

„ObyPomoc” REPORT

11 April 2017 - 30 September 2018

This report was drawn up on the basis of information gathered from persons who turned for help to the legal assistance group operating within the Free Citizens of the Republic of Poland (Wolni Obywatele RP) Foundation. It includes only documented cases, among them: interrogations at police stations and at the prosecutors’ offices as suspects or witnesses, “fast track” sentences based on claims for punishment prepared by the police, and proceedings conducted based on the regulations of the Penal Code.

The summary of this report contains the updated list of court cases, both those that have been finalized, as well as those still pending. The Annex at the end of the Report contains the list of legal regulations on the basis of which charges are formulated against the protesters.

Data is updated on a monthly basis.

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GENERAL INFORMATION

The number of people who have at least once come in contact with the law enforcement or the justice system because they had taken part in peaceful protests – **569**

CASES WHICH ARE AT THE INVESTIGATION STAGE

Petty Offences Code

- **591** investigations (interrogations)

Penal Code

- **59** investigations (interrogations at the police station or prosecutor's office), including **42** persons interrogated as witnesses

Hunting Law

- **1** person was interrogated as a suspect reg. committing an offense – a journalist who was accused of impeding a hunt.

COURT CASES – PETTY OFFENCES CODE

“Fast track” sentences - **109** “Fast track” sentences for **402** people, incl.:

for the counter-monthly celebrations - 100 people
 for protests in defence of the independence of courts - 147 people
 for protests against the far-right - 108 people
 for protests in front of the Polish Parliament - 14 people
 for other street protests - 12 people
 for supporting interrogated persons - 18 people
 for refusing to disclose personal data - 3 people

Discontinuance of proceedings/acquittal/refusal to initiate proceedings - **55** cases involving **291** people:

decisions not legally binding – 92 people
 sent for retrial – 58 people

legally binding sentences – 141 people

The courts' decisions concern the following:

the counter-monthly celebrations – 117 people, including:
decisions not legally binding - 26 people
sent for retrial - 44 people
legally binding sentence - 47 people

protests against the far-right – 9 people, including:
decisions not legally binding - 3 people
sent for retrial - 6 people

protests in front of the Polish Parliament – 17 people, including:
decisions not legally binding - 13 people
sent for retrial - 1 person
legally binding sentence - 3 people

protests in defence of the independence of the courts – 108 people, including:
decisions not legally binding - 11 people
sent for retrial - 6 people
legally binding sentence - 91 people

supporting interrogated persons – decisions not legally binding - 22 people

refusing to disclose personal data – 4 people, including:
decisions not legally binding - 3 people
sent for retrial - 1 person

ecological movement protests – decisions not legally binding - 14 people

COURT CASES – PENAL CODE

Charges were filed against **11** people who appear as defendants, and in particular:

art. 224 § 2	2 people
art. 193	6 people
art. 226 § 1	2 people
art. 222 §1	1 person

Sentences:

not legally binding acquittal – one person accused under art. 224 § 2 of the Penal Code

conditional discontinuance - one person accused under art. 226 § 1 of the Penal Code

Legally binding sentence - 2 sentences involving 6 people charged under art. 193 of the Penal Code

PRESS LAW

1 person – a participant of the counter-monthly celebration was accused of disrupting the work of a journalist.

Proceedings that are pending based on the Code of Petty Offences

Event	Legal regulation	Description	Interrogations (police)	“Fast track” sentences
COUNTER-MONTHLY CELEBRATIONS	Offences against public peace and order: art. 52 § 2 point 1, 2 art. 52 § 3 point 2 Offences against public peace and order: art. 63a § 1 Offences against traffic safety and order: art. 90 art. 97 Offences against public decency: art. 141	<ul style="list-style-type: none"> protest against the unconstitutional regulations amending the Law on Assemblies, peaceful blockage of the march of the participants of the monthly celebrations, being in the vicinity of the march of a cyclical assembly placing stickers on barriers (e.g., invoices for the monthly celebrations) marching from the Parliament (Sejm) to the Zamkowy Square 	149	6 accused XI W 1258/17 [^] 2 accused XI W 1957/17 [^] 9 accused XI W 2630/17 ^a 6 accused XI W 2631/17 ^a 7 accused XI W 2694/17 ^a 16 accused XI W 2634/17 [#] 5 accused XI W 3579/17 1 accused XI W 2596/17 1 accused XI W 3691/17 1 accused XI W 3580/17 ^a 1 accused XI W 3681/17 4 accused XI W 3679/17 [#] 1 accused XI W 4483/17 1 accused XI W 5662/17 3 accused XI W 4190/17 9 accused XI W 3706/17 1 accused XI W 4672/17 6 accused XI W 4279/17 1 accused XI W 4471/17 1 accused XI W 5755/17 7 accused XI W 32/18 5 accused XI W 5779/17 1 accused XI W 1096/18 5 accused XI W 2742/18

[^]) acquittal, First Instance

^a) discontinuance of proceedings or acquittal following the submission of an objection against a “fast-track” sentence, **First Instance**

[#]) legally binding acquittal

Event	Legal regulation	Description	Interrogations (police)	“Fast track” sentences
PROTESTS AGAINST THE FAR-RIGHT	Offences against public peace and order: art. 52 § 2 point 1 art. 51 § 1 Offences against traffic safety and order: art. 90	<ul style="list-style-type: none"> 29 April 2017, Warsaw, blocking the march of the ONR (the National-Radical Camp) 	21	9 accused XI W 2254/17 5 accused XI W 2200/17 10 accused XI W 2116/17 ^a 14 accused XI W 2060/17 21 accused XI W 2059/17 4 accused XI W 1999/17
	Offences against public peace and order: art. 52 § 2 point 1	<ul style="list-style-type: none"> 1 August 2017, Warsaw, Wrocław, protest against the Warsaw Uprising anniversary being appropriated by the nationalistic circles, expressed by banners „<i>Stop fascism</i>” etc. 	2 2 (as a witness)	[no data]
	Offences against public peace and order: art. 52 § 2 point 1	<ul style="list-style-type: none"> 15 August 2017, Warsaw, blocking the march of the „ALL-POLAND YOUTH” (MW) 	46	2 accused XI W 1251/18 11 accused XI W 714/18 3 accused XI W 1411/18
	Offences against public peace and order: art. 52 § 2 point 1, 4 art. 52 § 3 point 2	<ul style="list-style-type: none"> 11 November 2017, Warsaw, protest against the progress of fascism in Poland expressed by a demonstration attempt in the vicinity of the „Independence March”, picketing on Smolna Str., protest by women from the Wolni Obywatele RP (ORP) and the Nationwide Strike of Women (OSK) from within the „Independence March” expressed by a banner „<i>Stop fascism</i>” and shouts of „<i>Women against fascism</i>” and others 11 November 2017, Wrocław - attempt at blocking the March of the Great Independent Poland 	47 2 (as a witness)	1 accused II W 476/18 1 accused II W 479/18 1 accused II W 475/18 1 accused II W 477/18 1 accused V W 698/18 1 accused V W 697/18 ^b 1 accused V W 699/18 ^b

^{a)} discontinuance of proceedings or acquittal following the submission of an objection against a “fast track” sentence, First Instance

^{b)} sentence – guilty, without a fine, costs of the court case transferred onto State Treasury

Event	Legal regulation	Description	Interrogations (police)	“Fast track” sentences
PROTESTS AGAINST THE FAR RIGHT	Offences against the State, self-government and social institutions: art. 65 § 2 Offences against public peace and order: art. 52 § 2 point 1 art. 52 § 2 Offences against traffic safety and order: art. 90	<ul style="list-style-type: none"> • 24 February 2018, Hajnówka, counter-demonstration in connection with the nationalist circles’ march honouring, among others, Rajs „Bury”; the counter-demonstration ended with the police demanding identification papers, 6 people refused and they were transported to the police station 	7	1 accused VII W 435/18 1 accused VII W 436/18 3 accused VII W 498/18 1 accused VII W 541/18
	Offences against public peace and order: art. 52 § 2 point 1	Day of the Cursed Soldiers <ul style="list-style-type: none"> • 1 March 2018, Warsaw, blocking the March of the Cursed Soldiers • 5 March 2018, Bydgoszcz, verbal and physical aggression of participants of the March of the Cursed Soldiers towards members of the opposition organisations 	2 (as a witness) 15	1 accused III W 542/18 1 accused III W 534/18 1 accused III W 536/18* 1 accused III W 533/18* 1 accused III W 537/18 2 accused III W 620/18 1 accused III W 621/18* 1 accused III W 606/18* 1 accused III W 619/18* 1 accused III W 664/18* 1 accused III W 625/18 1 accused III W 659/18 1 accused III W 535/18 3 accused III W 802/18* 1 accused III W 539/18
	Offences against public peace and order: art. 52 § 2 point 1	<ul style="list-style-type: none"> • 6 May 2018, Katowice, blocking the nationalists’ march, ended by the City’s President dissolving the march 	1	[no data]

