Dz. U. /Journal of Laws/ of 1997 no. 88 item 439

**ACT**

of 29 June 1995

on Official Statistics

Chapter 1

General provisions

**Art. 1.** This Act sets forth the principles and creates the basis for the reliable, objective, professional and independent conduct of statistical surveys, the results of which are official statistical data, as well as determines the organisation and manner of conducting such surveys and the scope of duties related thereto.

**Art. 2.** The terms used herein shall be construed as follows:

1. official statistics - a system for the collection of statistical data, gathering, storage and compilation and compiling the data collected as well as announcing, releasing and disseminating the results of statistical surveys as official statistical data;

1a) statistical data - data concerning phenomena, events, objects and activities of entities of the national economy and life and situation of natural persons, including personal data, obtained directly from respondents or from public administration information systems, official registers or non-public information systems, from the moment of their collection for the purpose of performing official statistics tasks;

1. statistical surveys - collection, gathering and development of statistical data and publishing and making available the results of calculations, studies and analyses, including basic values and indicators;

**Developed based on the consolidated text of Dz. U. /Journal of Laws/ of 2021,**

**item 955.**

1. basic values and indicators - values and indicators to be announced by the President of Statistics Poland on the basis of separate regulations;
2. (repealed)
3. (repealed)
4. development of statistical data - preparing data sets made of collected statistical data, excluding or encoding information making it possible to identify a specific entity of the national economy or natural person, and then making calculations, studies and analyses on the basis thereof;
5. Statistical survey program of official statistics- established by the Council of Ministers, in accordance with the procedure set forth in Chapter 2, subjective and objective scope of statistical surveys;
6. survey frame - a list of surveyed national economy entities, individuals and other entities subject to statistical observation arranged according to specified characteristics, containing unit data together with their contact identification;

8a) identifiable individual data - statistical data containing information on a specific entity of the national economy or natural person, directly identifying that entity or person by business name, first and last name, address or publicly available identification number, at the same time making it possible to identify that entity or person indirectly by means other than those that enable direct identification, excluding those involving excessive costs, time or effort;

8b) unidentifiable individual data - statistical data containing information on a specific entity of the national economy or natural person that does not permit direct or indirect identification thereof;

1. individual data - identifiable and unidentifiable individual data;
2. (repealed)
3. entity of the national economy - legal person, organisational entity without legal personality as well as natural person conducting economic activity;

11a) respondent - natural or legal person, as well as organisational entity without legal personality providing data for statistical purposes;

11b) natural persons conducting economic activity - natural person being an entrepreneur within the meaning of the Act of 6 March 2018 on entrepreneurs – Entrepreneurs' Law (Journal U. /Journal of Laws/ of 2021, item 162), another natural person conducting economic activity on his/her own-account in order to earn a profit, and a natural person running an individual farm,

1. official registers - public registers within the meaning of the Act of 17 February 2005 on the computerisation of activities of entities performing public tasks (Journal U. /Journal of Laws/ of 2021, item 670), and other registers and records kept on the basis of acts of law or executive acts issued on the basis thereof, containing information on the entities of the national economy, and their activity, on natural persons, their lives and situation, as well as on phenomena, events and objects;
2. public administration information systems - systems for collecting, gathering and processing information by public administration authorities, Social Insurance Institution, National Health Fund, Polish Financial Supervision Authority, registration authorities, other state or local government legal persons and other entities keeping official registers;

13a) administrative data - information and data collected in the registers and systems referred to in sections 12 and 13;

1. classification standards - classifications, nomenclatures and definitions concerning basic categories introduced by the Act;
2. non-public information systems - systems for the collection, gathering and processing of information run by entities other than the bodies and entities referred to in point 13, in particular entities performing activities in the scope of:
	1. sale or supply of electricity,
	2. collective wastewater discharge and water supply,
	3. transmission, distribution and trading of gas fuels,
	4. trading, transmission and generation of heat,
	5. provision of publicly available telecommunications services
	6. insurance;
	7. transport and leasing,
	8. airport management,
	9. management and administration of real estates.

**Art. 3.** Official statistics shall ensure reliable, objective and systematic information provided to the society, state authorities and public administration, as well as to the entities of the national economy on the economic, demographic, social and environmental situation.

**Art. 4.** 1. Statistical surveys of official statistics may concern any area of social and economic life, as well as phenomena occurring therein which can be observed and analysed using statistical methods.

2. A detailed scope of statistical surveys for official statistics shall be determined in accordance with the procedure set forth in Chapter 2 herein, and it should take into account the purposefulness, necessity and social usefulness thereof.

**Art. 5.** 1. Official statistics services

1. collect, gather and process data provided by entities of the national economy concerning these entities and activities thereof, data provided by natural persons concerning these persons, and lives and situations thereof, as well as data on phenomena, events and objects;
2. store, combine and reuse the acquired data in order to perform the tasks specified herein.

1a. Data shall be accessed by and transmitted to official statistics services free of charge.

2. The provision in sec. 1 shall not apply to data protected by professional secrecy, unless a provision contained in a separate act of law allows the use of such data for statistical purposes.

**Art. 5a.** 1. The official statistics services shall collect data, including personal data, from available sources specified herein, executive acts issued based thereon or separate acts of law.

1. In order to perform the tasks specified herein, including statistical surveys, official statistics services shall collect data from:
2. official registers;
3. public administration information systems;
4. non-public information systems;
5. respondents.
6. Official statistical services shall also collect publicly available data from sources other than those referred to in sec. 2.
7. Data referred to in sections 2 and 3 shall be collected using available techniques, including the use of automated electronic or IT tools.
8. Data obtained from the sources referred to in sec. 1 and sec. 2 points 1-3 shall be transferred or made available in the formats referred to in Art. 18a, sec. 2 and 3 shall apply accordingly.

**Art. 6.** 1. Within the framework of the conducted statistical surveys, data collected from respondents are gathered by means of full observation or by a representative method carried out on a selected sample of a given community or by means of targeted selection.

1. Statistical surveys may be carried out on a compulsory or voluntary basis.
2. Statistical surveys with the participation of natural persons, excluding censuses, are conducted on the basis of voluntary participation.
3. Participation of natural persons conducting economic activity in statistical surveys concerning this activity is obligatory.
4. Statistical surveys referred to in sec. 3 in which natural persons respond directly, shall be carried out after they are informed of the legal basis of the survey, the purpose thereof and the guarantees of secrecy, referred to in Art. 10, and whether participation in the survey is compulsory or voluntary.

**Art. 7.** 1. If a statistical survey is carried out on an obligatory basis, respondents shall be obliged to provide the surveyor with complete, factual, reliable and comprehensive data in accordance with the detailed scope in the form, format and time limits specified in Statistical survey program of official statistics.

2. The provisions of article 5 sec. 2 shall apply accordingly.

**Art. 8.** Personal data referred to in Art. 9 sec. 1 and Art. 10 of Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) (Official Journal of the European Union 119 of 4 May 2016, p. 1, as amended[[1]](#footnote-1), hereinafter referred to as "Regulation 2016/679", shall not be collected on a mandatory basis in statistical surveys involving natural persons.

**Art. 9.** 1. A census, which imposes an obligation on natural persons to provide information, shall require a separate act of law to be conducted.

2. The procedure for the implementation of obligations concerning statistical surveys other than those referred to in sec. 1 shall be specified in this Act.

**Art. 10.** Identifiable individual data collected in statistical surveys are subject to absolute protection. Such data may only be used to prepare statistical studies, compilations and analyses, as well as to create a statistical survey sampling frame by the President of Statistics Poland; making such data available or using them for purposes other than those specified herein is prohibited (statistical confidentiality).

**Art. 11.** The official statistics services shall be obliged to notify, in writing or by way of announcement, in a manner customarily accepted, about the purpose, scope and manner of conducting a census and other statistical survey with the participation of census enumerators and statistical interviewers, about the rights and obligations of the entities requested to provide data or reply, as well as about the guarantees of confidentiality and statistical secrecy.

