



Electronic toll control – rules and procedures

Electronic Toll Control Office
ROAD TRANSPORT INSPECTION



Republic
of Poland



ELECTRONIC TOLL COLLECTION IN POLAND

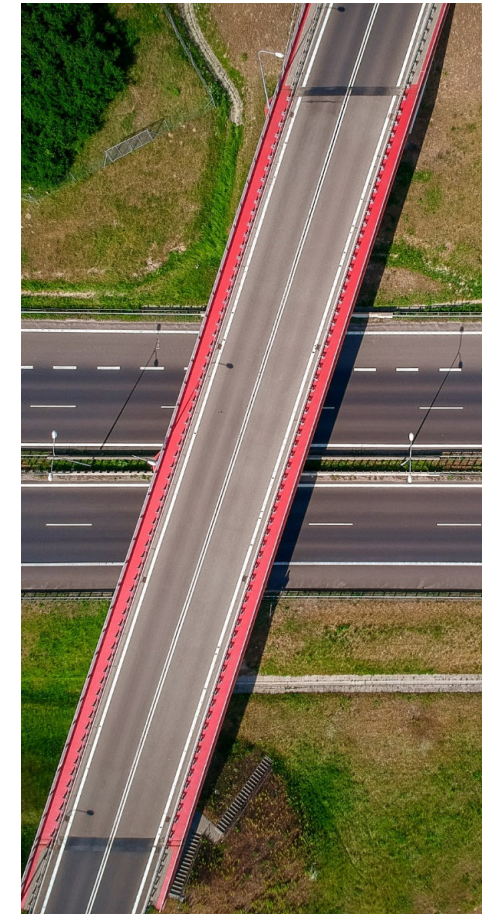


Pursuant to Art. 13 section 1 point 3 of the Act of 21 March 1985 on public roads, users of public roads are obliged to pay tolls for the use of national roads.

Toll payment obligation lies on:

1. motor vehicles (including a vehicle combination consisting of a motor vehicle and a trailer or semi-trailer) with a permissible total weight exceeding 3.5 tons,
2. buses regardless of their permissible total weight.

The amount of tolls together with the sections of paid national roads are specified in the Regulation of the Council of Ministers of March 22, 2011 on national roads or their sections on which electronic tolls are collected and the amounts of electronic toll rates.



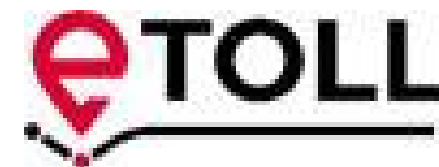
ELECTRONIC TOLL COLLECTION SYSTEM >>>>>>> e-TOLL



In Poland electronic toll collection applies on toll motorways, expressways, and selected national roads.

Electronic toll is collected with the use of **e-TOLL**, which is an electronic system designed and manager by the Head of the National Revenue Administration.

e-TOLL is based on the Global Navigation Satellite System (GNSS) for user position location with the use of virtual gates.



Every user can choose the most convenient method of transmission of location data to the system:

- via a free application installed on their mobile device;
- via an external location system, factory mounted in their vehicle (ZSL);
- or using On-Board Units (OBU).



OBU



ZSL



aplikacja
e-TOLL PL

VIOLATION OF ELECTRONIC TOLL PROVISIONS OF THE PUBLIC ROAD ACT



Type of violation	Amount of the penalty
Non-fulfillment of the obligation to pay electronic toll	500 / 1500
Failing to input correct vehicle category details in the mobile device, external location system or on-board unit	250 / 750
Misuse of a mobile device, external location system or on-board unit if inadequate electronic toll is paid as a result	250 / 750
Failing to register a vehicle or a combination of vehicles in the registry of electronic toll payers. This administrative sanction is not imposed if electronic toll is paid via EETS.	500 / 1500
Entering inaccurate details in the registry	500 / 1500
Failing to update details in the registry	500 / 1000
Failing to attach digital reproductions of the following documents in the registry of electronic toll payers: 1) motor vehicle data certification documents if such data were not reported to the central registry of vehicles; 2) confirmation of submission of a cash deposit security or a collateral instrument (for postpaid services)	500 / 1000



DEPOSITS



In case of a suspected violation that may result in a fine being imposed on a **foreign entity** having a place of business or place of residence in a country that does not have an agreement in place with Poland on cooperation in mutual pursuit of financial claims, or where claim enforcement opportunities do not transpire directly from international legislation and the legislation of such a third country, **the verification/control officer will charge a deposit in the amount corresponding to the anticipated amount of administrative penalty.**



The deposit can be paid in cash or by credit card.



ELECTRONIC TOLL COLLECTION OFFICE – MAIN TASKS



The **Electronic Toll Control Office** carries out tasks in the field of:

- 1) checking the correctness of paying the electronic toll
- 2) conducting administrative proceedings (in the first instance) in cases concerning violation of the obligation to pay an electronic toll, pursuant to the provisions of the Code of Administrative Procedure.

The correctness of electronic toll payments is checked by approximately 180 inspectors during on-the-road inspections.

Administrative proceedings are conducted by approximately 60 administrative employees.



ADMINISTRATIVE PROCEEDINGS – MAIN RULES



1. The proceedings are two-instance (the decision may be subject to an application for reconsideration or a complaint to the administrative court).
2. Electronic Toll Control Office has a 9-month deadline for initiating administrative proceedings from the moment the violation is discovered, after the deadline expires it is not possible to initiate administrative proceedings.
3. At every stage of the proceedings a party has the right to actively participate in the proceedings (access to the case files, the opportunity to comment on the matter).
4. There are deadlines in the administrative proceedings - both for the party to the proceedings and the body conducting the administrative proceedings.



ADMINISTRATIVE PROCEEDINGS – STEP BY STEP



1 Verification of incidents within the e-TOLL system

2 Determining the party responsible for the incident

4 After receiving the notice of initiation of administrative proceedings the party to the proceedings has 7 days to submit explanations, corrections and additional information

5 Consideration of explanations, corrections and additional information provided by the party

7 A party dissatisfied with the decision has the right to submit an application for reconsideration of the case or a complaint to the administrative court

8 Payment of the penalty
The domestic entity - via dedicated bank account.
The foreign entity - from the deposit collected during a road inspection

9 In case the penalty remains unpaid after the deadline warnings and soft enforcement are issued towards penalized entities

3a In case the incident is not confirmed – the decision on the lack of grounds to initiate proceedings is taken, the incident is closed

3b If the incident is confirmed, a notice of initiation of administrative proceedings is sent

6a Issuance of a decision imposing an administrative penalty

6b Issuing a decision discontinuing administrative proceedings if there is no basis for imposing a penalty



ELECTRONIC TOLL CONTROL OFFICE – STATISTICS OF 2023



Incidents from e-TOLL
> 92 000

Decisions
> 20 000

Penalties imposed
> 29,1 mln PLN

Number of controls
> 29 000

Decisions per month
> 2 500

Penalties per month
> 3,6 mln PLN

Incidents confirmed by
inspectors
> 12 000



Daily average number of
MEU on duty
> 71



Thank you for your attention!



Please, ask your questions.