

(English version)

**Priority question for written answer P-000699/25
to the Commission
Maciej Wąsik (ECR)
(14 February 2025)**

Subject: Commission position on the Polish Government's declaration that Poland will not participate in the implementation of the Pact on Migration and Asylum

During a joint press conference with Commission President Ursula von der Leyen on 7 February 2025, Polish Prime Minister Donald Tusk stated unambiguously that 'Poland will not accept any burdens related to the relocation mechanism that could result from some provisions of the migration pact' ⁽¹⁾. As the reason for his refusal, Donald Tusk indicated that Poland is facing constant pressure from Belarus, acting in cooperation with Russia, and that Poland took in 2 million refugees from Ukraine immediately after the Russian invasion of the country.

In the light of the foregoing:

1. What is the opinion of the Commission regarding the above statements made by the Polish Prime Minister?
2. Will the Commission confirm that Poland may, by its own decision, refuse to accept relocation as a solidarity measure?
3. May Poland refrain from implementing elements of the Pact on Migration and Asylum?

Submitted: 14.2.2025

**Answer given by Mr Brunner on behalf of the European Commission
(26 May 2025)**

The legal instruments of the Pact on Migration and Asylum ⁽¹⁾ entered into force in June 2024 and they will enter into application in mid-2026.

The Asylum and Migration Management Regulation ⁽²⁾ foresees mandatory but flexible solidarity. This means that each Member State has full discretion to choose between the various forms of solidarity, namely relocation, financial contributions and alternative measures (in-kind support).

Therefore, a Member State may decide to contribute with any form of solidarity, and this would be financial contributions and alternative measures only.

Moreover, the Pact provides the necessary flexibility to address the needs of Member States, based on their specific migratory situation.

According to the Asylum and Migration Management Regulation, a Member State could receive solidarity or benefit from a full or partial deduction of solidarity contributions.

¹ https://www.youtube.com/watch?v=auq-eO_PKPM , (accessed: 12.02.2024); <https://www.brusselstimes.com/1434814/polish-eu-presidency-we-want-to-make-the-eu-and-its-member-states-secure>, (accessed: 12.02.2024).

⁽¹⁾ https://home-affairs.ec.europa.eu/policies/migration-and-asylum/pact-migration-and-asylum_en.

⁽²⁾ Regulation (EU) 2024/1351 of the European Parliament and of the Council of 14 May 2024 on asylum and migration management, amending Regulations (EU) 2021/1147 and (EU) 2021/1060 and repealing Regulation (EU) No 604/2013; OJ L, 2024/1351, 22.5.2024.