**Art. 12.** 1. Employees of official statistical services, census counters, statistical interviewers and other persons performing activities on behalf of and for the benefit of official statistics, having direct access to microdata, are obliged to observe statistical secrecy strictly and may be allowed to perform these activities after submission of the following promise to the President of Statistics Poland, the director

of a statistical office or the head of another unit of the official statistical service the following written promise:

"I promise that I will carry out my duties for official statistics responsibly, according to professional ethics of statisticians, and I will keep the unit data obtained during their execution in secret to third parties”.

2. In the case of statistical surveys carried out by an authority or entity not constituting official statistics services, the provisions of sec. 1 shall apply to persons having direct access to unit data, except that the promise is submitted to the director of the organisational unit of a given body or entity.

**Art. 13.** 1. Public administration bodies, the Social Insurance Institution, the National Health Fund, the Polish Financial Supervision Authority, as well as other state or self-governmental legal entities, registration authorities and other entities keeping official registers or non-public information systems provide or make available free of charge to official statistics services the administrative data in a detailed scope, form and within detailed dates, specified in statistical survey program of official statistics, in particular in the form of data sets from teleinformation systems, including measurement results, environmental monitoring data, and in the absence of a teleinformation system – in another fixed form.

1. The bodies and entities referred to in sec. 1 provide administrative data together with information explaining the information content of these data (metadata).
2. The bodies and entities referred to in sec. 1, excluding entities conducting non-public information systems, are obliged to:
3. apply classification standards, identification number and code markings accepted in the territorial register, referred to in Chapter 6;
4. submit, upon the request of the President of Statistics Poland, information on the information content of information systems of public administration and official registers;
5. inform the President of Statistics Poland about the planned information scope of information systems of public administration and official registers at the stage of their creation or modernisation.
6. The President of Statistics Poland shall be entitled to report to the authorities and entities referred to in sec. 1, excluding entities conducting non-public information systems, requests for information content and administrative data quality requirements to enable the use of this data for the purposes of official statistics.
7. When selecting data sources for the needs of official statistics, administrative data are taken into account first.
8. The President of Statistics Poland is obligated to provide the government administration bodies and local self-government units with data regarding their tasks, in a manner appropriate to the statutory location of particular public tasks.

**Art. 14.** 1. The results of calculations, studies and analyses made on the basis of statistical data collected in statistical surveys of official statistics, hereinafter referred to as “the output statistical information”, are publicly available.

1. The official statistics provides equal and simultaneous access to the output statistical information, in particular to the basic values and indicators.
2. The types of output statistical information and the forms and dates of their disclosure are determined in Statistical survey program of official statistics.
3. The output statistical information is included in the official statistics survey programme referred to in sec. 3, along with the statutory location of particular public tasks.

Chapter 2

Organisation of statistical surveys of official statistics

**Art. 15.** 1. A Statistics Council is created, hereinafter referred to as the “Council”, as a consultative and advisory body in statistical matters.

1. The Council acts within the office of the Prime Minister.
2. The tasks of the Council include:
3. determining, on the basis of a proposal prepared by the President of Statistics Poland, annually, for each subsequent year, of a draft statistical survey programme;
4. presenting to the Council of Ministers, no later than by 30 June each year, the draft statistical survey programme of official statistics;
5. recommending on conducting new and cyclic surveys of broad range of statistical observation, and the methodological and preparation works related to them, planned for the next ten years;
6. evaluation of the implementation of the statistical survey programme of official statistics and formulating opinions on other matters of particular importance for the development of official statistics;
7. (repealed)
8. issuing opinions on the costs of statistical surveys and the methodology for their estimation, referred to in Art. 50 sec. 1a and 1c.

**Art. 16.** 1. The Council is composed by people appointed by the President of the Council of Ministers, as Council members, representing:

1. government administration bodies - five persons,
2. the self-government party in the Joint Commission of the Government and the Territorial Self-Government - one person,
3. National Bank of Poland - one person,
4. social organisations, professional and economic self-government - three people,
5. employers' organizations, representative within the meaning of the Act of 24 July 2015 on the Social Dialogue Council and other institutions of social dialogue (Dz. U. of 2019, item 2232 and of 2020 item 568 i 2157), hereinafter referred to as the “Act on the Social Dialogue Council” - one person from each organisation,
6. trade union organizations, representative within the meaning of the Act on Social Dialogue Council – one person from each organisation,

and two experts - one from the field of social sciences and one from the field of economic sciences.

2. The President of Statistics Poland participates in the work of the Council.

**Art. 17.** 1. The Council's term lasts five years from the date of its appointment. The term of office of the member appointed to the Council ends with the end of the term of office of the entire Council.

1. The President of the Council of Ministers may dismiss a member of the Council before the end of the term of office only in the case of:
2. submission of a resignation;
3. lack of participation in the work of the Council.
4. In the cases referred to in sec. 2, and in the event of the death of a member of the Council, the Prime Minister shall appoint a new member of the Council. The provision of Art. 16 sec. shall apply accordingly.
5. The Chairman of the Council is elected by the Council from among its members.
6. The work mode of the Council is determined by the rules and regulations adopted by the Council and approved by the President of the Council of Ministers.
7. Administrative support for the work of the Council is provided by Statistics Poland.
8. The costs of the Council's operations are covered by the state budget in the part concerning Statistics Poland.

**Art. 18.** 1. Statistical survey program of official statistics shall be determined annually by the Council of Ministers, by means of a regulation, specifying for each survey:

1. topic;
2. managing body or entity;
3. cyclicality;
4. objective;
5. detailed objective and subjective scope;
6. data sources;
7. data exporters;
8. information on the data transmitted, including
	1. the scope of the data, with the indication of the data exporters, including the detailed scope of personal data from the catalogue of data referred to in Article 35b sec. 1;
	2. level of aggregation;
	3. mandatory or voluntary transfer;
	4. form and presentation;
	5. frequency, date and place of the transfer;
	6. methods of observation referred to in Article 6 sec. 1;
9. types of resulting statistical information and the forms and timing of its provision
* with a view to ensuring that surveys of major importance for the observation of demographic, social, economic and environmental processes are conducted, and, in particular, continuous surveys allowing a continuous observation of basic areas of life and phenomena occurring in it; cyclical surveys, including censuses, surveys guaranteeing the comparability of results when they concern time-varying objects of statistical observation or when the methodology of the research is changed; and studies necessary for the implementation of international obligations adopted by the Republic of Poland.
1. When establishing in Statistical survey program of official statistics the detailed scope of personal data to be transmitted in a specific statistical survey, the restrictions set out in Chapter 4a shall be taken into account.
2. The selection of data sources shall be made at the stage of preparing draft Statistical survey program of official statistics, taking into account the quality of the data, in particular their topicality and the burden on respondents.

**Art. 18a.** 1. Transmission of the data referred to in Article 18 sec. 1(8)(a) shall be made in electronic form, in particular via the electronic service for the collection of statistical data referred to in Article 28a sec. 2, and in the cases indicated in Statistical survey program of official statistics – in another form or presentation.

1. The statistical survey organiser shall establish the detailed format of the data to be transmitted on the basis of the information referred to in Article 2 18 sec. 1(8), as defined in Statistical survey program of official statistics.
2. The detailed format of the transmitted data shall be made available on the website of Statistics Poland and, additionally, within the scope of conducted statistical surveys, on the website of the body or entity conducting statistical surveys in accordance with the procedure set out in Article 20 sec. 2 (1), within the period until 31 December of the year preceding the reporting year.

