact
Gas transmission, distribution and storage system operators	60	List of energy companies involved in transmission, distribution, storage of gaseous fuels, liquefied natural gas or regasification	Creating a transparent legal environment.

		<i>of liquefied natural gas, transfer of carbon dioxide — available on the website of the Energy Regulatory Office</i>	
Landowners	unspecified		The possibility of receiving financial compensation for a transmission easement. The requirement to situate buildings in accordance with the provisions of the Regulation.

5. Information on the scope, duration, and summary of consultation results

The draft was not the subject of pre-consultation.

In accordance with Article 5 of the Act of 7 July 2005 on lobbying activities in the process of law making (Journal of Laws of 2025, item 677; and of 2026, item 160) and with § 52(1) of Resolution no. 190 of the Council of Ministers of 29 October 2013 – Rules of Procedure of the Council of Ministers (Polish Gazette [Monitor Polski] of 2026, item 404), the draft was made available in the Public Information Bulletin on the website of the Government Legislation Centre in the Government Legislative Process tab.

The Draft was submitted for consultation (14 days) to the following entities:

- 1) Izba Gospodarcza Gazownictwa [Chamber of the Natural Gas Industry];
- 2) Towarzystwo Obrotu Energią [Association of Energy Trading];
- 3) Transmission gas pipeline operator GAZ-SYSTEM S.A.,
- 4) ORLEN S.A.;
- 5) Polska Spółka Gazownictwa sp. z o.o.;
- 6) System Gazociągów Tranzytowych „EuRoPol Gaz” S.A.;
- 7) Gas Storage Poland sp. z o.o.;
- 8) G.EN.; GAZ ENERGIA sp. z o.o.;
- 9) Elenger Dystrybucja sp. z o.o. (formerly: EWE Energia sp. z o.o.);
- 10) Duon Dystrybucja sp. z o.o.;
- 11) Anco sp. z o.o.;
- 12) AVRIO MEDIA sp. z o.o.;
- 13) Entri Polska Sp. z o.o. (formerly: SIME Polska sp. z o.o.).

The draft was submitted for opinion (14 days) to the following entities:

- 1) President of the Energy Regulatory Office;
- 2) President of the General Prosecutor’s Office of the Republic of Poland;
- 3) SME Ombudsman;
- 4) President of the Office of Technical Inspection.

Taking into account the scope of the draft, which does not concern the activities of trade unions, the draft is not subject to opinion-seeking of representative trade unions.

Due to the scope of the draft, which does not concern the rights and interests of employers’ unions, it is not subject to opinion-seeking of representative employers’ organisations.

The draft was not subject to assessment by the Joint Commission of the Government and Local Government because it does not concern matters relating to local government, referred to in the Act of 6 May 2005 on the Joint Commission of the Government and Local Government and the representatives of the Republic of Poland in the European Committee of the Regions (Journal of Laws of 2024, item 949).

The Draft does not concern the matters referred to in Article 1 of the Act of 24 July 2015 on the of Social Dialogue Council and Other Institutions of Social Dialogue (Journal of Laws of 2026, item 836), therefore, it did not require an opinion from the Social Dialogue Council.

The project does not concern the matters referred to in Article 35(2)(2) of the Act of 24 April 2003 on public benefit activity and voluntary service (Journal of Laws of 2025, item 1338), and therefore did not require an opinion from the Public Benefit Activity Council.

The draft does not need to be submitted to the competent authorities and institutions of the European Union, including the European Central Bank, in order to obtain opinions, submit a notification, consult or agree.

In 2021 and 2022, a similar draft regulation by the Minister for Climate and the Environment on the technical requirements to be met by gas networks and their location was subject to an inter-ministerial consultation process, expert review and public consultation. The draft Regulation of the Minister for Energy on the technical requirements to be met

by gas networks and their location, which was submitted for public consultation, was consistent with the draft regulation consulted on by the Minister for Climate and the Environment.

Following comments received during the inter-ministerial consultation process, the review process and public consultation, references to other legal acts as provisions of generally applicable law have been removed from the draft, to the extent possible. Where separate legislation imposes specific requirements on undertakings, regardless of whether those requirements are set out in this Regulation, they are obliged to comply with them.

The Regulation also amended the definition of a controlled zone and defined the concept of an operational corridor, in order to specify their function more precisely following the extension of the Regulation to include the concept of an operational corridor. These changes did not affect the possibility of locating construction works in controlled zones.