*) the order – a reprimand, costs of the court case transferred onto the State Treasury

Event	Legal regulation	Description	Interrogations (police)	“Fast track” sentences
PROTESTS AGAINST THE FAR RIGHT	Offences against public peace and order: art. 52 § 2 point 1 art. 52 § 2 point 4 Offences against the State, self-government and social institutions: art. 65 § 2	<ul style="list-style-type: none"> 1 August 2018, Warsaw, Zamkowy Square, protest against the nationalistic circles’ appropriation of celebrations of the anniversary of the outbreak of the Warsaw Uprising 	2	[no data]
PROTESTS IN FRONT OF THE PARLIAMENT OF THE REPUBLIC OF POLAND	Offences against public peace and order: art. 52 § 3 point 3 Offences against traffic safety and order: art. 90	December 2016, Warsaw <ul style="list-style-type: none"> protest against restricting freedom of the media blocking entry routes and entrances into the Polish Parliament on 16/17 and 20 December 2016. 	13	13 accused XI W 1997/17 [^]
	Offences against public peace and order: art. 51 § 1	<ul style="list-style-type: none"> 24 September 2017, Warsaw, crossing the barriers separating Wiejska Str, from the pavement on 24 September 2017 	4	1 accused XI W 322/18
PROTESTS IN THE DEFENCE OF THE INDEPENDENCE OF COURTS	Offences against traffic safety and order: art. 90 art. 97 Offences against public peace and order: art. 51 § 1	July 2017, Warsaw <ul style="list-style-type: none"> blocking entry routes and entrances into the Polish Parliament on 14/15 July and 20/21 July 2017 crossing the barriers and entering the premises of the Parliament of the Republic of Poland on 20 July 2017 protest in front of the seat of the PIS party on Nowogrodzka Str, 24 July 2017 protest in front of J. Kaczyński’s house, Mickiewicza Str., 23 July 2017 	98 1 (as a witness)	2 accused XI W 4338/17 3 accused XI W 3412/17 [#] 13 accused XI W 3417/17 [#] 8 accused XI W 3769/17 7 accused XI W 3416/17 [#] 5 accused XI W 3711/17 [#] 4 accused XI W 3408/17 5 accused XI W 3833/17 [#] 2 accused XI W 3836/17* 15 accused XI W 3409/17 4 accused XI W 3713/17* 2 accused XI W 4884/17 4 accused XI W 3718/17 ^a 1 accused IV W 1806/17 1 accused XI W 3879/17

[^]) acquittal, First Instance

[#]) legally binding acquittal

^{*}) the injunction – a reprimand, costs of the court case transferred onto the State Treasury

^a) discontinuance of proceedings or acquittal following the submission of an objection against a “fast track” sentence, First Instance

Event	Legal regulation	Description	Interrogations (police)	“Fast track” sentences
<p align="center">PROTESTS IN THE DEFENCE OF THE INDEPENDENCE OF COURTS</p>	Offences against traffic safety and order: art. 90 art. 97 Offences against public peace and order: art. 51 § 1 art. 52 § 2 point 3	December 2017, Warsaw <ul style="list-style-type: none"> blocking the exit driveway from the Senate, stepping over barriers in front of the Parliament of the Republic of Poland a spontaneous walk from the Parliament of the Republic of Poland to the seat of the PiS Party ending with a blockage 	78	1 accused XI W 2013/18* 5 accused XI W 1843/18* 17 accused XI W 1821/18 31 accused XI W 1803/18*
	Offences against traffic safety and order: art. 90 Offences against public peace and order: art. 51 § 1 Offences against State, self-government and social institutions: art. 65 § 2	<ul style="list-style-type: none"> 27 April 2018, Warsaw, attempt at blocking the exit driveway on Rakowiecka Str. preceding the meeting of the new National Council of the Judiciary 28 August 2018, Warsaw – protesters blocked the entrance driveway to the National Council of the Judiciary on the day of elections of candidates to the Supreme Court 	10	1 accused XI W 891/18 1 accused XI W 890/18* 1 accused XI W 956/18 1 accused XI W 963/18
<p align="center">SUPPORTING PEOPLE BEING INTERROGATED (PICKETS IN FRONT OF POLICE STATIONS)</p>	Offences against State, self-government and social institutions: art. 65 § 2 Offences against public peace and order: art. 63a § 1 Offences against public peace and order: art. 52 § 2 point 2	<ul style="list-style-type: none"> supporting people being interrogated for standing with such banners like: <i>"We have laws/rights: the laws of logic, laws of physics and human rights,,; „We will not be intimidated"</i> Wroclaw, „Trzemeska za Trzemeską”, one person’s ID details were taken down on the day when they arrived at their own interrogation Warsaw, refusal to disclose one’s personal identity during the support picket in front of the police station on Rydygiera Str. in Warsaw Warsaw, supporters in solidarity with Elżbieta Podleśna placed on the fence of the police station a banner saying „PiS=PZPR” (PZPR=the party ruling Poland during communist times) 	33 1 (as a witness)	1 accused VI W 2980/17 1 accused II W 190/18 ^a 1 accused V W 520/18 ^a 1 accused V W 182/18 ^a 1 accused II W 414/18 ^a 1 accused V W 615/18 ^a 1 accused V W 611/18 ^a 1 accused V W 465/18 1 accused V W 469/18 1 accused V W 464/18 4 accused IV W 1886/17 ^a 1 accused V W 693/18 1 accused II W 466/18 1 accused V W 551/18 ^a 1 accused II W 436/18 ^a

^{a)} discontinuance of proceedings or acquittal following the submission of an objection against a “fast track” sentence, First Instance

^{*}) the injunction – a reprimand, costs of the court case transferred onto the State Treasury

Event	Legal regulation	Description	Interrogations (police, the Internal Security Agency)	“Fast track” sentences
<p style="text-align: center;">OTHER STREET PROTESTS: PUTTING UP LEAFLETS, GRAFFITI, LEAFLET DISTRIBUTION ETC.</p>	<p>Offences against public peace and order: art. 63a § 1 Offences against public utility equipment: art. 145</p>	<p>Protests against the actions of PiS:</p> <ul style="list-style-type: none"> • Warsaw - spraying on pavements among others: „<i>enough of PiS propaganda</i>” „<i>Polish TV is lying</i>”, quotes from the letter of Piotr Szczęsny • Warsaw - projecting Piotr Szczęsny’s letter onto a wall • Gdańsk - placing stickers with the text: „We won’t sit quiet” on the PiS office • Gorzów Wielkopolski - protest in front of the PiS Party office in connection with Piotr Szczęsny’s death (lighting candles, putting up obituaries and slogans) • Przemyśl - placing banners and written notices on the PiS Party offices during the December protests in defence of the courts, • Łowicz - distribution of the „Wake Up” leaflets • Warsaw - picketing in front of the Ministry of Internal Affairs and Administration on Rakowiecka Str. in response to the passive behaviour of police during the so-called “Independence March” • Przemyśl, Sanok - painting inscriptions on the streets 	<p style="text-align: center;">15 5 (as a witness)</p>	<p>1 accused V W 6034/17 1 accused VII W 1035/17* 4 accused V W 6035/17 4 accused III W 70/18</p>
<p style="text-align: center;">WOMEN’S MOVEMENTS’ PROTESTS</p>	<p>Offences against public decency: art. 141</p>	<ul style="list-style-type: none"> • 8 March 2017, Poznań, making a speech during the assembly 	<p style="text-align: center;">1</p>	<p style="text-align: center;">[no data]</p>

*) the injunction – a reprimand, costs of the court case transferred onto the State Treasury

