

Mr. President, ladies and gentlemen.

It is a great honour that I was assigned to present to you - Mr. President the following proposals on the FREEDOM OF BUSINESS ACTIVITY.

Business people, legal doctrine theoreticians and practitioners, who participated in our workshop yesterday, formulated the following proposals.

Firstly,

the businesspeople notice they are appreciated by all political circles for their input in building the Polish economy strength. Mr. President's presence here is, undoubtedly, a proof of the said statement.

However, according to the businesspeople, understanding the meaning of entrepreneurship does not translate into lower level administration and local government's activities. Bearing this in mind, we consider important that in the Freedom of Business Activity Act there is a preamble consisting general clauses which would make all levels administration officers to act in line with justified entrepreneur's interest.

We demand that actions securing an increased business activity freedom are taken as well as those limiting red tape. Let the businesspeople focus on what they are really good at - on doing business.

Secondly,

the entrepreneurs feel lack of influence on national and European law-making processes. It seems necessary to establish legal basis for a truly universal entrepreneurs organisations which would be take part the law-making process.

We demand that those universal entrepreneurs» organisations be included in the Social Dialogue Council.

Thirdly,

the entrepreneurs need the administrative procedure and administrative court review to be simpler. It could be obtained, among other things, by limiting or even eliminating redirecting cases for a re-examination and ensuring that the review body or appellate court decide on the case's facts.

Fourthly,

Mr. President if you look at the audience today and into the business people eyes you will notice the majority of them being mature people. These are people who used the opportunities of the Polish transformation and succeeded significantly, and we need to remember that all of those „big” today once were „small”. Almost 80% of businesses is run by the first generation which means that soon the will have to face the challenge of passing on the power and succession.

Unfortunately, the current law does not offer helpful solutions in these situations. The main problem constitutes the lack of provisions allowing for survival of businesses run by natural persons. Putting it bluntly, an entrepreneur's death often means the end of the enterprise as well.

Therefore, we demand new provisions to be introduced into the Polish law. Their objective would be to secure a business survival for some time after a natural person's death, so that his/her heirs could take over the business.

We also suggest that there should be a simplified version of a limited liability company - for entrepreneurs who are natural persons. This company would have legal personality and be fiscally transparent; its obligations with regard to record keeping and reporting would be simplified.

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To summarise my speech I would like you- Mr. President to become a God father of all those businesses which will survive against the natural lapse of time.

Thank you for listening.