The text of the Regulation, following the process of inter-ministerial arrangements and opinion-seeking, has been brought into line with the scope of the statutory authorisation. Thus, the scope of this Regulation has been significantly reduced in relation to the Regulation of the Minister for the Economy of 26 April 2013 on the technical conditions to be met by gas networks and their location (Journal of Laws, item 640). In the opinion of the project promoter, this does not require a new referral of the project for public consultation and opinion.

The results of opinion and public consultations were discussed in the report on public consultations and opinions available in the Public Information Bulletin on the website of the Government Legislative Centre, under the Government Legislative Process tab.

No entities indicated an interest in working on the draft in accordance with the Act of 7 July 2005 on lobbying activities in the law-making process.

6. Impact on the public finance sector

(fixed prices for 2026)	Impact over 10 years from implementing the amendments (PLN million)											
	0	1	2	3	4	5	6	7	8	9	10	Total (0–10)
Total revenue	0	0	0	0	0	0	0	0	0	0	0	0
state budget	0	0	0	0	0	0	0	0	0	0	0	0
local government units	0	0	0	0	0	0	0	0	0	0	0	0
other units (separately)	0	0	0	0	0	0	0	0	0	0	0	0
Total expenditure	0	0	0	0	0	0	0	0	0	0	0	0
state budget	0	0	0	0	0	0	0	0	0	0	0	0
local government units	0	0	0	0	0	0	0	0	0	0	0	0
other units (separately)	0	0	0	0	0	0	0	0	0	0	0	0
Total balance	0	0	0	0	0	0	0	0	0	0	0	0
state budget	0	0	0	0	0	0	0	0	0	0	0	0
local government units	0	0	0	0	0	0	0	0	0	0	0	0
other units (separately)	0	0	0	0	0	0	0	0	0	0	0	0

Sources of financing Not applicable. The draft Regulation does not affect the public finance sector.

Additional information, including indication of data sources and assumptions used for calculations Not applicable.

7. The impact on the competitiveness of the economy and entrepreneurship, including the functioning of enterprises, as well as on families, citizens, and households, and the economic and financial position of persons with disabilities and the elderly

Impact								
Time in years since entry into force of the amendments		0	1	2	3	5	10	Total (0–10)
In monetary terms (in PLN millions, fixed prices as of 2026)	large enterprises	0	0	0	0	0	0	0
	micro-, small- and medium-sized enterprises	0	0	0	0	0	0	0
	families, citizens and households	0	0	0	0	0	0	0

	persons with disabilities and the elderly	0	0	0	0	0	0	0
In non-monetary terms	large enterprises	Not applicable.						
	micro-, small- and medium-sized enterprises	Not applicable.						
	families, citizens and households	Not applicable.						
	persons with disabilities and the elderly	Not applicable.						
Unmeasurable		The draft Regulations will increase the transparency of the legal environment and improve the efficiency of gas system operators (e.g. by introducing the concept of 'operation corridors'). This will, as a result, increase technical safety, the protection of people, property and the environment, and the reliability of the supply of natural gas to customers.						
Additional information, including indication of data sources and assumptions used for calculations	None.							
8. Change in the regulatory burdens (including disclosure obligations) resulting from the draft								
☒ not applicable								
Burdens are placed outside those strictly required by the EU (see the inverted compatibility table for details).				☐ yes ☐ no ☒ not applicable				
☐ reduction in the number of documents ☐ reduction in the number of procedures ☐ shortening of the time to settle the matter ☐ other: ...				☐ increase in the number of documents ☐ increase in the number of procedures ☐ extension of the time to settle the matter ☐ other: providing more detailed information				
The introduced burdens are suitable for digitisation.				☐ yes ☐ no ☒ not applicable				
Comment: The entry of the draft Regulation into force shall not translate into the generation of additional technical documents or other information documents within the scope of the activities of designers and investors.								
9. Impact on the labour market								
The draft Regulation has no impact on the labour market.								
10. Impact on other aspects								
☒ natural environment ☐ regional standing and development ☐ other: ...			☐ demography ☐ state property			☐ digitalisation ☐ health		
Discussion of the impact		The development of gas transport infrastructure will lead to a reduction in emissions of harmful particulates and substances, which in turn may help to alleviate the problem of air pollution in cities and densely populated areas.						
11. Planned implementation of the provisions of the Act								
It is expected that the draft Regulation will enter into force on 21 September 2026, as the current Regulation of the Minister for the Economy of 26 April 2013 on the technical requirements to be met by gas networks and their location will cease to have effect on that date.								
12. How and when will the impact of the draft be assessed, and what measures will be applied?								
Given the scope of the Regulation, there is no need to evaluate the effects of the proposed solutions.								

13. Annexes (important source documents, research, analyses, etc.)

None.