Event	Legal regulation	Description	Interrogations (police, the Internal Security Agency)	“Fast track” sentences
OTHER EVENTS	Offences against public peace and order: art. 51 § 1 art. 52 § 1 art. 52 § 2 point 1, 2 Offences against traffic safety and order: art. 92 § 1 Offences against State, self-government and social institutions: art. 65 § 2 Offences against property: art. 127	<ul style="list-style-type: none"> • refusing to disclose personal data about employment during the interrogation • 13 November 2017, Warsaw, spontaneous assemblies (Citizens of the Republic of Poland do not respect the unconstitutional amendment to the Law on Assemblies) e.g., a demonstration without notification in front of the City Council of Warsaw, during which colour flares were set alight in protest against the absence of any reaction to a similar situation during the Independence March on 11 Nov 2017 • activities on the social media • Wroclaw, protesting against the Pro Right to Life demonstration by using a loudspeaker • refusal to disclose information about identity resulting from not being presented with legal grounds for the request to disclose personal data • Warsaw, entering the police car in protest against the police detaining one of the demonstrators in front of the PiS bureau 	18 3 (as a witness, Internal Security Agency)	1 accused V W 174/18 ^b 1 accused III W 1655/17 1 accused II W 614/18 1 accused XI W 4162/17 ^a

^{a)} discontinuance of proceedings or acquittal following the submission of an objection against a “fast track” sentence, First Instance

^{b)} sentence – guilty, without a fine, costs of the court case transferred onto State Treasury

Proceedings conducted based on the Penal Code

Event	Legal regulation	Description	Interrogations (police/prosecutor's office)	Court proceedings/indictment acts
COUNTER- MONTHLY CELEBRATIONS	Forcing official action: art. 224 § 2 Crimes against the freedom of conscience and freedom of religion: art. 195 § 1 Crimes against life and health: art. 160 § 1	10 May 2017 , the defendant used the expression: „I'll punch you in the ear” towards a policeman behaving aggressively. Disrupting alleged religious celebrations. 10 September 2017 , Twardowskiego Square, 10 September 2017 – reacting to a police officer's unjustified checking of identity papers of the participants of a legal demonstration 10 October 2017 , projecting statements onto the Observation Tower of St. Anne's Church. The Government Protection Bureau officials filed a report to the prosecutor's office stating that they were being blinded by the projector.	1 3 (as a witness)	1 defendant V K 269/17^ 1 indictment act
	Insulting a public official: art. 226 § 1	29 April 2017, Warsaw , blocking the march of the ONR (the National-Radical Camp) Reacting to police behaviour during the removal of the blockade	[no data]	1 defendant V K 687/17
		1 August 2017, Warsaw , Reaction to a police officer's unjustified and aggressive behaviour towards a counter- demonstrator who was holding a banner with anti- fascist slogans	1	1 defendant II K 715/17
Crimes against action of state and territorial self- government institutions: art. 222 § 1	1 May 2018, Warsaw – police intervention towards one of the participants of the blockage of the SZTURM's nationalist organisation march	[no data]	1 defendant II K 331/18	

^) acquittal, First Instance

Event	Legal regulation	Description	Interrogations (police/prosecutor's office)	Court proceedings
PROTESTS IN FRONT OF THE PARLIAMENT OF THE REPUBLIC OF POLAND	Crimes against freedom: art. 191 § 1 art. 193	December 2016 Protesting against the appropriation of the public space surrounding the Parliament which is becoming inaccessible for citizens, protesting against limiting the freedom of the media.	6 1 (as a witness)	[no data]
	Crimes against freedom: art. 193	November 2016, January, June, July 2017 Protesting against the appropriation of the public space surrounding the Parliament which is becoming inaccessible for citizens. The protest was expressed by entering green areas surrounding the Parliament of the Republic of Poland Entering the venue of the Parliament with a valid pass and unfolding the Polish flag.	6 11 (as a witness)	4 defendants K II 362/17# 2 defendants K II 292/17#
PROTESTS IN THE DEFENCE OF THE INDEPENDENCE OF COURTS	Crimes against freedom: art. 193	27 August 2018, Warsaw , protesters holding a banner saying „ <i>Whoever violates the country's supreme law, commits treason against their Homeland</i> ” blocked the room where the National Council of the Judiciary was to meet on the day of elections of candidates to the Supreme Court.	14 (as a witness)	[no data]
PROTESTS AGAINST EXHUMATIONS	Crimes against freedom: art. 193	24 April 2017, Łódź - Old Cemetery, an attempt at blocking the exhumation of the body of Joanna Agacka-Indecka,	6 (as a witness)	[no data]
ONLINE ACTIVITIES	Crimes against public order: art. 255 § 1	Publishing an article on the Internet in connection with the July protests in defence of judiciary independence	4 (as a witness)	[no data]
OTHER STREET PROTESTS: PUTTING UP LEAFLETS, GRAFFITI, LEAFLET DISTRIBUTION ETC.	Crimes against dignity and bodily integrity: art. 212 § 1 Crimes against the Republic of Poland: art. 135 § 2	A protest against the actions of PiS: 31 December 2017, Nakło – two people were accused of libel against a group of PiS MPs as a result of placing an inscription on the doors of their parliamentary office „ <i>you have blood on your hands, Piotr Szczesny died because of you</i> ” Bydgoszcz – protest against the unconstitutional actions of President of the Republic of Poland Andrzej Duda	3 3 (as a witness)	[no data]

#) legally binding acquittal

Proceedings conducted on grounds of the Press Law

Event	Legal regulation	Description	Interrogations (police/prosecutor's office)	Court proceedings
COUNTER- MONTHLY CELEBRATIONS	art. 43	One of the demonstrators was accused by a right-wing journalist of hindering the carrying out of the work of a journalist	1	[no data]

Proceedings conducted on grounds of the Hunting Law

Event	Legal regulation	Description	Interrogations (police/prosecutor's office)	Court proceedings
PROTESTS OF ECOLOGICAL MOVEMENTS	art. 51-part 1 point 8	A journalist accompanied people who were blocking a hunt.	1	[no data]

Status of the court proceedings - the Code of Petty Offences:

Legal regulation	Number of the accused	First Instance	Second Instance	Retrial before the court of the First Instance
COUNTER-MONTHLY CELEBRATIONS 10 March 2017				
art. 63a § 1 the accused projected onto the Presidential Palace the inscription: <i>WHOEVER VIOLATES THE COUNTRY'S SUPREME LAW, COMMITS TREASON AGAINST THEIR HOMELAND</i>	1	7 March 2018 - XI W 2043/17 RCJ Łukasz Biliński discontinuance of proceedings	[no data]	[no data]
art. 52 § 2 point 1 disturbing a non-banned demonstration art. 52 § 4 breaking the police cordon art. 141 using a swear word in a public place	7	17 July 2018 - XI W 1258/17 RCJ Łukasz Biliński Cleared of charges under art. 52, one of the accused found guilty of committing the deed under art. 141 The public prosecutor filed an appeal	[no data]	[no data]
COUNTER-MONTHLY CELEBRATIONS 10 April 2017				
art. 51 § 1 accused of "disruption by attracting the attention of participants" of State ceremonies	2	7 March 2018 - XI W 1957/17 RCJ Łukasz Biliński acquittal	[no data]	[no data]
COUNTER-MONTHLY CELEBRATIONS 10 May 2017				
art. 52 §2 point 1 disturbing a non-banned demonstration	7	19 April 2018 - XI W 3577/17 RCJ Łukasz Biliński discontinuance of proceedings	27 September 2018 - X Kz 725/18 DCJ Hubert Zaremba legally binding adjudication	-
COUNTER-MONTHLY CELEBRATIONS 10 June 2017				
art. 52 §2 point 1 Code of Petty Offences disturbing a non-banned demonstration	3	20 March 2018 - XI W 2595/17 RCJ Łukasz Biliński discontinuance of proceedings	6 June 2018 - X Kz 562/18 DCJ Grzegorz Miśkiewicz legally binding adjudication	-
	18	12 April 2018 - XI W 2630/17 RCJ Łukasz Biliński discontinuance of proceedings	20 July 2018 - X Kz 693/18 DCJ Grażyna Puchalska case sent for retrial	[no data]
	4	17 April 2018 - XI W 2694/17 RCJ Łukasz Biliński discontinuance of proceedings	29 June 2018 - X Kz 680/18 DCJ Grzegorz Miśkiewicz case sent for re-examination	[no data]
	12	17 April 2018 - XI W 2634/17 RCJ Łukasz Biliński discontinuance of proceedings	23 July 2018 - X Kz 692/18 DCJ Piotr Schab legally binding adjudication	-
	22	26 April 2018 - XI W 2973/17 RCJ Łukasz Biliński discontinuance of proceedings	30 August 2018 - X Kz 810/18 DCJ Leszek Parzyszek case sent for retrial	[no data]
	5	31 July 2018 - XI W 2979/17 RCJ Jakub Kamiński discontinuance of proceedings	[no data]	[no data]

