

(English version)

**Question for written answer E-002961/25
to the Commission
Moritz Körner (Renew)
(17 July 2025)**

Subject: Rule of law in Poland

The Commission had frozen EU funds intended for Poland due to the country's rule of law issues. However, following the election of Donald Tusk and his declared plan to address all rule of law deficiencies, the Commission unfroze these funds.

In this context:

1. Which rule of law deficiencies have been resolved to date?
2. Which rule of law deficiencies have not been resolved to date?
3. By what date must the unresolved deficiencies be resolved to prevent the funds from being frozen again?

Submitted: 17.7.2025

**Answer given by Mr McGrath on behalf of the European Commission
(24 September 2025)**

On 29 February 2024, the Commission carried out a formal assessment ⁽¹⁾ of compliance of Poland with the milestones related to some aspects of judicial independence set out in its Recovery and Resilience Plan.

It concluded that Poland satisfactorily fulfilled the two 'super milestones' to strengthen important aspects of the independence of the judiciary by reforming the disciplinary regime for judges.

These reforms ensured notably that disciplinary and judicial immunity cases concerning judges are adjudicated by a court meeting the requirements of Article 19(1) TEU.

They also ensured the unrestricted right of Polish courts to submit requests for preliminary ruling to the CJEU and that the content of judicial decisions is not classified as a disciplinary offence.

They ensured that the initiation of verification of compliance with the requirements of Article 19(1) TEU is possible and is not classified as disciplinary offence.

They further strengthened procedural guarantees and powers of parties in disciplinary proceedings and granted the judges affected by the decisions of the Disciplinary Chamber the right to have their cases reviewed by a court meeting the requirements of Article 19(1) TEU.

The 2025 Rule of Law Report noted significant efforts of Poland towards the implementation of the action plan on the Rule of Law to address long-standing concerns regarding judicial independence. The Commission will continue monitoring the progress made through the Rule of Law Report.

⁽¹⁾ The assessment is available here: https://commission.europa.eu/document/download/52bd45c7-da37-4ba0-b623-95da8cdad7f9_en?filename=C_2024_1438_1_EN_annexe_acte_autonome_nlw_part1_v1.pdf.