**INSTRUCTIONS**

**concerning cases where a penalty measure was imposed**

**Article 244 of the Criminal Code** Whoever fails to comply with a court-imposed prohibition from holding a certain position, pursuing a certain profession, conducting a certain business activity, operating vehicles, entering gambling facilities and engaging in gambling, entering a mass event, associating with certain social groups or appearing in certain locations, order to temporarily leave the premises occupied jointly with the victim, prohibition from contacting certain individuals, approaching certain individuals, or leaving a specific place of stay without the Court's consent, or fails to carry out a court order concerning the publication of a ruling in the manner provided for therein, is subject to the penalty of imprisonment of up to 3 years.

**Article 4 § 2 of the Criminal Enforcement Code** A sentenced person retains their civil rights and freedoms. They can only be limited when the law so provides and by a non-appealable judgement under the law.

**Article 5 § 2 of the Criminal Enforcement Code** A sentenced person is obliged to comply with the instructions given by the competent authorities to enforce the ruling.

**Article 169 § 1 of the Criminal Enforcement Code in conjunction with Article 181a § 4 of the Criminal Enforcement Code** A sentenced person under the obligation, who is placed under supervision, is obliged to comply with the obligations imposed by the Court for the duration of probation or obligations related to supervision.

**Article 169 § 3 of the Criminal Enforcement Code in conjunction with Article 181a § 4 of the Criminal Enforcement Code** A sentenced person is obliged to appear as summoned by the Court or the probation officer and provide explanations as to the course of supervision and the performance of obligations imposed on them, cannot change their permanent residence without the Court's consent, has to allow the probation officer to enter their house, and to inform the probation officer of any change in their place of employment.

**Article 181a § 4 of the Criminal Enforcement Code** The provisions of Articles 169 and 172 apply *mutatis mutandis*.

Pursuant to the Regulation of the Minister of Justice of 13 June 2016 *on the manner and procedure of activities performed by court probation officers in criminal enforcement cases* (Dz.U.2016.969)

**§ 46(1)** When exercising the supervision referred to in Article 181a § 4 of the Criminal Enforcement Code over the enforcement of the prohibition from associating with certain social groups or appearing in certain locations, contacting certain individuals, approaching certain individuals, or leaving a specific place of stay without the Court's consent, and the order to temporarily leave the premises occupied jointly with the victim, the probation officer:

**1)** obtains and reviews information from the sentenced person on the manner in which the prohibition or order imposed is being enforced;

**2)** obtains information from the victims, entities, institutions or competent authorities on the manner in which the prohibitions or order imposed on the sentenced person have been implemented.

**§ 46(5)** If the sentenced person fails to comply with the injunctions imposed, the professional probation officer immediately notifies the Public Prosecutor or the Police that the sentenced person committed an offence under Article 244 or 244b § 1 of the Criminal Code, and notifies the Court of this report, and, if necessary, submits a relevant application.

**I declare that I will reside at the following address for the duration of the penal measure imposed on me:**

.......................................................................

(exact address of stay)

**I declare that I consent to communication by telephone and e-mail**

**phone no.:**

**e-mail:**

**I will notify the probation officer immediately if I change my residence address, telephone number or e-mail address, and if I intend to travel abroad.**

*…………………………………….*

*(date and signature of the sentenced person)*

Drawn up in two copies for:

- 1 signed copy; - sentenced person;

- 1 signed copy; - file record.