Legal regulation	Number of the accused	First Instance	Second Instance	Retrial before the court of the First Instance
COUNTER-MONTHLY CELEBRATIONS 10 July 2017				
art. 52 §2 point 1 Code of Petty Offences disturbing a non-banned demonstration	3	20 March 2018 - XI W 4304/17 RCJ Łukasz Biliński discontinuance of proceedings	22 June 2018 - X Kz 495/18 DCJ Anna Bator-Ciesielska legally binding adjudication	-
	3	12 April 2018 - XI W 4191/17 RCJ Łukasz Biliński discontinuance of proceedings	30 August 2018 - X Kz 679/18 DCJ Wanda Jankowska-Bebeszko legally binding adjudication	-
	4	25 July 2018 - XI W 4845/17 RCJ Małgorzata Drewin discontinuance of proceedings	28 September 2018 - X Kz 1113/18 DCJ Mariusz Jackowski legally binding adjudication	-
	1	25 July 2018 - XI W 4168/17 RCJ Małgorzata Drewin discontinuance of proceedings	[no data]	[no data]
COUNTER-MONTHLY CELEBRATIONS 10 August 2017				
art. 52 §2 point 1 Code of Petty Offences disturbing a non-banned demonstration	15	25 May 2018 - XI W 3679/17 RCJ Łukasz Biliński discontinuance of proceedings	25 September 2018 - X Kz 929/18 DCJ Urszula Myśliwska legally binding adjudication	-
COUNTER-MONTHLY CELEBRATIONS 10 October 2017				
art. 52 §2 point 1 Code of Petty Offences disturbing a non-banned demonstration	10	30 August 2018 - XI W 35/18 RCJ Łukasz Biliński discontinuance of proceedings	[no data]	[no data]
PROTESTS AGAINST THE FAR-RIGHT				
art. 52 § 2 point 1 Code of Petty Offences 29 April 2017 - blocking the route of the march "in commemoration of the anniversary of the foundation of ONR"	6	12 June 2018 - XI W 2116/17 RCJ Justyna Dalkowska discontinuance of proceedings	28 September 2018 - X Kz 1067/18 DCJ Leszek Parzyszek case sent for retrial	[no data]
art. 52 §2 point 1 Code of Petty Offences 11 November 2017 – in the vicinity of the planned route of the so-called "Independence March", the accused displayed banners with inscriptions, among these "WARSAW DEFILED"	3	21 August 2018 - XI W 3998/18 RCJ Marcin Czerwiński discontinuance of proceedings	[no data]	[no data]
PROTESTS IN FRONT OF THE PARLIAMENT OF THE REPUBLIC OF POLAND				
art. 52 §. 3 point 3 Code of Petty Offences 16/17 December 2016 – refusal to leave the site of a spontaneous assembly after it had been dissolved art. 90 kw and disrupting the movement of vehicles	3	20 June 2018 - XI W 2988/17 RCJ Adam Pruszyński discontinuance of proceedings	3 September 2018 - X Kz 982/18 DCJ Krzysztof Chmielewski legally binding adjudication	-
art. 90 Code of Petty Offences 16/17 December 2016 - disrupting the movement of vehicles	1	28 June 2018 - XI W 2987/17 RCJ Paweł Macuga discontinuance of proceedings	13 August 2018 - X Kz 925/18 DCJ Piotr Bojarczuk case sent for retrial	[no data]
art. 52 §. 3 point 3 Code of Petty Offences 16/17 December 2016 - refusal to leave a spontaneous assembly after it had been dissolved	13	21 August 2018 - XI W 1997/17 RCJ Łukasz Biliński acquittal	[no data]	[no data]

Legal regulation	Number of the accused	First Instance	Second Instance	Retrial before the court of the First Instance
PROTESTS IN THE DEFENCE OF THE INDEPENDENCE OF COURTS July 2017				
art. 52 §. 2 point 2 Code of Petty Offences 23 July 2017 - the picket in front of J. Kaczyński's home on Mickiewicza Str. in Warsaw art. 63a § 1 Code of Petty Offences the accused held a banner: „ <i>THERE IS NO STATUTE OF LIMITATIONS ON BETRAYING YOUR COUNTRY</i> ”	1	8 November 2017 - III W 1594/17 RCJ Piotr Nowak discontinuance of proceedings	[no data]	[no data]
art. 52 §. 2 point 2 Code of Petty Offences 23 July 2017 - the picket in front of J. Kaczyński's home on Mickiewicza Str. in Warsaw art. 63a § 1 Code of Petty Offences the accused held a banner: „ <i>THERE IS NO STATUTE OF LIMITATIONS ON BETRAYING YOUR COUNTRY</i> ”	1	22 November 2017 - IV W 1799/17 RCJ Agnieszka Berezowska discontinuance of proceedings	[no data]	[no data]
art. 51 §1 Code of Petty Offences 24 July 2017 - a demonstration in front of the Headquarters of the PiS Party on Nowogrodzka Str., Warsaw	10	18 January 2018 - V W 4255/17 RCJ Anna Ziębińska legally binding adjudication	-	-
art. 90 Code of Petty Offences disrupting the movement of vehicles	6	13 March 2018 - XI W 3767/17 RCJ Łukasz Biliński discontinuance of proceedings	29 May 2018 - X Kz 424/18 DCJ Mariusz Iwaszko case sent for retrial	[no data]
	5	13 March 2018 - XI W 3890/17 RCJ Łukasz Biliński discontinuance of proceedings	5 June 2018 - X Kz 467/18 DCJ Hubert Zaremba legally binding adjudication	-
	3	15 March 2018 - XI W 3412/17 RCJ Łukasz Biliński discontinuance of proceedings	24 May 2018 - X Kz 468/18 DCJ Krzysztof Chmielewski legally binding adjudication	-
	16	15 March 2018 - XI W 3407/17 RCJ Łukasz Biliński discontinuance of proceedings	9 August 2018 - X Kz 499/18 DCJ Mariusz Jackowski legally binding adjudication	-
	16	22 March 2018 - XI W 3872/17 RCJ Łukasz Biliński discontinuance of proceedings	21 June 2018 - X Kz 580/18 DCJ Mariusz Jackowski legally binding adjudication	-
	5	22 March 2018 - XI W 3416/17 RCJ Łukasz Biliński discontinuance of proceedings	25 June 2018 - X Kz 496/18 DCJ Piotr Schab legally binding adjudication	-
	11	5 April 2018 - XI W 3875/17 RCJ Łukasz Biliński discontinuance of proceedings	20 June 2018 - X Kz 572/18 DCJ Hubert Zaremba legally binding adjudication	-

Legal regulation	Number of the accused	First Instance	Second Instance	Retrial before the court of the First Instance
art. 90 Code of Petty Offences disrupting the movement of vehicles	15	5 April 2018 - XI W 3420/17 RCJ Łukasz Biliński discontinuance of proceedings	25 June 2018 - X Kz 590/18 DCJ Grzegorz Miśkiewicz legally binding adjudication	-
	2	19 April 2018 - XI W 4674/17 RCJ Łukasz Biliński discontinuance of proceedings	[no data]	[no data]
	2	19 April 2018 - XI W 3417/17 RCJ Łukasz Biliński discontinuance of proceedings	12 July 2018 - X Kz 700/18 DCJ Mariusz Iwaszko legally binding adjudication	-
	3	19 April 2018 - XI W 3833/17 RCJ Łukasz Biliński discontinuance of proceedings	10 August 2018 - X Kz 729/18 DCJ Mariusz Jackowski legally binding adjudication	-
	6	18 June 2018 - XI W 3889/17 RCJ Agnieszka Modzelewska discontinuance of proceedings	[no data]	[no data]
	1	10 September 2018 - XI W 5325/17 RCJ Magdalena Dziekańska acquittal	[no data]	[no data]
	5	13 June 2018 - XI W 3711/17 RCJ Jakub Kamiński discontinuance of proceedings	25 September 2018 - X Kz 960/18 DCJ Urszula Myśliwska legally binding adjudication	-
SUPPORTING PEOPLE BEING INTERROGATED (PICKETS IN FRONT OF POLICE STATIONS)				
art. 52 §. 2 point 2 Code of Petty Offences 22 August 2017 - participant of a picket supporting persons being interrogated at the Police Station on Rydygiera Str. in Warsaw art. 63a § 1 Code of Petty Offences the accused held a banner with the inscription: "OBYWATELE RP" (<i>CITIZENS OF POLAND</i>)	1	18 December 2017 - IV W 1655/17 RCJ Piotr Nowak refusal to initiate proceedings	-	-
art. 63a § 1 Code of Petty Offences 22 August 2017 – during the picket in support in front of the police stations on Rydygiera Str. in Warsaw, the accused held up a banner with the inscription: "OBYWATELE RP" (<i>CITIZENS OF POLAND</i>)	4	27 December 2017 - IV W 1886/17 RCJ Renata Kielak-Komorowska discontinuance of proceedings	[no data]	[no data]
art. 63a § 1 Code of Petty Offences 27 October 2017 – the accused held a banner: „We will not be intimidated ", Trzemeska Str., Wrocław	1	29 March 2018 - V W 611/18 RCJ Izabella Gabriel discontinuance of proceedings	[no data]	[no data]
art. 63a § 1 Code of Petty Offences 30 October 2017 - the accused held banners: „We will not be intimidated " and „We have laws/rights, laws of logic, laws of physics, human rights – Citizens of Poland", Trzemeska Str., Wrocław	1	29 March 2018 - V W 615/18 RCJ Izabella Gabriel discontinuance of proceedings	[no data]	[no data]
art. 63a § 1 Code of Petty Offences 7 November 2017 – the accused held banners: „We will not be intimidated " and „We have laws/rights, laws of logic, laws of physics, human rights – Citizens of Poland", Trzemeska Str., Wrocław	4	29 March 2018 - II W 182/18, V W 201/18 RCJ Wojciech Sawicki acquittal	[no data]	[no data]

