

**Priority question for written answer P-004108/2022  
to the Commission**

Rule 138

**Daniel Freund** (Verts/ALE), **Tineke Strik** (Verts/ALE)

Subject: Fulfilment of Polish Recovery and Resilience Facility (RRF) milestones

The Council approved the Polish RRF plan on 17 June 2022. In order to release the first tranche of payments, the Polish Government must fulfil a number of milestones, most notably four related to strengthening the independence of the judiciary. These are as follows:

1. All disciplinary cases against judges must be adjudicated by an independent, impartial court established by law;
2. Judges cannot be subject to disciplinary liability for submitting requests for a preliminary ruling to the Court of Justice, for the content of judicial decisions, or for verifying another court's independence;
3. Procedural rights of parties in disciplinary proceedings must be strengthened;
4. All judges affected by past Disciplinary Chamber rulings must be given the right to have rulings reviewed by an independent, impartial court established by law.

On several occasions in the past months, Commissioners and the Commission President have confirmed that the Polish judicial reform, which entered into force on 15 July 2022, does not fulfil the aforementioned judicial milestones.

1. Does the Commission still consider that, to date, the Polish judicial milestones have not been met?
2. If not, what concrete actions have the Polish authorities taken since 15 July 2022 that would lead the Commission to conclude that the judicial milestones have been fully implemented?

Submitted: 19.12.2022