

**Text of the law transmitted to the Senate in accordance with Rule 52 of
the Rules of Procedure of the Sejm**

U S T A W A

as of December 1, 2022.

**On the abandonment of prosecution for certain acts related to the
organization of the election of the President of the Republic of Poland,
ordered for May 10, 2020.**

Recognizing that the primary duty of public authorities in a democratic state is to preserve the continuity of state activities, given that the Constitution of the Republic of Poland obliges public authorities to hold elections within the constitutionally prescribed time limit, and the legislative, executive and local government bodies found themselves in 2020 in a previously unknown situation of danger to the life and health of citizens of the Republic of Poland, with their constitutional duty to care for the life and health of citizens, this law is enacted.

Article 1. proceedings shall not be initiated, and initiated proceedings shall be discontinued, for an act committed during the state of epidemics within the meaning of the Act of December 5, 2008 on prevention and control of infections and infectious diseases in humans (Journal of Laws of 2022, item 1657 and 2280), consisting in the transfer to a postal operator that is a designated operator within the meaning of the Act of November 23, 2012. - Postal Law (Journal of Laws of 2022, item 896, 1933 and 2042), a register of voters in connection with the election of the President of the Republic of Poland, ordered for May 10, 2020.

Article 2. (1) Penalties, punitive measures, compensatory measures and measures related to placing the offender on probation, which have been validly adjudicated for the acts specified in Article 1, and which have not been executed in whole or in part, shall not be executed; neither shall the costs of the proceedings, which have not been validly adjudicated, which have not been paid in whole or in part, be executed. Convictions for these acts shall be erased by operation of law, and the record of conviction and conditional discontinuance of proceedings for these acts shall be removed from the National Criminal Register.

(2) Determination of the circumstances referred to in paragraph (1) shall be made by the court that issued the judgment in the first instance, either ex officio or at the request of the prosecutor. The decision in this regard may be appealed against.

Article 3 The costs and fees associated with the implementation of this Law shall be borne by the State Treasury.

Article 4 To the extent not regulated by this Law, the provisions of the Law of June 6, 1997 shall apply. - Code of Criminal Procedure (Journal of Laws of 2022, item 1375 and 1855).

Article 5 The law shall enter into force on the day following the date of promulgation.

SPEAKER OF THE
PARLIAMENT

/ - / Elizabeth Witek