Streszczenie rozprawy doktorskiej Mgr Agnieszki Serlikowskiej /j. angielski/ pt. „Fees and other charges imposed by competent authorities performing official controls regulated in national and European Union food law”

The subject of doctoral thesis concern analysis of European Union regulations related to fees and other charges imposed by competent authorities performing food official controls and the assessment of national regulations in the light of these rules.

In the thesis fees and other charges regulated in chapter VI of regulation no 882/2004 was taken into consideration. The purpose of these rules is ensuring adequate financial resources for the purpose of organising official controls, including covering the costs occasioned by official controls. Moreover, taking account of forthcoming changes in European Union regulations, the research is enlarged by chapter VI of regulation no 2017/625 that replaces regulation no 882/2004. In new act fees and other charges are set to ensure adequate financial resources for the competent authorities not only to perform official controls but also to perform other official activities.

The purpose of this thesis is to verify following research hypothesis: although in European Union regulation lawmaker is aming to guaranteed efficient performing of food official controls by forcing general rules of financing these controls, in national regulation above-mentioned rules were not fully applied, therefore rules concerning fees and other charges imposed by competent authorities in Poland do not provide this guarantee.

Pursuing research goals, the author took into consideration: rules of establishing and imposing of fees and other charges interpreted from European Union regulations as well as functions of these instruments. In addition all fees and other charges imposed by national competent authorities performing official controls were extracted and classified. The author assessed also chosen national fees and other charges, taking into consideration: methods of calculation, scale of realisation of European Union rules, their functions and practice of particular competent authorities.

The analysis performed in thesis unambiguously confirmed research hypothesis. European Union regulations related to establishing and imposing fees and other charges are accurate enough to be complied, yet general enough in order to be used with respect for autonomy of member states. In addition, in current state of law, national regulations concerning fees and other charges imposed by competent authorities performing official controls do not correspond with tenets of European Union lawmaker related to financing of official controls.