

**ORDINANCE  
OF THE MINISTER OF FINANCES <sup>1</sup>**

23 August 2012

**on the level of fees for the activities of assay administrative authorities and the manner  
of collecting such fees**

On the strength of Article 36, item 8 of the Act of 1 April 2011 – Hallmarking Law (Journal of Law, no. 92, item 529), the following is ruled:

- § 1.** 1. Concerning the activities of assay authorities, defined under Article 36(1)(1–4) and (6–11) of the Hallmarking Act of 1 April 2011, hereinafter the “Act”, a fee shall be Charged in keeping with the Annex to the Ordinance.
2. Concerning the activities of assay authorities, defined under Article 36(1)(5) of the Act fees shall be collected according to the hourly rate of PLN 72 for each hour of work carried out by an assay office employee; a proportion of this fee shall be collected for each part of an hour of work.
  3. Concerning the activities of assay authorities a fee shall be collected in advance, with the exception of activities defined in (2), for which a fee shall be collected following the completion of tests.
  4. In the cases referred to in point (2), following the completion of tests, the assay office authorities shall determine the level of fees and inform the applicant of these.
  5. The assay authorities shall issue a confirmation of payment of fees, which contains:
    - 1) the marking of the document;
    - 2) the document identification number and the date of issue;
    - 3) the name and address of the entity making the payment;
    - 4) the name of the activity;
    - 5) the product name and mass – if this is applicable;
    - 6) the number and date of the notification or application;
    - 7) the manner of calculating the fee and its level;
    - 8) the payment form;
    - 9) the legal basis for collecting the fee;
    - 10) an indication of the duration of work in the case of activities, referred to in (2);
    - 11) the signature of the person issuing the proof of payment of the fee.
  6. Fees shall be paid into the bank account of the appropriate assay office authority or the office cash desk.

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<sup>1</sup> The Minister of Finances manages the government administrative section known as the economy, as under § 1 item 2 point 2 of the Ordinance of the Prime Minister of 18 November 2011 concerning the detailed scope of activities of the Minister of Finances (Journal of Law, no. 248 pos. 1481).

§ 2. For matters which were started but not completed prior to the day of entry into force of this Ordinance fees shall be charged in keeping with the hitherto provisions.

§ 3. The Ordinance comes into force 14 days after the day of announcement.<sup>2</sup>

Minister of Finances: p.p. *M. Sekula*

Appendix to the Ordinance  
of the Minister of Finances  
dated 23 August 2012 (item 998)

**LEVEL OF FEES FOR THE ACTIVITIES OF ASSAY ADMINISTRATIVE  
AUTHORITIES DEFINED UNDER ARTICLE 36(1)(1-4) AND (6-11)  
OF THE ACT OF 1 APRIL 2011 - HALLMARKING LAW**

§1. Whenever a new article of precious metal is notified for testing by the manufacturer, another entity or authorised entity wishing to place the product on the market, irrespective of the assay method, a fee shall be collected for each gram of product on which testing has been carried out:

- |                                |          |
|--------------------------------|----------|
| 1) platinum, palladium or gold | PLN 1.27 |
| 2) silver                      | PLN 0.12 |

§2. Whenever an approximate method is used for the testing of an article of precious metal containing the Polish hallmark and the hallmark is checked and approved, a fee shall be collected for each gram of product on which testing has been carried out:

- |                                |          |
|--------------------------------|----------|
| 1) platinum, palladium or gold | PLN 0.80 |
| 2) silver                      | PLN 0.10 |

§3. Whenever a precious metal product is tested other than the kind, referred to in § 1, and whenever a precious metal product is tested which has been removed from the market pursuant to Article 37(1)(1) of the Act, irrespective of the assay method, a fee shall be collected for each gram of product on which testing has been carried out:

- |                                |          |
|--------------------------------|----------|
| 1) platinum, palladium or gold | PLN 3.63 |
| 2) silver                      | PLN 0.61 |

§4. Whenever a product of silver is tested whose unit mass exceeds 50 g, for each gram of product on which testing has been carried, irrespective of the assay method, the following fee shall be collected: PLN 0.08

§5. Concerning the testing of articles made of materials which are not precious metals, which contain precious metals in the form of ornamental elements or parts serving technical purposes, the fee, referred to in §§ 1–4 respectively, shall be calculated for each gram of

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<sup>2</sup> The Ordinance of the Minister of Finances on the level fees for the activities of assay administrative authorities and the manner of collecting such fees (Journal of Law, no. 81/2005, item 883 and 160, item 1347) shall be repealed with effect from the date of entry into force of this Ordinance on the strength of Article 56 of the Act of 1 April 2011 – Hallmarking Law (Journal of Law, no. 92, item 529).