**Art. 19.** (repealed)

**Art. 20.** 1. The statistical surveys of official statistics are conducted the President of Statistics Poland.

1. The Council of Ministers, at the request of the Council, may establish in the statistical survey programme that the statistical survey will be conducted by:
2. other indicated, chief or central, state administrative body or the National Bank of Poland, provided that the survey requires specialist knowledge

which this body has at its disposal, or if it is in possession of data collected for other purposes;

1. President of Statistics Poland together with another designated, central or state, administrative body, either other governmental institution or the National Bank of Poland, or the voivode;
2. designated statistical office together with the voivode or local government body at his request.
3. The organisers conducting statistical surveys in the manner referred to in sec. 2(1) are obliged to:
4. apply classification standards;
5. make the results of the survey available to the official statistics services and provide these results, in agreement with the President of Statistics Poland, to international organisations;
6. apply the rules referred to in Article 25a.
7. In the case of a statistical survey carried out in accordance with the procedure referred to in sec. 2 point 1, President of Statistics Poland, at the request of the statistical survey organiser, shall provide the survey organiser (from the frame for statistical surveys) with the address data of entities drawn or selected on the basis of characteristics indicated by the survey organiser, excluding the address data of natural persons not conducting business activity.
8. In the case of a statistical survey carried out in accordance with the procedure referred to in sec. 2(2) or (3), the microdata shall be accessible to the survey organisers regardless of the body or entity that has collected them.

**Art. 21.** 1. The official statistics services may:

1. prepare, on request, compilations supporting other information systems of public administration;
2. second the staff to carry out statistical work in governmental and local administrative bodies.
3. The official statistics services may:
4. carry out, on individual requests, statistical surveys not covered by Statistical survey program of official statistics;
5. carry out, on request, additional studies and analyses, also using data collected in surveys covered by Statistical survey program of official statistics.
6. Collection of statistical data for the work referred to in sec. 1(1) and of additional data for the surveys, studies and analyses referred to in sec. 1 may only take place on a voluntary basis.
7. The survey results, as well as studies and analyses referred to in sec. 2 shall become official statistics data and may be used, provided and disseminated by the official statistics services, provided that this does not infringe a legitimate interest of the commissioning party and it is not stated in the contract that they are to be used exclusively for the needs of the commissioning party.
8. Conducting surveys and carrying out the studies and analyses, referred to in sec. 2, shall be in accordance with the provisions of the Act of 6 September 2001 on access to public information (Journal U. of 2019, item 2176), if the official statistics services have used the data collected in order to perform the tasks specified in the Act, and neither the survey results nor studies, nor analyses serve the performance of a public task exclusively.

Chapter 2a

Cooperation between the President of Statistics Poland and the President of the National Bank of Poland

**Art. 21a.** 1. The President of Statistics Poland and the President of the National Bank of Poland cooperate with each other in conducting statistical surveys, under the Act of 29 August 1997 on the National Bank of Poland (Journal U. of 2019, item 2027) and the Act of 27 July 2002 – Foreign exchange law (Journal of 2019, item 1708 and 2021 item 815).

1. The cooperation, referred to in sec.1 1, consists, in particular, in:
2. reciprocal information about statistical surveys to be conducted;
3. conducting joint statistical surveys;
4. participating in methodological work and giving opinions on the methodology of conducted statistical surveys;
5. data exchange.
6. The exchange between Statistics Poland and the National Bank of Poland of collected unidentifiable microdata and, in special cases resulting from the participation of the Republic of Poland in the European Statistical System (ESS) and the European System of Central Banks (ESCB), the microdata of identifiable entities of the national economy, as well as the results of the aggregation of such data, shall be free of charge, on the basis of reciprocity, to the extent necessary for the performance of statutory tasks, while respecting the statutory confidentiality.
7. The data exchange referred to in sec. 3 shall be followed in accordance with Article 23 sec. 11 of the Act of 29 August 1997 on the National Bank of Poland.

**Art. 21b.** The inclusion of statistical surveys, conducted by the National Bank of Poland, in the draft Statistical survey program of official statistics is made at the request of the President of the National Bank of Poland and submitted to the President of Statistics Poland.

Chapter 3

Official statistics services

**Art. 22.** The official statistics services comprise the President of Statistics Poland, directors of statistical offices subordinated to him/her, as well as entities supervised by him/her and established under the Act of 27 August 2009 on public finance (Journal U. /Journal of Laws/ of 2021, item 305) and entities referred to in Art. 27.

**Art. 23.** 1. The central government administration body competent in statistical matters is the President of Statistics Poland performing the tasks assigned to this position with assistance from official statistics services.

1. The President of the Council of Ministers exercises supervision over the President of Statistics Poland.
2. The organisation of Statistics Poland is determined by the statute conferred by the President of the Council of Ministers by way of a regulation.

**Art. 24.** 1. The President of Statistics Poland shall be appointed by the President of the Council of Ministers from among persons selected through an open and competitive recruitment. The President of the Council of Ministers dismisses the President of Statistics Poland.

1. The position of the President of Statistics Poland may be held by a person who:
2. holds a Master’s degree or an equivalent degree;
3. is a Polish citizen;
4. enjoys full civil rights;
5. has not been convicted of an intentional offence or intentional tax offence under a final and binding judgment;
6. has managerial competences;
7. has at least 6 years of work experience, including at least 3 years of seniority as a manager;
8. has education and knowledge of matters falling within the remit of the President of Statistics Poland.
9. Information about the recruitment for the position of the President of Statistics Poland shall be announced through the placement of an announcement in a place publicly available in the office and in the Public Information Bulletin of the office and the Public Information Bulletin of the Chancellery of the President of the Council of Ministers. The announcement should contain:
10. name and address of the office;
11. determination of the position;
12. requirements related to the position resulting from the provisions of law;
13. the scope of tasks performed at the position;
14. indication of the required documents;
15. date and place of submission of documents;
16. information on recruitment methods and techniques.
17. The time limit referred to in sec. 3 point 6 may not be shorter than 10 days from the date of publication of the announcement in the Public Information Bulletin of the Chancellery of the President of the Council of Ministers.
18. The recruitment for the position of the President of Statistics Poland shall be carried out by a team appointed by the Head of the Chancellery of the President of the Council of Ministers. under the authority of the Prime Minister, consisting of at least 3 persons whose knowledge and experience guarantee the selection of the best candidates. During the recruitment, the candidate's professional experience, knowledge necessary to perform tasks at the position for which the recruitment is carried out, and managerial competences are assessed.
19. Assessment of the managerial knowledge and the competences referred to in sec. 5 may be performed at the request of the team by a non-member of the team who has the appropriate qualifications to make this assessment.
20. A member of the team and the person referred to in sec. 6 are obligated to keep secret of information about persons applying for the position, obtained during the recruitment.
21. During the recruitment, the team selects no more than 3 candidates, who are then presented to the Head of the Chancellery of the President of the Council of Ministers.
22. The team prepares a report from the recruitment including:
23. name and address of the office;
24. specification of the position for which recruitment was conducted, and the number of candidates;
25. names, surnames and addresses of no more than 3 best candidates ranked by the level of their compliance with the requirements set out in the recruitment notice;
26. information on the recruitment methods and techniques used;
27. justification of the choice made or reasons of a failure to select a candidate;
28. team composition.
29. The result of the recruitment is announced immediately through information placed in the Public Information Bulletin of the office and the Public Information Bulletin of the Chancellery of the President of the Council of Ministers. Information about the recruitment result includes:
30. name and address of the office;
31. specification of the position for which recruitment was conducted;
32. names and surnames of the candidates selected, as well as their place of residence within the meaning of the provisions of the Civil Code, or information on failure to select a candidate.
33. Placing an announcement of the recruitment and the result of this recruitment in the Public Information Bulletin of the Chancellery of the President of the Council of Ministers is free of charge.
34. The President of Statistics Poland shall perform the duties assigned to this position with assistance from Vice-Presidents appointed by the President of the Council of Ministers from among persons selected through an open and competitive recruitment, upon the request of the President of Statistics Poland. The President of the Council of Ministers dismisses the Vice-Presidents.
35. The team conducting recruitment for the positions referred to in sec. 12 is appointed by the President of Statistics Poland.
36. To the method of recruitment for the positions referred to in sec. 12, paragraphs 2-11 shall apply accordingly. .