Legal regulation	Number of the accused	First Instance	Second Instance	Retrial before the court of the First Instance
art. 63a § 1 Code of Petty Offences 17 November 2017 -- the accused held banners: „ <i>We will not be intimidated</i> ” and „ <i>We have laws/rights, laws of logic, laws of physics, human rights – Citizens of Poland</i> ”, Trzemeska Str., Wrocław	1	24 April 2018 - II W 190/18 RCJ Wojciech Sawicki discontinuance of proceedings	[no data]	[no data]
art. 52 §. 2 point 2 Code of Petty Offences 23 October 2017 – for organising a picket in support in front of the police station, Trzemeska Str., Wrocław	1	29 May 2018 - V W 551/18 RCJ Wojciech Sawicki acquittal	[no data]	[no data]
art. 63a § 1 Code of Petty Offences 27 October 2017 -- the accused held banners: „ <i>We will not be intimidated</i> ” and „ <i>We have laws/rights, laws of logic, laws of physics, human rights – Citizens of Poland</i> ”, Trzemeska Str., Wrocław	1	8 June 2018 - II W 414/18 RCJ Wojciech Sawicki discontinuance of proceedings	[no data]	[no data]
art. 63a § 1 Code of Petty Offences 28 December 2017 -- the accused held banners: „ <i>We will not be intimidated</i> ” and „ <i>We have laws/rights, laws of logic, laws of physics, human rights – Citizens of Poland</i> ”, Trzemeska Str., Wrocław	5	15 June 2018 - II W 464/18 RCJ Wojciech Sawicki discontinuance of proceedings	[no data]	[no data]
art. 63a § 1 Code of Petty Offences 7 November 2017 - -- the accused held banners: „ <i>We have laws/rights, laws of logic, laws of physics, human rights – Citizens of Poland</i> ”, Trzemeska Str., Wrocław	1	21 June 2018 - V W 520/18 RCJ Izabella Gabriel acquittal	[no data]	[no data]
art. 63a § 1 Code of Petty Offences 18 December 2017 – the accused held banners: „ <i>We will not be intimidated</i> ” and „ <i>We have laws/rights, laws of logic, laws of physics, human rights – Citizens of Poland</i> ”, Trzemeska Str., Wrocław	1	20 August 2018 - II W 436/18 RCJ Paweł Chodkowski acquittal	[no data]	[no data]
art. 63a § 1 Code of Petty Offences 28 December 2017 - the accused held banners: „ <i>We will not be intimidated</i> ” and „ <i>We have laws/rights, laws of logic, laws of physics, human rights – Citizens of Poland</i> ”, Trzemeska Str., Wrocław	1	28 August 2018 - II W 472/18 RCJ Wojciech Sawicki acquittal	[no data]	[no data]
REFUSING TO DISCLOSE PERSONAL DATA				
art. 65 § 2 Code of Petty Offences the accused refused to cite their place of employment during an interrogation	1	23 November 2017 - XI W 4162/17 RCJ Łukasz Biliński discontinuance of proceedings	9 January 2018 - X Kz 1596/17 DCJ Wanda Jankowska-Bebesko case sent for retrial	[no data]
	1	30 May 2018 - II W 614/18 Regional Court in Przemyśl acquittal	[no data]	[no data]
art. 65 § 2 Code of Petty Offences the accused refused to present his ID papers to a police officer	1	21 June 2018 - XI W 4315/17 RCJ Łukasz Biliński acquittal the public prosecutor filed an appeal	[no data]	[no data]
art 65 § 1 point 1 the accused misinformed the police officer when his identity was being checked	1	30 August 2018 - XI W 2617/18 RCJ Łukasz Biliński acquittal	[no data]	[no data]

Legal regulation	Number of the accused	First Instance	Second Instance	Retrial before the court of the First Instance
OTHER STREET PROTESTS: PUTTING UP LEAFLETS, GRAFFITI, LEAFLET DISTRIBUTION ETC.				
art. 63a par. 1 Code of Petty Offences the accused put glued inscriptions on the door of the MP from the PiS party in Gorzów Wielkopolski art. 145 Code of Petty Offences he also lit a candle	1	5 February 2018 - VII W 1035/17 RCJ Andrzej Krzyżowski guilty of the offence under 63a, fined in the form of a reprimand acquitted of the charge under art. 145 of the Code of Petty Offences	[no data]	[no data]
PROTESTS OF ECOLOGICAL MOVEMENTS				
art. 51 §1 Code of Petty Offences disturbing the public peace at the premises of the seat of the General Directorate of State Forests	14	20 June 2018 - V W 6892/17 RCJ Anna Ziemińska discontinuance of proceedings	[no data]	[no data]

RCJ - Regional Court Judge

DCJ - District Court Judge

Status of the court proceedings - the Penal Code:

Event	Legal regulation	Number of the accused	First Instance	Second Instance	Retrial before the court of the First Instance
COUNTER-MONTHLY CELEBRATIONS	art. 224 § 2 when his identity was being checked, the defendant voiced an unlawful threat directed at the police officer by saying: „I'll punch you in the ear if you do that again”	1	5 July 2018 - V K 269/17 RCJ Katarzyna Rutkowska-Giwojno acquittal	[no data]	[no data]
PROTESTS AGAINST THE FAR-RIGHT	art. 226 § 1 insulting a police officer during an intervention on 29 April 2017 (blocking the ONR march)	1	24 January 2018 - V K 687/17 Due to the minimal social harm of the deed, the court passed a sentence of conditional discontinuance for a trial period of one year , lowered the sum of money for the defendant to contribute to the Fund of Aid for Victims and Post penitentiary Aid, and released the defendant from court costs	[no data]	[no data]
PROTESTS IN FRONT OF THE PARLIAMENT OF THE REPUBLIC OF POLAND	art. 193 On 25 January 2017, the defendants entered premises surrounding the Polish Parliament and held up a banner	2	17 August 2017 - II K 292/17 RCJ Jakub Kamiński acquittal	30 October 2017 - X Ka 1113/17 DCJ Krzysztof Chmielewski legally binding acquittal	-
	art. 193 On 30 November 2016, the defendants entered premises surrounding the Polish Parliament and held up banners	4	20 October 2017 - II K 362/17 RCJ Jakub Kamiński acquittal	8 February 2018 - X Ka 1420/17 DCJ Monika Jankowska legally binding acquittal	-

RCJ - Regional Court Judge

DCJ - District Court Judge

Agenda of the coming hearings: October - November 2018

Warsaw:

2 October 2018

XI Department of the Regional Court for Warsaw-Śródmieście, Marszałkowska 82, entrance from Żurawia Str.:

- For possession of fireworks during an assembly on 13 November 2017 in front of the Capital Police Station, case XI W 1112/18, art. 52 §1 Code of Petty Offences, **the hearing starts at 11:00, room P22**

Defendant: Wojciech Kinasiewicz

4 October 2018

XI Department of the Regional Court for Warsaw-Śródmieście, Marszałkowska 82, entrance from Żurawia Str.:

- For attempting to block the ONR march on 29 April 2017, case XI W 2059/17, art. 52 § 2 point 1 Code of Petty Offences, **the hearing starts at 9:00, room 361**

Defendants: Jan, Katarzyna, Szczepan, Jacek, Maria, Konrad, Kinga, Przemysław, Tomasz, Jacek, Michał, Maria, Lucyna, Monika, Laura, Andrzej, Arkadiusz, Franciszek, Andrzej

