

Message 001

Communication from the Commission - TRIS/(2025) 2683

Directive (EU) 2015/1535

Notification: 2025/0551/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 - Nezahtuje 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 jiftaħ 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: 20252683.EN

1. MSG 001 IND 2025 0551 PL EN 01-10-2025 PL NOTIF

2. Poland

3A. Ministerstwo Rozwoju i Technologii, Departament Obrotu Towarami Wrażliwymi i Bezpieczeństwa Technicznego,
Plac Trzech Krzyży 3/5, 00-507 Warszawa, tel.: (+48) 22 411 93 94, e-mail: notyfikacjaPL@mrit.gov.pl

3B. Sejm RP, ul. Wiejska 4/6/8, 00-902 Warszawa
kontakt:

Sekretariat Posiedzeń Sejmu - Wydział obsługi Prezydium Sejmu
e-mail: gms-wp@sejm.gov.pl

4. 2025/0551/PL - C60A - Labelling

5. Draft act amending the act on a sober upbringing and counteracting alcoholism

6. - obligation to include information about harmful effects of alcohol consumption by pregnant or breastfeeding women;

- obligation to include information about harmful effects of alcohol consumption by pregnant or breastfeeding

women in beer advertisements

7.

Regulation (EU) N° 1169/2011 on the provision of food information to consumers: Articles 40, 43, 44 and 45 Pursuant to art. 39(1) of Regulation No. 1169/2011, Member States may, in accordance with the procedure laid down in art. 45 of that Regulation, require the provision of additional mandatory particulars in relation to specific types or categories of food, provided that such requirement is justified on at least one of the following grounds:

- a) protection of public health;
- b) protection of consumers;
- c) prevention of fraud;
- d) protection of industrial and commercial property rights, indications of origin, registered designations of origin, and the prevention of unfair competition.

The proposed amendment introduces an obligation to provide additional information on containers containing alcoholic beverages, i.e. information on the harmful effects of alcohol consumption by pregnant or breastfeeding women, which is justified by the protection of public health and consumer protection. It will therefore be subject to notification in accordance with the procedure laid down in Article 45 of Regulation No 1169/2011.

8. The draft provides for an amendment to art. 13 of the Act of 26 October 1982 on sobriety education and counteracting alcoholism (art. 1(4) of the draft) by specifying that alcoholic beverages shall be delivered to points of sale in closed containers bearing not only the name of the producer, the type and quantity of the beverage and its strength, but also information on the harmful effects of alcohol consumption by pregnant or breastfeeding women. In addition, it is proposed that the minister responsible for health should determine, by means of a regulation, the size, scope, format and manner of providing information on the harmful effects of alcohol on pregnant or breastfeeding women. At the same time, the Minister will be obliged to ensure that the information is visible, understandable and unambiguous.

The draft also provides for an amendment to art. 13(1) of the Act of 26 October 1982 on upbringing in sobriety and counteracting alcoholism (art. 1(5) of the draft) by supplementing the list of conditions on which the possibility of advertising and promoting beer depends. Advertising and promotion of beer will also have to include information about the harmful effects of alcohol consumption by pregnant or breastfeeding women. Details of the implementation of the information obligation will be laid down in a regulation of the minister responsible for health.

9. The fact of alcohol consumption by pregnant women does not remain indifferent to the unborn child, and consequences associated with prenatal exposure of the child to alcohol may relate to physical and health changes, as well as mental and social functioning, referred to as the Foetal Alcohol Disorder Spectrum (FASD). Research indicates that there is no safe dose of alcohol that a mother can consume without posing a risk to her child. Despite a growing public awareness, the problem of alcohol consumption during pregnancy still affects a significant number of Polish women (between 5% and 30% according to various studies). In view of the above, it is necessary to take all measures against the phenomenon of FASD. Warning information on the packaging of alcoholic beverages is considered one of the most effective preventive and educational tools.

10. References to basic texts:

11. No

12.

13. No

14. No

15. Yes

16.

TBT aspects:

The draft is a technical regulation or a conformity assessment

The draft has significant impact on international trade

SPS aspects: No

European Commission

Contact point Directive (EU) 2015/1535

email: grow-dir2015-1535-central@ec.europa.eu