**Art. 25.** 1. The tasks of the President of Statistics Poland shall include:

1. recognizing the demand for information and statistical analyses, coordination of works and preparation of a draft programme for statistical surveys of official statistics and presenting it to the Council;
2. organising and conducting statistical surveys and determining their methodology;
3. collecting, gathering and compiling statistical data and analysing them;

3a) annual preparation and publication of the National Health Account in the Official Gazette of the Republic of Poland “Monitor Polski”;

1. conducting censuses;
2. storing statistical data;
3. preparing standard classifications, nomenclatures and definitions of basic categories, establishing mutual relations between them and their interpretation;
4. sharing and disseminating output statistical information, including basic values and indicators;
5. developing and announcing demographic forecasts and statistical economic and social forecasts;
6. presenting the output statistical information to the President, the Sejm and the Senate, government administration bodies, the Supreme Audit Office, the National Bank of Poland, local self-government bodies and other government institutions in the scope, dates and forms defined in the statistical survey programme;
7. keeping national official registers: national economy entities and territorial division of the country;
8. conducting surveys and statistical analyses resulting from the international obligations accepted by the Republic of Poland;
9. making statistical international comparisons and announcing their results;
10. fulfilling of obligations to submit statistical data to international organizations, adopted by the Republic of Poland;
11. cooperating with international and regional organisations specialised in the field of statistics as well as with authorities and offices of other countries;
12. conducting scientific and research and development works in the field of statistical survey methodology and classification standards, as well as applications of mathematical methods and computer science in statistics;
13. conducting training, further education and training in the field of statistics;
14. popularisation of knowledge about statistics.
15. Statistical offices perform the tasks referred to in sec. 1 points 1-5, 6 - within the scope of interpretation, 7-12, 14, 16 and 17 within the scope determined in the mode of sec. 4.
16. Statistical offices are created and abolished by the President of Statistics Poland, by way of regulation.
17. The detailed scope of tasks and the organisation of any statistical office is specified in the statute conferred by the President of Statistics Poland, by way of an ordinance.
18. The statistical office is managed by a director appointed and dismissed by the President of Statistics Poland. The director of the statistical office is a non-combined voivodship administration body.

**Art. 25a.** The President of Statistics Poland, while performing the tasks specified in the Act, shall be guided by the principles of professional independence, impartiality, reliability and responsibility for the high quality of national and international statistics, in accordance with the European Statistics Code of Practice referred to in Art. 11 of the Regulation of the European Parliament and of the Council (EC) No 223/2009 of 11 March 2009 on European Statistics and repealing Regulation (EC, Euratom) No 1101/2008 of the European Parliament and of the Council on the transmission of data subject to statistical confidentiality to the Statistical Office of the European Communities, Council Regulation (EC) No 322/97 on Community Statistics and Council Decision 89/382 / EEC, Euratom establishing a Committee on the Statistical Programmes of the European Communities (OJ, OJ
UE L 87 of 31 March 2009, p. 164), hereinafter referred to as “Regulation No. 223/2009”.

**Art. 26.** The Scientific Statistical Council operates within the office of the President of Statistics Poland as an opinion-giving and advisory body in matters concerning statistical survey methodology; the composition and mode of work of the Scientific Statistical Council is determined by the President of Statistics Poland, by regulation.

**Art. 27.** The President of Statistics Poland may establish the official statistics service units and determine, by way of a regulation, the scope of their tasks and their organisation.

**Art. 28.** 1. Statistical surveys may be conducted with the participation of census enumerators, statistical interviewers and experts.

1. The task of census enumerators is to collect statistical data in censuses, and the task of statistical interviewers is to collect data in other statistical surveys.
2. The task of the experts is to prepare opinions and assessments regarding a specific subject of statistical surveys.
3. A statistical interviewer may be an adult who has at least secondary or secondary industrial education, with no previous criminal record, enjoying full public rights. The statistical interviewer may perform activities under an employment relationship or on the basis of civil law contracts. The statistical interviewer is obligated to possess and present the ID issued by the director of the statistical office while performing tasks.
4. The provision of sec. 4 applies to appraisers; however, the appraiser:
5. has expertise in the field constituting subject of statistical surveys, in the scope of which opinions and assessments are prepared;
6. performs activities on the basis of civil law contracts.
7. The rules and procedure for appointing census enumerators are specified in separate acts referred to in Art. 9 sec. 1.
8. Census enumerators and statistical interviewers during the performance of the activities referred to in sec. 2 are entitled to legal protection provided to public officers.

**Art. 28a.** 1. The President of Statistics Poland operates an information and communication system composed of electronic service for the collection of statistical data and electronic service for the sharing of statistical information and other information resources.

1. The electronic service for the collection of statistical data enables particularly:
2. respondent authentification;
3. communication between the official statistics services and the respondents;
4. transfer of data by respondents;
5. transfer of data from the information systems of the public administration and official registers as well as the information systems of the National Bank of Poland.
6. The electronic service for the sharing of statistical information and other information resources enables in particular:
7. sharing of statistical information;
8. communication between the recipients of statistical information and the official statistics services;
9. sharing of basic classification standards and interpretation thereof;
10. sharing of data from the national official registers operated by the President of Statistics Poland, referred to in 41 sec. 1;
11. transfer of statistical data to the European Statistical System and international organisations.
12. Access to the electronic service for sharing of statistical information and other information resources, operated by the President of Statistics Poland, to the extent specified in sec. 1 points 1-4 is free of charge.

**Art. 29.** (repealed)

Chapter 4

**Statistical obligations and access to data Art. 30.** 1. Entities of the national economy are obliged to:

1. have the identification number of the national official register of entities of the national economy, referred to in Art. 41 sec. 1(1), and using thereof when transferring data used for statistical purposes;
2. apply the classification standards, referred to in chapter 6, to the evidents, documentation and accounting kept.
3. provide free of charge data regarding the activity performed and its results in compliance with the statistical survey programme of official statistics and in a format made available in accordance with art. 18a, sec. 3.

2. Transfer of data, referred to in sec. 1(3) takes place:

1. electronically, especially via the electronic service for the collection of statistical data, and in the cases indicated in the programme of official statistics statistical research - in another form;
2. in the form of an interview conducted by a statistical surveyor with the use of the direct interview method or via phone.

**Art. 30a.** Within the meaning of Art. 2 sec. 3 2 sec. of the Annex to the regulation of the Commission (EU) no. 651/2014 of 17 June 2014 declaring certain categories of aid compatible with the internal market pursuant to Art. 107 and 108 of the Treaty (Official Journal UE L 187 of 26 June 2014, p. 1) for the calendar year in which the microentrepreneur has been entered into the Central Register and Information on Economic Activity or in the Register of Entrepreneurs in the National Court Register, is subject to the obligation to provide information and statistical data referred to in Art. 30 sec. 1(3) if the obligation to transfer them stems form international treaties and obligations or the provisions of the EU law.

**Art. 31.** (repealed)

**Art. 32.** (repealed)

**Art. 33.** (repealed)

**Art. 34.** (repealed)

**Art. 35.** (repealed)

Chapter 4a

Processing of personal data for statistical purposes

**Art. 35a.** 1. Official statistics services process personal data specified in Art. 35b sec. for statistical purposes, which include in particular:

1. organisation and conducting of statistical surveys, including general censuses, referred to in Art. 18 or separate laws as well as statistical surveys, analyses and compilations, referred to in Art. 21 sec. 2;
2. development and publishing of demographic forecasts;
3. Keeping research and analyses statistical data. Referred in Art. 25 sec. (11);
4. compiling of statistical survey results, including the results of general censuses;
5. conducting of analyses and statistical compilations;
6. development of scientific and research and development papers, referred to in Art. 25 sec. (15);
7. conducting and updating of the operate for statistical surveys, referred to in chapter 5a;
8. implementation of tasks resulting from the participation of the Republic of Poland in the European Statistical System (ESS), European System of Central Banks (ESBC) and membership in international organizations.
9. Personal data are collected for statistical purposes if a given statistical purpose cannot be achieved using other data.
10. Official statistics services process data for the purposes of conducting and updating the national official register of entities of the national economy.