Defence Counsel: Katarzyna Gajowniczek-Pruszyńska, Marta Seredyńska, Maria Sankowska-Borman, Maria Radziejowska, Karolina Margulewicz-Fortuna, Katarzyna Gorgol, Ewelina Zdunek

- For refusing to disclose information about identity when asked for ID papers by a police office, case XI W 3071/17, art. 65 §2 Code of Petty Offences, **the hearing starts at 12:00, room 361**

Defendants: Tomasz, Michał, Oskar

Regional Court for Warsaw-Żoliborz, Kocjana Str. 3:

- For disturbing peace and night rest by broadcasting loud music in a car (art. 51 § 1 Code of Petty Offences) and for violating the rules on road traffic by stopping a car too close to a pedestrian crossing (art. 97 Code of Petty Offences). The events took place on 23 July 2017 on Mickiewicza Str. in Warsaw, case IV W 159/18, **the hearing starts at 12:30, room 1157**

Defendant: Krzysztof

9 October 2018

XI Department of the Regional Court for Warsaw-Śródmieście, Marszałkowska 82, entrance from Żurawia Str.:

- For impeding traffic on a public road on 10 January 2018, case XI W 1405/18, art. 90 Code of Petty Offences, **the hearing starts at 14:00, room P22**

Defendant: Zofia

10 October 2018

Regional Court for Warsaw-Żoliborz, Kocjana Str. 3:

- For refusing to disclose information about own identity while being checked for identity during a picket in support of persons being interrogated in the Police Station on Rydygiera Str. in Warsaw, case III W 1655/17, art. 65 §2 Code of Petty Offences, **the hearing starts at 13:30, room 1131**

Defendant: Wojciech Kinasiewicz

12 October 2018

Regional Court for Warsaw-Mokotów, Ogrodowa Str. 51a:

- For blocking the route of the march of a non-banned assembly on 1 March 2018 on Rakowiecka Str. in Warsaw, case III W 802/18, art. 52 § 2 point 1 Code of Petty Offences, **the hearing starts at 12:00 hrs, room 4**

Defendants: Leokadia Jung, Lucyna Łukian, Wojciech Kinasiewicz

- For disturbing the public order on 27 April 2018 in front of the seat of the National Council of the Judiciary and for refusing to disclose place of employment, case III W 891/18, art. 51 § 1 Code of Petty Offences, art. 65 § 1 Code of Petty Offences, **the hearing starts at 13:30 hrs, room 4**

Defendant: Konrad Korzeniowski

XI Department of the Regional Court for Warsaw-Śródmieście, Marszałkowska 82, entrance from Żurawia Str.:

- For attempting to block the ONR march on 29 April 2017, case XI W 2200/17, art. 52 § 2 point 1 Code of Petty Offences, **the hearing starts at 12:00 hrs, room 358**

Defendants: Jerzy Kozłowski, Mateusz, Maria

- For insulting a policeman during Obywatele RP's protest in 2017 against the ONR march on the anniversary of the outbreak of the Warsaw Uprising, i.e., an offence against art. 226 § 1 Penal Code, Case II K 715/17, **the hearing starts at 14:15 hrs, room 258**

Defendant: Adam Czerwonic

Defence Counsels: Marta Seredyńska, Martyna Kęsy

16 October 2018

Regional Court for the Capital City of Warsaw, Marszałkowska Str. 82:

- For painting inscriptions with the text: "And freedom I love above all" and "19 X 2017 WE REMEMBER" on Nowogrodzka Str., in front of the seat of the PiS Party in October 2017, case V W 6035/17, art. 63a §1 Code of Petty Offences, **the hearing starts at 9:00 hrs, in room P60**

Defendants: Wojciech Kinasiewicz, Anna, Maciej and Grzegorz

Regional Court for Warsaw-Mokotów, Ogrodowa Str. 51a:

- For blocking the entrance driveway to the seat of the National Council for the Judiciary on 27 April 2018, case III W 963/18, art. 90 Code of Petty Offences, **the hearing starts at 12:15, room 303**

Defendant: Piotr Stańczak

17 October 2018

XI Department of the Regional Court for Warsaw-Śródmieście, Marszałkowska 82, entrance from Żurawia Str.:

- For refusing to disclose personal data about place of employment during the interrogation at the police station on Dzielna Str. in Warsaw, case XI W 4162/17 sent for re-examination by the District Court, art. 65 §2 Code of Petty Offences, **the hearing starts at 10:45, room P21**

Defendant: Marek

Regional Court for Warsaw-Mokotów, Ogrodowa Str. 51a:

- For blocking the route of the march of a non-banned assembly on 1 March 2018 on Rakowiecka Str. in Warsaw, case III W 533/18, art. 52 § 2 point 1 Code of Petty Offences, **the hearing starts at 12:30 hrs, room 303**

Defendants: Piotr Stańczak, Igor Isajew, Joanna Gzyra, Anna Wieczorek, Kinga Kamińska, Anna

19 October 2018

XI Department of the Regional Court for Warsaw-Śródmieście, Marszałkowska 82, entrance from Żurawia Str.:

- For disturbing a non-banned demonstration on 10 September 2017, art. 52 §2 point 1 Code of Petty Offences, case XI W 4279/17, **hearing on the discontinuance of proceedings starts at 10:00, room 450.**

Defendants: Grzegorz, Jerzy, Grzegorz, Andrzej, Arek Szczurek, Sława, Piotr, Magda Klim, Marcin Skubiszewski, Iwona, Tomek Sikora, Dariusz, Jakub

Regional Court for Warsaw-Mokotów, Ogrodowa Str. 51a:

- For blocking the route of the march of a non-banned assembly on 1 March 2018 on Rakowiecka Str. in Warsaw, case III W 542/18, art. 52 § 2 point 1 Code of Petty Offences, **the hearing starts at 14:00, room 524**

Defendant: Andrzej

23 October 2018

XI Department of the Regional Court for Warsaw-Śródmieście, Marszałkowska 82, entrance from Żurawia Str.:

- For blocking the passage of a march of a non-banned assembly on 15 August 2017 on Nowy Świat Str. in Warsaw, case XI W 717/18 , art. 52 § 2 point 1 Code of Petty Offences, **the hearing starts at 9:30, room 450**

Defendants: Jolanta, Joanna, Michał, Leszek, Grzegorz Łach, Tomasz, Przemysław Duda, Krystyna, Krystyna, Irena, Karolina, Maciej, Aneta, Barbara Pomorska, Maciej, Beata Geppert, Jakub, Marcin, Piotr Pytlakowski, Witold, Maria, Karolina

25 October 2018

Regional Court for the Capital City of Warsaw, Marszałkowska Str. 82:

- For placing the inscription: “BLOOD ON YOUR HANDS” on Nowogrodzka Str. 84/86 (29 October 2017), Case V W 6034/17, art. 63A §1. Code of Petty Offences, **the hearing starts at 12:00 hrs, room A09**

Defendant: Iwona Wyszogrodzka

XI Department of the Regional Court for Warsaw-Śródmieście, Marszałkowska 82, entrance from Żurawia Str.:

- For blocking the passage of a march of a non-banned assembly on 15 August 2017 on Nowy Świat Str. in Warsaw, case XI W 4009/18 , art. 52 § 2 point 1 Code of Petty Offences, **the hearing starts at 9:30, room 379**

Defendants: Janusz, Jan, Adam, Jan, Iwona Wyszogrodzka, Konrad Korzeniowski, Piotr, Anna Prus, Ewa, Magdalena, Krzysztof, Marek, Kazimiera, Małgorzata, Ryszard, Jakub, Sławomir, Jakub, Jan, Ewa Borguńska

30 October 2018

Regional Court for Warsaw-Mokotów, Ogrodowa Str. 51a:

- For blocking the route of the march of a non-banned assembly on 1 March 2018 on Rakowiecka Str. in Warsaw, case III W 539/18, art. 52 § 2 point 1 Code of Petty Offences, **the hearing starts at 10:00 hrs, room 4**

Defendant: Beata

- For blocking the entrance driveway to the seat of the National Council for the Judiciary on 27 April 2018, case III W 890/18, art. 51 § 1 Code of Petty Offences, **the hearing starts at 14:30, room 303**

Defendant: Michał Szymanderski-Pastryk

XI Department of the Regional Court for Warsaw-Śródmieście, Marszałkowska 82, entrance from Żurawia Str.:

