

**Question for written answer E-003737/2026/rev.1
to the Commission**

Rule 144

Jutta Paulus (Verts/ALE), Anna Cavazzini (Verts/ALE), Majdouline Sbai (Verts/ALE), Michael Bloss (Verts/ALE), Sara Matthieu (Verts/ALE), Rasmus Andresen (Verts/ALE), Martin Häusling (Verts/ALE), Erik Marquardt (Verts/ALE), Maria Ohisalo (Verts/ALE), Lena Schilling (Verts/ALE), Rasmus Nordqvist (Verts/ALE)

Subject: Enforcement of the requirement to appoint an authorised representative

Recent reporting by Welt¹ quoted a senior Commission official stating that the Commission had been ‘very clear’ that there should be no penalties or sanctions against companies for failing to comply with the requirement to appoint an authorised representative, pending changes to the applicable rules.

1. When and by what written means did the Commission communicate to Member States that national authorities should not impose penalties or sanctions on companies that fail to appoint an authorised representative, and to companies of which size should this recommendation apply?
2. Has the Commission urged Member States by written means to make full use of the deadline of 27 February 2027 for determining the level of sanctions and, pending the proposed changes, to refrain from imposing sanctions on companies that only sell small amounts of goods across borders?
3. What is the legal basis for the Commission’s position on the enforcement of the requirement before the relevant legislative changes enter into force?

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¹ <https://www.welt.de/wirtschaft/plus6a7b2e3a0e3689919ec77fe8/verpackungsverordnung-die-eu-beschliesst-ein-gesetz-und-raet-den-buergern-es-zu-ignorieren.html>.