**Art. 35aa.** From the moment of their collection directly from the respondents or from information systems of public administration and official registers or non-public information systems for the purposes of performance of tasks specified in the Law, personal data become statistical data and are subject to statistical secret, except for information contained in the national official register of entities of the national economy.

**Art. 35b.** 1. Official statistics services process the following data for statistical purposes:

1. forenames and last names;
2. date of birth;

2a) country and place of birth;

1. sex;
2. PESEL (National Identification Number);
3. nationality;

5a) biometric data;

5b) genetic data;

5c) sexuality or sexual orientation;

1. Nationality;
2. ethnic origin;
3. racial origin;
4. religion, membership in a church or religious association;
5. marital status;
6. date of marriage;
7. date marriage ended;

12a) cohabitating;

1. education;
2. profession;

14a) income, including remuneration;

14b) social security and health insurance contributions;

1. type of place of work or study;
2. tax identification number;

16a) farm use;

16b) farm management;

16c) work address;

1. health;
2. degree of inability to work, holding a disability certificate, degree of disability;
3. insurance entitlement, excluding the part of the code covered by secrecy;
4. registered address, residential address or address of stay; 20a) country of previous residence insurance entitlement, excluding the part of the code covered by secrecy;

20b) country of departure;

1. correspondence address;

21a) address of the location of the network termination point made available to the subscriber of a publicly available telephone service provided in a fixed public telecommunications network;

21b) residential address of the subscriber of a publicly available telephone service provided by a public mobile telecommunications network;

21c) correspondence address of the subscriber of a publicly available telephone service provided by a public mobile telecommunications network;

1. email address;
2. telephone number.
3. Personal data referred to in sec. 1 shall be processed by official statistics services in the framework of statistical surveys, which provide information on the life and situation of natural persons or about selected aspects of life and the situation of the persons, in the following fields:
4. population, demographic processes and migrations;
5. households and families;
6. civic and social and political activity membership and supporting community and political organisations;
7. employed unemployed and economically inactive according to social and economic characteristics;
8. conducting of business, farming and forestry activity;
9. commuting;
10. conditions of work, professional diseases;
11. accidents and casualties;
12. working time;
13. sources of income, including income, salaries and their structure;
14. social security and health insurance contributions as well as periods of contribution and working hours;
15. social security benefits;
16. financial situation and wealth of individuals and households and families;
17. expenses and quantitative consumption by persons and households;
18. housing conditions and household equipment;
19. time budget;
20. subjective assessment concerning quality of life and socio-economic situation;
21. social assistance, including social assistance beneficiaries;
22. poverty and social exclusion;
23. family support and custody;
24. family benefits;
25. care for children and adolescents;
26. higher education, including academic teachers, students and doctoral students;
27. education and upbringing, including students and teachers;
28. educational activity, including continuing education;
29. participation of population in sports, recreation, tourism and culture, including holidays for children and adolescents;
30. morbidity and treatment, using medical ervices, healthy and unhealthy behaviours;
31. limitations in the performance of basic life functions;
32. access and use of social and public services;
33. border traffic of persons and vehicles;
34. human and social capital;
35. social and religious behaviours;
36. social relations;
37. information society;
38. safety, crime threat, violence;
39. participation in the use and protection of environment.

2a. Official statistics services process derived data and data deduced in the course of personal data analyses referred to in sec. 1, in the fields specified in sec. 2.

1. Data referred to in sections 1 can be obtained directly from the natural person whom they concern, an adult household member, or from information systems of public administration, official registers and non-public information systems.
2. (repealed)
3. The transmission to the official statistics services of personal data from the catalogue of data referred to in sec. 1 by providers of publicly available telecommunications services shall not constitute a breach of the secrecy of communications in telecommunications networks referred to in Art. 159 (1) of the Act of 16 July 2004 – Telecommunications Law (Dz. U. /Journal of Laws/ of 2021, item 576).

**Art. 35c.** 1. Official statistics services process personal data specified in Art. 35b sec. 1 information about the life and situation of natural persons or selected aspects of life and situation of these persons, referred to in Art. 35b sec. 2, from the information systems of public administration and official registers, kept directly or by units subordinate or supervised by:

1. minsters in charge of:
	1. computerisation – from the PESEL register, central register of vehicles and civil status register and register of contact details of natural persons,
	2. public finance - from the tax system,
	3. work, social security and family - from the surveillance system for social benefits (social assistance, family and custody support, benefits from the alimony fund) as well as the electronic national surveillance system of disability assessment,
	4. health - from the information system of the health care sector,
	5. education and upbringing - from the educational information system,
	6. higher education and science – from the Integrated System of Information on Science and Higher Education (POL-on),

1a) Minister of Justice – from the land registry central database,

1. Social Insurance Institution, the President of the Agricultural Social Insurance Fund, the National Health Fund, the Head of the Office for Foreigners, President of the Office of Electronic Communications, Main Veterinary Inspector, State Pharmaceutical Inspection, Trade Quality Inspection of Agricultural and Food Products and the Agency for Restructuring and Modernisation of Agriculture – from systems and registers related to their statutory activity,
2. The President of Statistics Poland — from the national official registers referred to in Art. 41 sec. 1,
3. governmental administrative bodies in the voivodeship — from systems and registers related to their statutory or legal activities,
4. bodies of territorial self-government units – from registers of land and buildings, registers of applications for / decisions on a building permit, registers

of residents, a civil status register and aggregate records of civil status registration, property tax register, registers of the unemployed and jobseekers, systems of social assistance, family benefits and benefits from the Alimony Fund, national electronic monitoring system for disability evaluation,

1. district courts – from records and systems regarding divorce and separation as well as information regarding adoption,
2. professional self-governments - from registers and records concerning persons performing specific professions
* in the detailed scope specified in the statistical survey programme of official statistics.
1. Official statistics services process personal data specified in Art. 35b sec. 1 and information on the life and situation of natural persons or about selected aspects of life and the situation of the persons referred to in Art. 35b sec. 2, originating from non-public information systems in the detailed scope specified in the statistical survey programme of official statistics.
2. Official statistics services process personal data within the meaning of the Art. 8, originating from information systems of public administration and official registers as well as non-public information systems, providing guarantees of their full protection under the rules set out in the Act.

**Art. 35d.** 1. Once collected by the official statistics services, personal data shall, if the purpose of processing permits, be pseudonymised.

1. Pseudonymisation shall be effected immediately after the necessary personal and material scope has been determined, in the manner and according to the procedure referred to in sec 1. 4.
2. Pseudonymisation shall be reversed only to the extent necessary to achieve the statistical objective.
3. The method and mode of pseudonymisation of personal data shall be determined by order of the President of Statistics Poland.

**Art. 35e.** 1. Personal data, if it is necessary for the performance of the tasks set out in the Act, in so far as it relates to the statistical purposes, shall be combined with data from various statistical surveys, official registers, public administration informaton systems and non-public information systems.

2. The use of the data for purposes other than those specified in the Act, in particular for the purpose of making decisions or individual decisions in relation to a specific individual, is prohibited.

**Art. 35f.** (repealed)

**Art. 35g.** Provisions of Art. 35a-35c, Art. 35d sec. 1 and Art. 35h shall apply to other bodies and entities conducting statistical surveys, referred to in Art. 20, in the scope of the statistical surveys they conduct.

**Art. 35h.** 1. To the processing of personal data for the purpose of carrying out the tasks specified in the Act by the official statistics services shall not apply the provisions of Art. 15, Art. 16, Art. 18 and Art. 21 of Regulation 2016/679.

