

**Question for written answer E-004232/2026
to the Commission**
Rule 144
Jan-Christoph Oetjen (Renew)

Subject: Tesla 'FSD (Supervised)': current status of the procedure under Article 39 of Regulation (EU) 2018/858

In April 2026, the Dutch type-approval authority RDW granted a provisional EU type-approval for Tesla's driver assistance system 'FSD (Supervised)' in accordance with Article 39 of Regulation (EU) 2018/858. Since 5 May 2026, the Technical Committee of Motor Vehicles (TCMV) has been discussing the Netherlands' request for authorisation by the Commission in accordance with Article 39(3) of that regulation, on the basis of which it could grant an EU type-approval that would be valid in all Member States. However, the Commission has still not put the draft implementing act required for this purpose to the vote. The agenda of the 119th meeting of the TCMV on 6 October 2026 once again only included a discussion of the request.

1. For what reasons has the Commission still not submitted a draft to the TCMV for approval, and when does it intend to do so?
2. To the Commission's knowledge, which Member States have so far accepted the provisional EU type-approval issued by the RDW in accordance with Article 39(5), and to what extent are these recognitions taken into account in their decision on the authorisation of an EU-wide type-approval?
3. Given that many other manufacturers are likely to seek approval for comparable driving assistance systems in the coming years, does the Commission see a need to regulate such systems in the long term, going beyond case-by-case exemptions, through a single, technology-open European type-approval framework, and what is its planned timeline for this?

Submitted: 16.10.2026