



United Nations Environment Programme

برنامج الأمم المتحدة للبيئة · 联合国环境规划署

PROGRAMME DES NATIONS UNIES POUR L'ENVIRONNEMENT · PROGRAMA DE LAS NACIONES UNIDAS PARA EL MEDIO AMBIENTE
ПРОГРАММА ОРГАНИЗАЦИИ ОБЪЕДИНЕННЫХ НАЦИЙ ПО ОКРУЖАЮЩЕЙ СРЕДЕ

Chemicals

International Environment House

Telephone: +41 22 917 12 34

Facsimile: +41 22 797 34 60

E-mail: ssc@chemicals.unep.ch

Substances chimiques

Maison Internationale de l'Environnement

11-13, chemin des Anémones

CH - 1219 Châtelaine

Geneva, Suisse (Switzerland)

Workshop on liability and redress in the context of the Stockholm Convention on Persistent Organic Pollutants Vienna, 19-21 September 2002

FURTHER SUBMISSIONS OF INFORMATION ON LIABILITY AND REDRESS

Note by the secretariat

1. In addition to the six submissions presented under cover of the secretariat's note of 19 August 2002, the attached submission from the Government of **Poland** has since been received.

Interim Secretariat of the Stockholm Convention
Geneva

17 September 2002



MINISTRY OF THE ENVIRONMENT
DEPARTMENT FOR INTERNATIONAL CO-OPERATION
ul. Wawelska 52/54, WARSZAWA, POLAND
Ph.: (48+22) 579.22.56. Fax: (48+22) 579.22.63.

Warsaw, September 17, 2002
WZ.WW.RCW/420/02

Interim Secretariat for the Stockholm Convention on POPs
Attention: "Liability and Redress"
UNEP Chemicals
11-13, Chemin des Anémones
CH-1219 Chatelaine, Geneva, Switzerland
Fax: (+4122) 797 34 60

Dear Sir,

With reference to your letter of 14 September 2001, I would like to provide you some information related to the Resolution on liability and redress concerning the use and intentional introduction into the environment of POPs.

The Act on Environmental Protection Law, of April 2001, is based on broadly accepted precautionary and polluter pays principles, which are transposed into national environmental legislation, and provisions related to POPs are included into several law regulations, such as:

- The Act on Wastes (April 2001),
- The Ordinance of Minister of the Environment on catalogue of wastes (September 2001)
- The Ordinance of Minister of Economy on requirements on use and handling of PCBs, use and cleaning of the equipment containing PCB (*Draft*)
- The Act on Fertilisers and Fertilisation (April 2000),
- The Act on Chemical Substances and Preparations (January 2001)
- The Act on Packaging and Packaging Wastes (March 2001)
- The Ordinance of the Council of Ministers on discharge to air of polluting substances from technological processes (September 2001)
- The Act on Economic Obligations of Operators in Management of Certain Wastes and on Product and Deposit Charges (March 2001)
- The Act on Sanitation and Order Keeping in Municipalities (2001)
- The Act on Water Law (2001)
- The Act on Protection of Arable and Forest Lands (1995)
- The Act on Protection of Cultivated Plants (1995, with 1999 amendments) (*there is need for a new Ordinance to introduce criteria for "persistence of organic pollutants"*)
- The Act on the State Inspectorate for Environmental Protection,
- The Act on Biocide Products (*Draft submitted to the Parliament*)

The provisions on civil liability for damage to the environment, which are included in The Act on Environmental Protection Law, are not specifically related to POPs, and refer to the Civil Code provisions. The Act on Environmental Protection Law includes also chapters on penal and administrative liability in environmental protection.

Enclosing my best regards, I remain

Sincerely yours


Jacek Mizak, Deputy Director