1. In connection with the processing of personal data in order to perform the tasks specified in the Act by the official statistics services, the performance of the obligation referred to in Art. 13 sec. 1 and 2 of Regulation 2016/679, by making available the information referred to in Art. 13 sec. 1 and 2 published of the Regulation 2016/679, in the Public Information Bulletin on the website of the subject Office and on the website of the Statistics Poland.
2. Information on how to comply with the obligation referred to in Art. 13 sec. 1 and 2 of the Regulation 2016/679, shall be communicated together with the information referred to in Art. 6 sec. 5.

Chapter 5

Disclosure and storage of statistical information

**Art. 36.** Statistical surveyors serving official statistics are obliged to announce, share and disseminate the output statistical information under the provisions of Art. 10 and 14.

**Art. 37.** The output statistical information is:

1. available as part of the electronic platform conducted by the President of Statistics Poland on which the output statistical information and other information resources are shared;
2. published in the publishing houses of Statistics Poland and statistical offices as well as other bodies and entities conducting statistical surveys;
3. published in official journals, if a special provision so provides;
4. communicated in the mass media;
5. developed and transmitted for the needs of the European Union and international organisations, in the form and manner specified in the EU legislation regarding statistics and international agreements binding on the Republic of Poland;
6. available in other forms than those mentioned in points 1-5.

**Art. 38.** 1. Identifiable unit data obtained in statistical surveys may not be published nor made available.

1. Statistical data obtained in statistical surveys that can be linked and identified as data concerning a specific natural person, as well as information and statistical data characterising economic and financial results of national economy entities conducting economic activity, may not be published nor made available if the given aggregation consists of fewer than three entities or the share of one entity in a given compilation is greater than three-fourths of the whole.
2. In the case of national economy entities, the information and statistical data referred to in sec. 2 may be published if the person authorised to represent a given entity has consented to the publication of specific data characterizing the economic and financial results of that entity.

**Art. 38a.** 1. The President of Statistics Poland, at the request of entities referred to in Art. 25 25 sec. 1 point 9, justified by the preparation of specific programmes, forecasts and analyses, may provide these entities with identifiable unit data of public finance sector entities within the meaning of Art. 9 of the Act of 27 August 2009 on public finances.

2. The data made available in accordance with sec. 1 may be used only for the purpose indicated in the application, subject to the rules referred to in art. 38 sec. 1 and in Regulation No. 223/2009.

**Art. 39.** The President of Statistics Poland shall ensure storage of the collected data in accordance with the principles set out in Art. 10 and Art. 35d and Chapter 5a

Chapter 5a

Sampling frame for statistical surveys

**Art. 39a.** 1. In order to perform statistical tasks the President of Statistics Poland conducts a Sampling frame for statistical surveys, hereinafter referred to as "OBS" that includes information about entities subject to statistical observation according to specific characteristics.

1. OBS is conducted in an IT system.
2. Personal data, depending on the entity subject to statistical observation, is stored in OBS for no longer than 100 years.

**Art. 39b.** 1. OBS shall be constantly and continuously updated to allow statistical observation of its subject over time and space.

2. OBS shall be updated using data from official registers and information systems as well as statistical surveys, including censuses.

**Art. 39c** 1. Data collected in OBS is used only by official statistics services to conduct statistical research, including censuses.

1. Data collected in OBS may be made available only in accordance with the procedure referred to in Art. 20 sec. 4.
2. Data in OBS shall be collected, processed and stored while maintaining specific security conditions and absolute data protection provided for in Art. 10.

Chapter 6

Classification standards and national official registers

**Art. 40.** 1. In consultation with the competent supreme state administration bodies, the President of Statistics Poland develops the standard classifications and nomenclatures that are essential for determining the course and for the description of economic and social processes, mutual relations between them and their interpretations.

1. The standard classifications and nomenclatures referred to in sec. 1 are introduced by the Council of Ministers by way of regulation.
2. Introduced by sec. 2, the standard classifications and nomenclatures are used in statistics, records, documentation and accounting, as well as in official registers and information systems of public administration.
3. (repealed)
4. (repealed)
5. (repealed)

**Art. 41.** 1. The President of Statistics Poland shall keep national official registers:

1. of national economy entities;
2. of territorial division of the country.
3. The tasks referred to in sec. 1 are performed by the President of Statistics Poland as part of a public administration information system separate from official statistics.
4. The information collected and gathered in national official registers is not statistical data within the meaning of the Act and, with the exception of the information referred to in Art. 42 sec. 3 points 7 and 8, is not subject to the requirements of confidentiality nor those of statistical secrecy.

**Art. 42.** 1. The national official register of national economy entities, hereinafter referred to as the “register of entities”, includes:

1. legal persons;
2. organisational units without legal personality;
3. natural persons conducting business activity.
4. (repealed)

2a. A natural person is not subject to entry in the register of entities in the scope of the following types of conducted activity:

1. educational activities including running a kindergarten, school, institution or other organisational unit referred to in Art. 2 of the Act of 14 December 2016 – Educational Law (Journal of Laws of 2019, item 910 and 1378 and of 2021, item 4, 619 and 762);
2. referred to in Art. 5 sec. 1 of the Act of 6 March 2018 - Entrepreneurs' Law -
3. The following information on the entities listed in sec. 1 in the scope of the activity they conduct shall be subject to entry in the register of entities:
4. name and address of the registered office, and in the case of natural persons conducting a business activity – additionally, surname and names as well as place of residence and identifier of the registration system of the population (PESEL), if there is one;
5. tax identification number (NIP) and information on its cancellation or repeal;

2a) identification numbers of partners in a civil-law partnership, if any, surname and names or company name of a civil-law partnership together with the PESEL number of a natural person conducting economic activity, if there is one;

1. legal form and form of ownership;
2. activities performed, including the type of predominant activity;
3. dates: creation of the entity, initiation of activity, suspension and resumption of activity, entry in a registry, declaration of bankruptcy, termination of bankruptcy proceedings, termination of activity or permanent termination of activity in the case of natural persons entered into the Central Register and Information on Economic Activity, death or discovery of the body of a natural person conducting business activity, deletion from the registry, entry and deletion from the register of entities;
4. name of the registration body, name of the register and number assigned by this body;
5. expected number of employees;
6. in the case of agricultural farms, the total area and area of arable land;
7. about their local units within the scope of information specified in points 1 and 4-8;
8. telephone and fax number of the registered office, e-mail address and website, if any, and shall be entered into the register of entities.

3a. In the case of entities entered into the National Court Register, excluding the register of insolvent debtors and entities referred to in Art. 49a sec. 1 of the Act on the National Court Register, the following are subject to entry into the register of entities:

1. data covered by the entry in the National Court Register – to the extent corresponding to the data referred to in sec. 3 points 1 and 2 and 3-6;
2. supplementary data: expected number of employees, ownership form based on the percentage of ownership in the total value of capital, general area of farms and agricultural land, prevailing type of statutory activity for entities subject to entry into the register of associations, other social and professional organisations, foundations and independent public health care facilities and contact details: telephone and fax number, e-mail address and website, if there is such.
3. The local unit is a structured whole (plant, branch) located in a place identified by a separate address at which or from which economic activity is conducted by at least one working person.
4. The entities referred to in sec. 1 are obligated to complete and submit an application for entry into the register of entities and to inform about the changes occurring in the scope of data referred to in sec. 3 points 1-6.
5. The application for entry into the register of entities shall be submitted to the statistical office of the province competent for the registered office or place of residence of the entity – within 14 days from the occurrence of circumstances justifying the entry, and the request to change the features included in the entry and the application for deletion – within 7 days from the occurrence of circumstances justifying a change or deletion. The application shall be accompanied by documents determined by provisions of other laws, confirming the creation of an entity or the undertaking of an activity, the change of features included in the entry or deletion of the entity.

