

Message 001

Communication from the Commission - TRIS/(2026) 2580

Directive (EU) 2015/1535

Notification: 2026/0502/PL

Notification of a draft text from a Member State

Notification – Notification – Notifizierung – Нотификация – Oznámení – Notifikation – Γνωστοποίηση – Notificación – Teavitamine – Ilmoitus – Obavijest – Bejelentés – Notifica – Pranešimas – Paziņojums – Notifika – Kennisgeving – Zawiadomienie – Notificação – Notificare – Oznámenie – Obvestilo – Anmälan – Fógra a thabhairt

Does not open the delays - N'ouvre pas de délai - Kein Fristbeginn - Не се предвижда период на прекъсване - Nezahajuje prodlení - Fristerne indledes ikke - Καμμία έναρξη προθεσμίας - No abre el plazo - Viivituste perioodi ei avata - Määräaika ei ala tästä - Ne otvara razdoblje kašnjenja - Nem nyitja meg a késésekét - Non fa decorrere la mora - Atidėjimai nepradedami - Atlikšanas laikposms nesākas - Ma jiftaħx il-perijodi ta' dewmien - Geen termijnbegin - Nie otwiera opóźnień - Não inicia o prazo - Nu deschide perioadele de stagnare - Nezačína oneskorenia - Ne uvaja zamud - Inleder ingen frist - Ní osclaíonn sé na moilleanna

MSG: 20262580.EN

1. MSG 001 IND 2026 0502 PL EN 15-09-2026 PL NOTIF

2. Poland

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4. 2026/0502/PL - V00T - TELECOMS

5. Draft Regulation of the Minister for Digital Affairs on the technical conditions of power supply for telecommunications buildings or telecommunications rooms.

6. Technical conditions for the electricity supply of telecommunications structures or rooms with regard to supply infrastructure components.

7.

8. The draft regulation of the Minister for Digital Affairs on the technical conditions of power supply for telecommunications buildings or telecommunications rooms implements the delegation of powers under Article 7(2)(2) of the Act of 7 July 1994. – the Construction Law (Journal of Laws of 2026, items 524, 605, 646 and 1161). The draft regulation sets out the technical requirements for the electricity supply to telecommunications buildings and telecommunications rooms, to be applied during their design, construction, conversion, extension and superstructure works. The regulation establishes requirements for power supply systems and sources, power reliability levels, backup, emergency and uninterruptible power supply, energy storage and batteries, as well as protection against electric shock, lightning, surge and fire. The draft regulation also sets out the conditions for the use of renewable energy sources, the requirements for generator sets and ventilation systems, and the rules for ensuring the continuity of telecommunications infrastructure in emergency situations.

9. The adoption of a new Regulation of the Minister for Digital Affairs on the technical conditions for supplying electricity to telecommunications buildings or telecommunications rooms is justified by the need to adapt the provisions to the current legal, organisational and technological situation in the telecommunications sector. The current Regulation of the Minister for Communications of 21 April 1995 on the technical conditions for the supply of electricity to telecommunications buildings (Journal of Laws, item 271) was issued under different legal and technological circumstances and regulates the technical conditions for the supply of electricity to both telecommunications and postal infrastructure.

Leaving the existing 1995 regulation in force would not allow for taking into account technological changes that have occurred in the telecommunications sector, including the development of modern telecommunications networks, transmission infrastructure, and new power supply solutions and energy backup systems. Maintaining the current legal framework could lead to the continued application of outdated technical requirements and give rise to interpretative uncertainties regarding the adaptation of the regulations to modern technologies and models of telecommunications infrastructure operation. The issuance of a new regulation is the most effective way of addressing the identified problem.

9a. The proposed regulation is an appropriate means to achieve the public interest objective. The purpose of the draft regulation is to lay down the technical conditions for the supply of electricity to telecommunications buildings and telecommunications rooms. The draft regulation addresses the risk of disruption to the provision of electronic communications services due to power failures, insufficient reliability of energy sources and ongoing technological changes in telecommunications infrastructure and power systems. In order to reduce these risks, the draft lays down uniform requirements for basic, backup, emergency and uninterrupted power supplies, power storage rooms, generating sets, batteries and technical and fire protection measures, adapted to the importance of the different categories of telecommunication facilities. The measures applied are directly linked to the objective pursued, as they increase the resilience of the telecommunications infrastructure to the disruption and ensure that the continuity of the operation of the telecommunications networks is maintained. The public interest objective is pursued in a consistent and systematic manner by defining uniform technical requirements, power reliability groups and minimum safety standards applicable to the design, construction and reconstruction of the infrastructure covered by the

Regulation.

9b. The proposed regulation does not impose any restrictions on cross-border trade or on the provision of services within the EU internal market. It sets out uniform technical requirements for the power supply to telecommunications structures and telecommunications rooms, without distinguishing between operators on the basis of their country of origin. The current regulations do not take into account modern technologies in the field of energy storage or renewable energy sources, nor do they reflect the current requirements regarding the reliability of power supply to telecommunications infrastructure. Less restrictive measures aimed at achieving the intended objective have not been identified. No alternative measures exist that would enable the intended objective of the regulation to be achieved.

9c. The draft regulation does not impose any obligations beyond what is necessary to ensure a safe and reliable power supply to telecommunications structures and telecommunications rooms. The requirements have been adapted to the function and importance of individual facilities for the operation of telecommunications networks, and their objective is to ensure the continuity of electronic communications services and the safety of users. The impact of the proposed legislation on the internal market is limited, as the regulation does not impose any restrictions on market access, nor does it favour specific manufacturers, technologies or technical solutions. The draft regulation sets out only the minimum technical requirements necessary to achieve the intended objective. A lack of regulation or the retention of existing, outdated requirements could lead to a reduction in the reliability of the power supply to telecommunications infrastructure and, consequently, to disruptions to the operation of telecommunications networks.

10. References to basic texts:

11. Yes

12. The need to apply an accelerated procedure arises from the necessity to ensure the uninterrupted validity of the provisions governing the technical conditions for the electricity supply to telecommunications buildings and telecommunications premises, which are elements of the infrastructure necessary for the functioning of the state, the security of the population, and the continuity of the provision of electronic communication services. The project concerns the infrastructure used to provide public communications, including the operation of telecommunications networks used, amongst others, by citizens, emergency services, bodies responsible for national security and bodies carrying out defence-related tasks. Maintaining the continuity of operations of this infrastructure is crucial for protecting human life and health, maintaining public order, and ensuring the State's capacity to respond in crisis situations. The urgent need to adopt these regulations also stems from the growing threats to the security and resilience of telecommunications infrastructure, including threats related to the possibility of widespread power system failures – blackouts – natural disasters, technical failures, and acts of sabotage and subversion. The current security situation in Europe is also of particular significance, including the ongoing threats to telecommunications infrastructure resulting from hybrid activities and the armed conflict taking place on the EU's eastern border.

13. No

14. No

15. Yes

16.

TBT aspects: No

SPS aspects: No

European Commission

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