



COMMISSIONER FOR HUMAN RIGHTS

Office of the Polish Commissioner for Human Rights



ESR Issue

There are no anti-odour regulations in Poland. As a result, odour nuisances coming from industry or farming were not being tackled by state environmental services. The NHRI's addresses to ministers for the environment on the introduction of anti-odour regulations were ineffectual.



NHRI Action

Given the circumstances, the NHRI initiated an administrative judicial proceeding concerning a waste dump located in Warsaw. In doing so, it aimed to change the current interpretation of general regulations on the protection of health.



Impact

The Supreme Administrative Court ruled that, despite the lack of anti-odour regulations, it is possible to shut down an onerous plant on the grounds of its negative impact on the mental health of its neighbours. This ruling is being used in a variety of cases concerning odour nuisance.



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