6a. Entities entered in the National Court Register, excluding the register of insolvent debtors and entities referred to in Art. 49a sec. 1 of the Act on the National Court Register submit only the supplementary data referred to in sec. 3a point 2 – within 21 days from the date of entry into the National Court Register, and the update notification – within 7 days from the occurrence of circumstances justifying the change or deletion of data from the register of entities, to the competent head of the tax office.

6b. Entities registered in the National Court Register may submit, for local entities, an application referred to in sec. 6.

1. Submission of an application for entry into the register of entities, an application for a change of the features included in the entry and a request for deletion from the register of entities for:
2. an entrepreneur being a natural person – based on the provisions of the Act of 6 March 2018 on the Central Register and Information on economic activities and Information Point for the Entrepreneur (Dz. of Laws of 2019, item 2296 and 2320);
3. (repealed)
4. kindergartens, schools, institutions and other organisational units referred to in Art. 2 of the Act of 14 December 2016 – Educational Law, and their teams – based on the provisions of the Act of 15 April 2011 on the educational information system.
5. The provision of sec. 7 shall not apply if the change concerns only features covered by the entry, which are not subject to entry in the Central Register and Information on Economic Activity or Register of Schools and Educational Institutions.
6. Update of the register of entities in the scope of individual agricultural farms may take place on the basis of lists of these farms transferred to statistical offices competent for the location of the agricultural farm by communal offices under a separate act.
7. Entry in the register of entities takes place after the encoding of the characteristics of the entity listed in sec. 3, according to valid classification standards, with simultaneous allocation of a unique identification number. Entry in the register of entities in the scope of data transferred via the ICT system shall be made upon automatic inclusion of such data in the register.
8. Entry in the register of entities, with the simultaneous assignment of a unique identification number, change of entry or its deletion, concerning an entity entered in the National Court Register, takes place directly after the data transferred from the National Court Register is entered via the teleinformation system.
9. Information on the assigned identification number is transferred automatically via the teleinformation system to the National Court Register immediately after its assignment.
10. Assignment of the identification number and the provision of information on this fact to the National Court Register may take place within 3 days if it is necessary to encode the name of the town that is incompatible with the national official registry of the territorial division of the country or determine whether the entity has not been assigned with
11. Entry in the register of entities or change in the entry regarding supplementary data referred to in sec. 3a point 2, of the entity entered into the National Court Register shall follow directly after the automatic provision of data from the Central Register of Entities – the National Register of Taxpayers via the teleinformation system.

**Art. 43.** 1. Information on the identification number assigned to the entity and its local units shall be made available on the website of Statistics Poland in the manner referred to in Art. 45a, or via the electronic public administration services platform (ePUAP), hereinafter referred to as “ePUAP”.

1. The disclosure of data on the website of Statistics Poland or via ePUAP confirms the entry of this information in the register of entities.
2. 3. Statistical offices issue, on request of the entities entered into the register of legal persons, organisational units without legal personality and natural persons conducting business activity, a certificate on the identification number assigned to them and their local units, no later than within 7 working days from the date of receipt of the request.
3. 4. The President of Statistics Poland shall provide the President of the Social Insurance Institution, within 7 working days from the day of making the entry, with the identification number given to the entrepreneur starting the business activity together with the PESEL number of the natural person conducting economic activity.

**Art. 44.** 1. Bodies conducting official registers, with the exception of court registers, and public administration information systems containing data on particular entities shall be obligated to enter the identification number of the entity assigned in the register of entities, use it in the transfer of information and use uniform code symbols describing the basic characteristics of the entity, encoded according to classification standards.

1a. The register of entities provides, via the teleinformation system, to the Central Register of Entities- the National Register of Taxpayers, information on the identification number assigned to the entity.

1. Statistical offices shall make available free of charge:
2. periodically, to bodies maintaining other official registers and information systems of public administration referred to in sec. 1, the lists of entities entered into the register of entities together with the identification number assigned to them and an encoded description of information covered by the register,
3. to government administration bodies and local government units, other government institutions, the Supreme Audit Office, the National Bank of Poland, the President of the Personal Data Protection Office, equivalent bodies, units and institutions of European Union member states, member states of the European Free Trade Agreement (EFTA) – parties to the Agreement on the European Economic Area, countries that have concluded agreements with the European Community and its Member States regulating the freedom to provide services, and the European Commission at their written request, excerpts from the register of entities,
4. to the National Labour Inspectorate and the State Sanitary Inspection, officially, quarterly, information collected in the register of entities on entities declaring employment of employees together with the identification number assigned to them and a coded description of information covered by the register
* in the agreed scope, necessary to perform statutory tasks of these bodies or institutions.
1. Information available in the mode of sec. 2 may not include data reffered to in Art. 42 sec. 3 points 7 and 8.

**Art. 45.** 1. In the scope of the identification number and information referred to in Art. 42 sec. 3 points 1-6 and 9, excluding the PESEL population registration system ID and the place of residence of a natural person conducting economic activity, unless it is the address of the place of the activity, the register of entities is public and available to third parties in the forms specified in sec. 2 and 3 and in Art. 45a. In addition, data regarding the telephone and fax number of the registered office, e-mail address and website are made available, if that the entity provides them to the register.

1. Statistics Poland issues periodical catalogues of selected groups of entities entered in the register of entities.
2. On individual request, Statistics Poland and statistical offices make extracts of data contained in the register of entities available after the submission of a fee.
3. The catalogues and excerpts referred to in sec. 2 and 3, may be issued in print or in a different form using the available technical measures.

**Art. 45a.** Statistics Poland provides the information contained in the register of entities referred to in Art. 45 sec. 1, on the website of Statistics Poland or via ePUAP.

**Art. 46.** The Council of Ministers shall specify, by regulation, the manner and methodology of keeping and updating the register of entities, templates of applications, surveys and certificates, taking into account the need to ensure completeness and update of data collected in this register.

**Art. 47.** 1. The President of Statistics Poland shall keep the national official register of the territorial division of the country, hereinafter referred to as the “territorial register”.

1. The territorial register includes systems of:
2. identifiers and names of territorial division units;
3. identifiers and names of localities;
4. statistical regions and census enumeration areas;
5. address identification of streets, immovable properties, buildings and flats.

2a. Spatial identification of information contained in the systems referred to in sec. 2 shall be made on the basis of spatial data made available from public registers referred to in Art. 4 sec. 1a point 2, 4-6 and 8 of the Act of 17 May 1989 – Geodetic and Cartographic Law (Dz. of Laws of 2019, item 2052).

2b. The territorial register referred to in sec. 1 is part of the integrated immovable property information system referred to in Art. 24b of the Act of 17 May 1989 – Geodetic and Cartographic Law.

1. The official registers and information systems of public administration are obligated to apply code marks adopted in the territorial register.

**Art. 48.** 1. The territorial register is transparent.

2. Art. 44 sec. 2 shall apply accordingly.

**Art. 49.** The Council of Ministers shall determine, by way of a regulation, the detailed rules for the conduct, use and disclosure of the territorial register, as well as the obligations of government administration bodies and local self-government units related to this.

**Art. 49a.** To the extent not provided for by this Act, to the re-use of data from national official registers provisions of the Act of 25 February 2016 on the re-use of public sector information (Dz. U. of 2019, item 1446) shall apply.

Chapter 7

Financing of official statistics

**Art. 50.** 1. Statistical surveys of official statistics are financed from the state budget to the amount determined annually in the Budget Act, excluding in cases referred to in sec. 4 and 5 and Art. 51.

1a. The President of Statistics Poland, when presenting to the Council the draft statistical survey programme of official statistics in accordance with Art. 25 sec. 1 point 1, presents also the costs of statistical surveys for the following year, with an indication of the sources of their financing in detail.

1b. The costs of statistical surveys referred to in sec. 1a, are published on the website of Statistics Poland, in the form of a revised plan of expenditure for statistical surveys, after the announcement of the Budget Act for a given year.

1c. The costs of statistical surveys referred to in sec. 1a are estimated on the basis of the methodology determined by the President of Statistics Poland, after an opinion of the Council is obtained.

