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Warsaw, 21 August 2007

The Honorable
Władysław Stasiak
Minister of Interior and Administration
02-591 Warsaw
ul. Stefana Batorego 5

Dear Minister,

We turn to you with a kind request to amend the appendix to the Council of Ministers Decree of 21 November 2000 regarding the specimen for the personal identity card and the procedure in cases of issuing personal identity cards, their replacement, return or loss (The Official Journal "Dziennik Ustaw" of 2000, no. 112, item 1182) ("**Decree**"), in the extent, in which it may violate the right to privacy of some civil servants from the commune council. The Decree was issued based on the Act of 10 April 1974 on the census and identity cards (The Official Journal "Dziennik Ustaw" of 1974, no. 14, item 85).

Chapter 1 of the Decree regulates the manner of proceeding in cases of issuing personal identity cards. In accordance with the regulations of this chapter, based on the application filled out and submitted by the applicant, the commune organ prepares an application form. According to § 2 point 10 of the Decree, the specimen for this application form is presented in Appendix 2 to the Decree. According to § 2 point 3 of the Decree, the applicant confirms the correctness of the data included in section A of the form (intended for the Data Personalization Center) by placing his personal signature on it.

The above mentioned section of the application form includes the last name of the drawer as well as his PESEL number. As a result of including this information on the application form specimen, individuals submitting the forms have access to the PESEL number of the commune council civil servant issuing the identity card.

Civil servants issuing identity cards have signaled to us that the disclosure of their PESEL numbers to inquirers results in inconveniences for them. The disclosure of such personal data leads for example to comments about the date of birth or age of the drawer. Such comments would not be possible, if the PESEL number was not disclosed on the form. In our opinion, this constitutes a violation of the right to privacy of civil servants responsible for receiving applications for new identity cards, guaranteed under Art. 47 of the Polish Constitution, and is disproportionate to the objective.

In connection with these reports, we wish to turn to you with an inquiry, whether there is a possibility to amend the above mentioned appendix in such a manner, so as not to disclose the drawer's PESEL number.

With kindest regards,

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Marek Antoni Nowicki