

Message 001

Communication from the Commission - TRIS/(2025) 2653

Directive (EU) 2015/1535

Notification: 2025/0545/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 késések - 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: 20252653.EN

1. MSG 001 IND 2025 0545 PL EN 26-09-2025 PL NOTIF

2. Poland

3A. Ministerstwo Rozwoju i Technologii, Departament Obrotu Towarami Wrażliwymi i Bezpieczeństwa Technicznego,

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3B. Komitet Inicjatywy Ustawodawczej „STOP NARKOTYKOWI PORNOGRAFII” na rzecz projektu ustawy o ochronie małoletnich przed treściami pornograficznymi w Internecie oraz o zmianie ustawy – Prawo telekomunikacyjne.

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4. 2025/0545/PL - B20 - Safety

5. Citizens' draft Act on the protection of minors from pornographic content on the Internet and amending the Telecommunications Act.

6. Making pornographic content available on the Internet in a way that allows access to such content from

within the territory of Poland (or making such content available), insofar as such content constitutes a substantial part of the content of the website concerned.

7.

8. The draft stipulates that any entity making pornographic content available on the Internet in a manner that allows access to such content from within the territory of Poland (or allows such content to be made available), insofar as such content constitutes a substantial part of the content of the website concerned, is required to use effective systems for verifying the age of the recipient in order to prevent minors from accessing such content. The age verification must be carried out in a way that protects the privacy of users and complies with rules on the protection of personal data. Verification systems of the age of a recipient shall be considered to be effective even if it is not possible for minors to circumvent them, if this requires the application by such persons of extraordinary measures and actions which cannot be expected from an average consumer. The authority competent in matters of protection of minors against pornographic content on the Internet would be the President of the Office of Electronic Communications, who would take action both ex officio and on request. The Council for the Protection of Children against Online Pornography would operate under the President of the Office of Electronic Communications as an advisory and consultative body. The President of the Office of Electronic Communications would maintain a register of domains used for making pornographic content available in breach of the Act. The telecommunications operator would be obliged to prevent access to domains entered in the Register within 48 hours of the entry. An entity holding a legal title to a domain entered in the Registry could file an objection to the registration of that domain in the Registry with the President of the Office of Electronic Communications. The President of the Office of Electronic Communications would be entitled to appeal to the administrative court against the rejection of the objection. The President of the Office of Electronic Communications may ex officio remove a domain from the Register where it has been included in the Register by mistake or where effective age verification tools have been put in place.

9. The mass consumption of pornographic content on the Internet and the resulting behavioural addictions pose a significant threat to public health. In view of the apparent ineffectiveness of alternative solutions, the only real way to protect the youngest from pornographic content on the Internet seems to be a legal obligation for entities providing pornographic content on a commercial basis to introduce an effective mechanism to verify the adulthood of the final recipient. The point of reference for the project promoters are, inter alia, similar provisions introduced by France with its Law of 30 July 2020 and the Law of 21 May 2024.

10. References to basic texts: No basic texts available

11. No

12.

13. No

14. No

15. No

16.

TBT aspects: No

SPS aspects: No

European Commission

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