1. The adoption of the statistical survey programme of official statistics by the Council of Ministers precedes, and at the latest, takes place in parallel with the adoption of the draft Budget Act.
2. State budget funds for financing official statistics tasks specified in the Act, including statistical surveys conducted by the President of Statistics Poland, are appropriately included in the budgetary part involving Statistics Poland, and the costs of particular statistical surveys conducted by another public administration body – in the budgetary part regarding this body.
3. Statistical surveys of official statistics conducted by the National Bank of Poland are financed from the resources of the National Bank of Poland.
4. The costs of statistical surveys of official statistics, conducted by the official statistics services together with the National Bank of Poland or with other bodies and institutions specified in Art. 20 sec. 2 points 2 and 3, are financed from the state budget funds included in the part concerning Statistics Poland and from the sources of financing indicated by the surveyor.
5. In exceptional cases, a specific statistical survey included in the statistical survey programme of official statistics may be financed from non-budgetary sources, declared by the surveyor.

6a. The National Bank of Poland, the public administration bodies and the entities conducting or cooperating in the conduct of a statistical survey on the basis of Art. 20 sec. 2 may entrust, by agreement, the performance of a survey or specific survey activities to the President of Statistics Poland. The financing of the works takes place respectively from the funds of the National Bank of Poland, budgetary resources of the public administration body or the entity conducting or cooperating in the conduct of the statistical survey as part of the sum account on commission or an auxiliary account.

1. 7. The income obtained by Statistics Poland and statistical offices related to the dissemination and disclosure of statistical information in forms specified each time in the statistical survey programme of official statistics is income of the state budget.

**Art. 51.** 1. The costs of statistical surveys referred to in Art. 21 sec. 2 point 1 of the Act performed by official statistics services on request, are covered entirely from the funds of the ordering party.

1. The costs of additional surveys and analyses referred to in Art. 21 sec. 1 and sec. 2 point 2 of the Act, are covered entirely from the funds of the ordering party.
2. In the case when the party ordering surveys and analyses referred to in Art. 21 of the Act is a state administration body, the Supreme Audit Office and the National Bank of Poland, the fee is fixed up to the amount of costs incurred.
3. The provision of sec. 3 shall apply accordingly if the ordering party is a university or other scientific and research institution, and statistical data will be used for didactic, scientific and research purposes, financed from state resources.

**Art. 52.** The activity of official statistics services is financed on the principles set out in the provisions on public finances.

**Art. 53.** 1. The transmission of statistical data in the form and manner specified in the statistical survey programme of official statistics, and in the case of censuses – in a separate law, takes place at the expense of the statistical observation entity or the information system administrator of the public administration or the official registry administrator.

2. The programme of official statistical surveys may, in special cases, provide for payment for performing permanent additional activities of preparing and transmitting certain statistical data.

Chapter 8

Penal provisions

**Art. 54.** Anyone who violates a statistical secret

shall be punishable by imprisonment for up to 3 years.

**Art. 55.** The person who, in order to gain a property or personal advantage, uses statistical data obtained by this person in connection with the performance of a job or activity at the request of a statistical surveyor of official statistics,

 is punishable by imprisonment for up to 5 years.

**Art. 56.** 1. Whoever submits statistical data that is not in accordance with the facts, contrary to the obligation,

1 or 2 is subject to fine, limitation of liberty or imprisonment up to 2 years.

2. In a case of lesser importance, the perpetrator is punishable by fine.

**Art. 57.** Whoever contrary to the obligation refuses to perform statistical duty or provide information in the census or other statistical survey,

 is punishable by fine.

**Art. 58.** Whoever contrary to the obligation provides statistical data after a specified period,

 is punishable by fine.

**Art. 59.** Sentencing of cases concerning deeds referred to in Art. 58 takes place on the basis of the provisions on proceedings in cases concerning offenses.

Chapter 9

Transitional and final provisions

**Art. 60.** 1. The orders of the President of Statistical Office, applicable on the day of entry into force of the Act, issued on the basis of Art. 16 sec. 2 of the Act of 26 February 1982 on state statistics (Dz. U. of 1989, item 221), imposing reporting obligations, shall remain in force until 30 June 1996, unless they are inconsistent with the provisions of this Act.

2. Orders issued on the basis of Art. 17 sec. 2 of the Act referred to in sec. 1, determining reporting obligations, shall remain in force until the orders are issued on the implementation of the statistical survey programme of official statistics for 1996, determined in the mode specified in Chapter 2 of the present Act, and in special cases until the substitution of numerical data collection based on the Act referred to in sec. 1 with other regulations.

**Art. 61.** The classifications introduced in the manner specified in the Act referred to in Art. 60:

1. European Classification of Economic Activities (EKD),
2. Polish Combined Trade Nomenclature of Foreign Trade (PCN),
3. Systematic List of Products (SWW),
4. Classification of Goods and Services (KWiU),
5. Generic Classification of Fixed Assets (KRŚT),
6. Classification of Structures (KOB),
7. Classification of Jobs (KZ),
8. Systematics of Legal and Organisational Forms (SFPO)

– become classification standards within the meaning of Art. 40 sec. 1 of the Act.

**Art. 62.** 1. The President of Statistics Poland shall complete the works and organise the keeping of the register of national economy entities in accordance with the principles set out in Art. 41-46 not later than by 31 December 1997.

1. Until 31 December 1997, the functions of the register of entities shall be carried out pursuant to Art. 12 sec. 2 and 3 of the Act referred to in Art. 60 by the system for encoding entities with REGON identification numbers, hereinafter referred to as “REGON register”.
2. Legal persons, organisational units without legal personality and natural persons conducting economic activity, not possessing the REGON identification number on the day of entry into force of the Act, are obligated to submit to statistical offices competent for their registered office, no later than within two months from the date of entry into force of the Act, the application for granting this number to them and their separated units. Statistical offices will introduce the applicant entities to the REGON register and will issue, within one month from the day of submission of the application, a certificate of issuance of a registration number.
3. Legal entities, organisational units without legal personality and natural persons conducting business activity are obligated to apply directly to the REGON register in the statistical office of the voivodship on the territory of which they are located, respectively: application for issuance of an identification number - within 14 days from the day of establishment of the entity; an application to change the features covered by the register - within 14 days from the occurrence of the change and the request for deletion from the register - on the day of cessation of activity.
4. The President of Statistics Poland shall successively introduce, in an official manner, the individual farms to the REGON register, no later than on 31 December 1997.
5. The regulations governing the functioning of the REGON register, issued on the basis of the Act on state statistics with the changes specified in sec. 2, 4, 5 and 7, remain in force until the completion of works on the establishment of the register of entities.
6. Provisions of Art. 44 sec. 2 and Art. 45 shall apply accordingly to the REGON register.

**Art. 63.** (repealed)

**Art. 64.** (repealed)

**Art. 65.** The President of Statistics Poland shall update the territorial register kept in the scope of information referred to in Art. 47 sec. 2 points 1-3 - by 31 December 1997 and shall supplement it with address identification of streets, immovable properties, buildings and apartments - as part of the preparatory work for the closest National Census, no later than by 30 June 1998.

**Art. 66.** 1. The voivodship statistical offices operating on the day of entry into force of the present Act become statistical offices within the meaning of the Act and remain in their existing seats.

1. Employees of voivodship statistical offices become respectively employees of statistical offices within the meaning of the Act.
2. The President of Statistics Poland shall determine, by 31 December 1996, by way of order, the detailed tasks and statutes of particular statistical offices.

**Art. 67.** The Act of 26 February 1982 on state statistics (Dz. U. of 1989, item 221) becomes void.

**Art. 68.** The Act shall enter into force 3 months after the date of its publication 2).

2)The Act was published on 31 July 1995.

1. The amendment of the aforementioned Regulation was announced in the Official Journal of the European Union 127, of 127 May 2018, p. 2. [↑](#footnote-ref-1)