- For refusing to disclose information about place of employment during an interrogation at the Police Station on Dzielna Str. in Warsaw, case XI W 5330/17, art. 65 §2 Code of Petty Offences, **the hearing starts at 14:00 hrs, room P22**

Defendant: Marek

5 November 2018

XI Department of the Regional Court for Warsaw-Śródmieście, Marszałkowska 82, entrance from Żurawia Str.:

- For refusing to leave the site of an assembly in front of the Polish Parliament on the night 16/17 December 2016, after it was dissolved, case XI W 3652/17, art. 52 § 3 point 3 Code of Petty Offences, **the hearing starts at 9:00 hrs, room 379**

Defendant: Wojciech Kinasiewicz

6 November 2018

Regional Court for Warsaw-Mokotów, Ogrodowa Str. 51a:

- For heading an assembly without the required permission, which took place on 21 November 2017 on Rakowiecka Str. 2a in front of the seat of the Ministry of Internal Affairs and Administration, Case III W 70/18, art 52 §2 point of the Code of Petty Offences, **the hearing starts at 13:30 hrs, room 524**

Defendants: Ewa Borguńska, Wojciech Kinasiewicz, Kajetan Wróblewski, Michał Szymanderski-Pastryk

Defence Counsel: Jarosław Kaczyński

13 November 2018

Regional Court for Warsaw-Żoliborz, Kocjana Str. 3:

- For refusing to disclose personal identity information when asked for papers during a solidarity picket in support of those being interrogated in the Police Station on Rydygiera Str. in Warsaw, case IV W 1886/17, art. 63a §1 Code of Petty Offences, **the hearing starts at 13:00 hrs, room 1157**

Defendants: Bogusław Zalewski, Piotr Warczykowski and Jarosław.

Defence Counsel: Kazimierz Pawelec

Regional Court for Warsaw-Mokotów, Ogrodowa Str. 51a:

- For blocking the route of the march of a non-banned assembly on 1 March 2018 on Rakowiecka Str. in Warsaw, case III W 534/18, art. 52 § 2 point 1 Code of Petty Offences, **the hearing starts at 14:00, room 303**

Defendant: Dawid Winiarski

Defence Counsel: Jarosław Kaczyński

21 November 2018

Regional Court for Warsaw-Mokotów, Ogrodowa Str. 51a:

- For blocking the route of the march of a non-banned assembly on 1 March 2018 on Rakowiecka Str. in Warsaw, case III W 621/18, art. 52 § 2 point 1 Code of Petty Offences, **the hearing starts at 9:00 hrs, room 524**

Defendants: Adam Różycki, Borys Stankiewicz

26 November 2018

Regional Court for Warsaw-Mokotów, Ogrodowa Str. 51a:

- For blocking the route of the march of a non-banned assembly on 1 March 2018 on Rakowiecka Str. in Warsaw, case III W 537/18, art. 52 § 2 point 1 Code of Petty Offences, **the hearing starts at 9:00 hrs, room 524**

Defendants: Kalina de Nisau, Adam Czerwoniec, Krystyna Zdziechowska, Tomasz Sikora, Mikołaj

29 November 2018

XI Department of the Regional Court for Warsaw-Śródmieście, Marszałkowska 82, entrance from Żurawia Str.:

- For not using the pavement and pedestrian crossing on 10 January 2018 on the way to Zamkowy Square, case XI W 1274/18, art. 97 Code of Petty Offences, **the hearing starts at 9:00 hrs, room P22**

Defendants: Małgorzata Farynowska, Zuzanna Radzka

Wrocław:

16 October 2018

Regional Court for Wrocław-Śródmieście, Penal Department 5, Podwale Str. 30, Wrocław:

- For standing on the road and together with other people blocking on 11 November 2017 in Wrocław, on Kazimierza Wielkiego Str. the route of a march and thus interrupting the passage of a non-banned assembly, i.e., an offence against art. 52 § 2 point 1 of the Code of Petty Offences, Case II W 475/18 and V W 699/18, **the hearing starts at 9:30 hrs, room 274**

Defendants: Dagmara Drozd, Patryk Iwanicki, Bartosz Gawroński, Włodzimierz Komisarczyk, Anna, Marta, Jacek Zabokrzycki and Małgorzata Farynowska
Defence Counsel: Miłosz Śliwiński

23 October 2018

Regional Court for Wrocław-Śródmieście, Penal Department 5, Podwale Str. 30, Wrocław:

- For preventing the proceedings of a non-banned assembly by standing together with other persons and blocking the passage of a non-banned march on 11 November 2017, art. 52 § 2 point 1 Code of Petty Offences, cases VII W 480/18 and V W 697/18 , **the hearing starts at 9:00, room 243**

Defendants: Miłosz Kłosowicz, Ewa Trojanowska

- For disrupting on 12 August 2017 the course of a legal public assembly of the PRO RIGHT TO LIFE foundation by using a loudspeaker, art. 52 § 2 point 1 Code of Petty Offences, case V W 171/18, **the hearing starts at 11:00, room 243**

Defendants: Ewa Trojanowska, Marta Lempart, Marcin

15 November 2018

Regional Court for Wrocław-Fabryczna, Świebodzka 5, Wrocław:

- For placing on the pavement in front of the police station on Grabiszyńska Str. in Warsaw, the inscription „Police or PiSlice?“, art. 63a § 1 Code of Petty Offences, case II W 544/18, **the hearing starts at 12:00, room 8**

Defendant: Paweł Wrabec

Hajnówka:

16 October 2018

Regional Court in Bielski Podlaski Branch Departments in Hajnówka, Warszawska Str. 87:

- For attempting on 24 February 2018 on Ks.Antoni Dziewiatowski Str. in Hajnówka to obstruct the non-banned assembly „3rd Hajnówka March in Memory of the Damned Soldiers" organised by nationalist circles, i.e., an offence under art. 52 § 2 point 1 Code of Petty Offences, and for refusing to present their ID papers to a police officer, i.e., an offence under art. 65 § 2, case VII W 498/18, **the hearing starts at 12:00 hrs, room I**

Defendants: Michał Wojcieszczuk, Agnieszka Markowska

ANNEX

Persons who report to the ObyPomoc group as well as activists of the Wolni Obywatele RP Movement are faced with charges arising from the Petty Offences Code, Penal Code, Press Law as well as the Hunting Law. The following constitutes the contents of those laws cited in the Report.

Code of Petty Offences

Offences against public order and peace:

Art. 51

§ 1. Whoever by way of shouting, noise, alarm or any other excess actions disturbs public peace, order, night rest or causes deprivation is subject to a penalty of arrest, restriction of freedom or a fine.

§ 2. If the deed referred to in § 1 is of a disorderly nature or the perpetrator carries it out when being under the influence of alcohol, a narcotic or another substance or agent with similar effects is subject to a penalty of arrest, restriction of freedom or a fine.

§ 3. Inciting and aiding are punishable.

Art. 52

§ 1. Whoever participates in an assembly when carrying weapons, explosive materials, fireworks or other hazardous materials or tools – is subject to the penalty of arrest for up to 14 days, a penalty of restriction of freedom or the penalty of a fine.

§ 2. Whoever:

- 1) disturbs or attempts to disturb the organisation or the process of a non-banned assembly,
- 2) organizes an assembly without the required notification or heads such an assembly or a banned assembly,
- 3) heads an assembly after it has been dissolved,
- 4) unlawfully occupies or refuses to leave a location site lawfully used by another person or organisation as an organiser or head of an assembly – is subject to the penalty of restriction of freedom or a fine.

§ 3. Whoever:

- 1) when heading or organizing an assembly purposely does not take the necessary steps to ensure that the assembly proceeds in compliance with the laws and regulations and to prevent that any damage is caused which is the fault of the participants of the assembly,
 - 2) does not adhere to the demands or orders of the leader of the assembly or its organizer, as described in the Act of 24 July 2015 – Law on Assemblies (Journal of Law, part 1485),
 - 3) refuses to leave the site of the assembly after it is dissolved
- is subject to a fine.

§ 4. Inciting and aiding are punishable.

Art. 63a

§ 1. Whoever places in a public place that is not for such a purpose an announcement, poster, placard, appeal, leaflet, wording or drawing or places them in public sight in another location without the consent of the administrator of this location, is subject to the penalty of restriction of freedom or a fine.

§ 1a. Inciting and aiding are punishable.

§ 2. In such case when the offence is committed, it is possible to decide about the confiscation of objects that are used or meant for conducting the offence, even if they are not the property of the perpetrator, as well as punitive damages at the level of up to 1500 zlotys or the obligation to restore the site to its previous state.

