

**ORDINANCE
OF THE MINISTER OF FINANCES ¹**

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;

¹ 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).

- 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.

§ 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.²

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

² 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).

§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 an element or precious metal part on which testing has been carried out.

§6. The following fees shall be collected for the placing of each “MET” mark:

1) when using the mechanical method PLN 0.70

2) when using the laser method PLN 1.20

§7. The following fee shall be collected for the hallmarking of each article with the use of a laser device: PLN 1.20

§8. The following fee shall be collected for the issuing, on application of the notifying entity, of a test certificate for each article which contains a hallmark: PLN 12.00

§9. The following fee shall be collected for entering the personal mark on the register of personal marks: PLN 180.00

§10. The following fee shall be collected for giving access to data from the register of personal marks: PLN 18.00

§11. For the placing on the article, on application of the notifying entity, of a personal mark and of a numeric mark informing about fineness, the following fees shall be collected for each personal mark or numeric mark that is placed:

1) when using the mechanical method PLN 0.70

2) when using the laser method PLN 1.20

§12. For the performance, on application of the notifying entity, of auxiliary activities, accompanying the testing and marking of articles, the following fee shall be collected for each activity performed on an article: PLN 0.60

§13.1. The following fee shall be collected for issuing, on application of the notifying entity, of a certificate of performed activities: PLN 12.00

2. The following fee shall be collected for issuing the certificate or declaration in the English language, referred to in 1: PLN 24.00

§14.1. The following fee shall be collected for issuing a decision on the setting up of an assay point: PLN 4000.00

2. The following fee shall be collected for issuing a decision rejecting the setting up of an assay point: PLN 2000.00

§15. Fees for activities connected with the assaying and marking of precious metal articles and articles containing precious metals, performed at assay points, shall be reduced by 20% in relation to the fees collected at the registered offices of the Assay administrative authorities.