

EN
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Answer given by Ms Roswall
on behalf of the European Commission
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The Packaging and Packaging Waste Regulation (PPWR)¹ applies to all packaging and packaging waste and to European and non-European enterprises and suppliers, equally. Manufacturers and importers can place packaging on the market only when it is in conformity with the sustainability requirements laid down in Chapter II of the PPWR, such as recyclability, recycled content and labelling. In addition, economic operators defined in Article 3(1), point 15, of the PPWR as ‘producers’ bear extended producer responsibility requirements (EPR).

Under the Digital Services Act², (DSA), providers of online platforms do not have the same obligations under the EU product legislation as the manufacturers, importers or producers. Under Article 45(4) PPWR, in the case of packaging, providers of online platforms must obtain certain information from producers that sell packaging or packaged products via the platforms. These include a confirmation of the EPR registration and of compliance with the respective EPR requirements. To be noted that the territorial scope of the DSA applies to all intermediary services offered to recipients in the EU irrespective of the place of establishment of the provider.

The enforcement of the Regulation will be primarily the task of the competent authorities in the Member States. The Commission will monitor the enforcement by Member States and support them by facilitating the dialogue and harmonised implementation and enforcement approaches among national enforcement authorities.

¹ Regulation (EU) 2025/40 of the European Parliament and of the Council of 19 December 2024 on packaging and packaging waste, amending Regulation (EU) 2019/1020 and Directive (EU) 2019/904, and repealing Directive 94/62/EC, OJ L, 2025/40, 22.1.2025.

² https://commission.europa.eu/strategy-and-policy/priorities-2019-2024/europe-fit-digital-age/digital-services-act_en.