Art. 65

§ 1. Whoever purposefully misleads a State body or an institution authorized by the Act of Law act to check documents:

- 1) regarding own or another's identity,
 - 2) regarding own citizenship, occupation, place of employment or residence,
- is subject to a fine.

§ 2. The same penalty affects that person who contrary to the obligation does not inform the relevant State body or institution, authorized by the Act of Law the information or documents regarding circumstances referred to in §1.

Offences against traffic safety and order:**Art. 90**

Whoever impedes or disrupts traffic on a public road, in a residence area or in a traffic zone is subject to a fine or reprimand.

Art. 92

§ 1. Whoever does not comply with a traffic sign or signal or to the signal or order of a person authorized to direct traffic or to control road traffic is subject to a fine or reprimand.

§ 2. Whoever to avoid control does not comply with the signal of the person authorized to control road traffic that commands stopping the vehicle is subject to the penalty of arrest or a fine.

§ 3. In such case when an offence as referred to in § 2 is committed, a ruling may be passed to ban this person from driving vehicles.

Art. 97

A road user or another person present on a public road, in a residential zone or traffic zone, including owner of the vehicle or the person in possession of the vehicle, who violates other regulations of the Road Traffic Act dated 20 June 1997 or other regulations issued arising from the said Act, is subject to a penalty fine of up to 3000 zlotys or reprimand.

Offences against property:**Art. 127**

§ 1. Whoever wilfully uses another's movable belongings is subject to a fine or reprimand.

§ 2. Prosecution is initiated upon request of the grieved party.

Offences against public decency:**Art. 141**

Whoever presents in a public place an indecent announcement, statement or drawing, or uses indecent words, is subject to the penalty of restriction of freedom, a fine of up to 1500 zlotys or reprimand.

Offences against public utility equipment:**Art. 145**

Whoever contaminates or litters places accessible to the public, and in particular a road, street, square, garden law nor green area, is subject to a fine of up to 500 zlotys or reprimand.

Penal Code

Crimes against the Republic of Poland:

Art. 135.

§ 1. Whoever commits an active assault on the President of the Republic of Poland shall be subject to the penalty of the deprivation of liberty for a term of between 3 months and 5 years.

§ 2. Whoever insults the President of the Republic of Poland in public shall be subject to the penalty of the deprivation of liberty for up to 3 years.

Crimes against life and health:

Art. 158.

§ 1. Whoever participates in a brawl or a beating in which a human being is exposed to the immediate danger of the loss of life or to a consequence referred to in Article 156 § 1 or in Article 157 § 1, shall be subject to the penalty of deprivation of liberty for up to 3 years.

§ 2. If the consequence of the brawl or beating is a serious bodily injury or a serious impairment of health, the perpetrator shall be subject to the penalty of the deprivation of liberty for a term of between 6 months and 8 years.

§ 3. If the consequence of the brawl or beating is the death of a human being, the perpetrator shall be subject to the penalty of the deprivation of liberty for a term of between 1 and 10 years.

Art. 160

§ 1. Whoever exposes a human being to an immediate danger of loss of life or a serious bodily injury, is subject to a penalty of deprivation of liberty for up to 3 years.

Crimes against freedom:

Art. 191

§ 1. Whoever uses violence towards a person or an unlawful threat to force a person to commit, refrain from or endure a particular act is subject to a penalty of deprivation of liberty for up to 3 years.

Art. 193

Whoever breaks into somebody else's house, apartment, premises or fenced grounds or contrary to the demands of an authorised person does not leave such a site is subject to a fine, restriction of freedom or deprivation of liberty for up to one year.

Crimes against the freedom of conscience and religion:

Art. 195

§ 1. Whoever maliciously disturbs the public conduct of a religious act of a Church or another religious association that have a settled legal status is subject to a fine, restriction of freedom or imprisonment for up to 2 years.

§ 2. The same penalty shall be imposed on anyone who maliciously interferes with a funeral, mourning ceremonies or rite.

Crimes against dignity and bodily integrity:

Art. 212.

§ 1. Whoever accuses another person, a group of persons, an institution, a legal person or an organisational unit without legal personality, of such conduct or characteristics as may degrade them in public opinion, or expose them to the loss of confidence necessary for a given position, occupation, or type of activity, shall be subject to a fine or limitation of liberty.

§ 2. If the perpetrator conducts the deed described in § 1 with the help of mass means of communication, shall be subject to a fine, shall be subject to a fine, limitation of liberty, or imprisonment for up to 1 year.

§ 3. In the case a sentence is passed for the crime described in § 1 or 2, the court may award damages in the interest of the aggrieved party, the Polish Red Cross or any other social cause cited by the aggrieved party.

§ 4. Prosecution of the crime described in § 1 or 2 is initiated by a private prosecution.

Crimes against actions of state and territorial self-government institutions:

Art. 222

§ 1. Whoever violates the personal inviolability of a public official, or a person called upon to assist them during or in connection with the performance of official duties, shall be subject to a fine, limitation of liberty, or imprisonment for up to 3 years.

§ 2. If the deed as specified in § 1 has been in response to the inappropriate conduct of the public official or the person assigned to assist them, the court may apply an extraordinary mitigation of the penalty or even renounce its imposition.

Forcing of official actions:

Art. 224

§ 1. Whoever, by using violence or an unlawful threat, affects the official acts of a government authority, other public authority or territorial self-government shall be subject to the penalty of deprivation of liberty for a term of up to 3 years.

§ 2. The same penalty shall be imposed on whoever by using violence or an unlawful threat to forces a public office or person assigned to assist them in undertaking or halting a legal official function.

§ 3. If as the result of the deed referred to in § 2, the consequences are as described in art. 156 § 1 or in art. 157 § 1, the perpetrator is subject to the penalty of deprivation of liberty for a term between 3 months to 5 years.

Insulting a public official:

Art. 226

§ 1. Whoever insults a public official or a person assigned to assist them, during and in connection with the out official duties, is subject to the penalty of restriction of freedom or deprivation of liberty of up to one year.

§ 2. The regulations of art. 222 § 2 apply mutatis mutandis.

§ 3. Who publicly insults or offends a constitutional body of the Republic of Poland is subject to a fine, a penalty of restriction of freedom or deprivation of liberty for up to 2 years.

Crimes against public order:

Art. 255.

§ 1. Whoever publicly incites to the commission of a misdemeanour or a fiscal misdemeanour shall be subject to a fine, a penalty of restriction of freedom or deprivation of liberty for up to 2 years.

§ 2. Whoever publicly incites to the commission of a crime shall be subject to a deprivation of liberty for up to 3 years.

§ 3. Whoever publicly praises the commission of an offence shall be subject to a maximum of 180 times the daily fine, a penalty of restriction of freedom or deprivation of liberty for up to 1 year.

Art. 256

§ 1. Whoever propagates in public a fascist or another totalitarian state system or incites hatred based on national, ethnic, racial, religious differences or on areligious grounds is subject to a fine, a penalty of restriction of freedom or deprivation of liberty for up to 2 years.

§ 2. The same penalty shall be imposed on whoever produces, records or imports, purchases, stores, possesses, presents or sends prints, recordings or any other object which contains such contents as described in § 1 or which are carriers of fascist, communist or other totalitarian symbols.

§ 3. The crime is not committed by the perpetrator if the prohibited act defined in § 2 is committed as part of an artistic, educational, collector's or scientific activity.

§ 4. In case of being convicted for a crime defined in § 2, the court shall rule forfeiture of objects mentioned in § 2, even in such case when they are not the property of the perpetrator.

Press Law

Art. 43

Whoever, by using violence or an unlawful threat with the aim of forcing a journalist to publish or refrain from publishing a press material or undertaking or refraining from a press intervention is subject to the penalty of deprivation of liberty for up to 3 years.

Hunting Law

Art. 51

Shooting animals in public places, destroying nests, burrows and hunter's devices

1. Whoever:

- 1) shoots animals at a distance of less than 500 m from a public meeting place while such meeting is taking place or at a distance of less than 100 m from residential buildings,
- 2) removes eggs, chicks, destroys nests of game birds or destroys their breeding grounds,
- 3) detains animals without appropriate permission,
- 4) destroys burrows and dens of game animals,
- 5) destroys hunting devices, removes feed or salt from deer-licks,
- 6) hunts without carrying required documents,
- 7) contrary to the regulations of **art. 42b** *individual hunting* part 2 does not record the required entries in the authorisation for conducting individual hunting,
- 8) wilfully impedes or makes impossible conducting a hunt is subject to a fine.

2. In cases described in part 1, the ruling is passed following offence-related procedures.