

Brussels, 15 April 2026
(OR. en)

7819/1/26
REV 1

ENV 296
MI 304
ENT 61
IND 221
CONSOM 104
COMPET 386
DELECT 59

'I/A' ITEM NOTE

From: General Secretariat of the Council
To: Permanent Representatives Committee/Council

Subject: COMMISSION DELEGATED DECISION (EU) .../... of 25.2.2026 on supplementing Regulation (EU) 2025/40 of the European Parliament and of the Council by exempting certain economic operators that use pallet wrappings and straps from the 100% reuse requirements of these packaging formats
- Intention not to raise objections

1. The Commission has submitted the above delegated act¹ to the Council in accordance with the procedure set out in Article 290 TFEU and in particular Article 29(18) point (a) 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/EC².
2. The Commission notified this Delegated Decision on 25 February 2026, therefore, the Council may object to it until 27 April 2026.

¹ ST 6986/26.

² OJ L 2025/40, 22.1.2025.

3. The Working Party on the Environment (WPE) examined the delegated act at its meeting on 27 March 2026. Discussions at the WPE meeting demonstrated that there was no reinforced qualified majority in favour of objecting to the Delegated Decision³.
4. After expiry of the two months period for objection, and unless the European Parliament objects to it, the Delegated Decision will be notified to the Member States by the Commission and will take effect upon such notification.
5. In view of the above, the Permanent Representatives Committee (Part 1) is invited to recommend to the Council to confirm, as an “A” item at one of its forthcoming meetings, its intention not to raise an objection to the delegated act, and that the Commission and the European Parliament are to be informed thereof.

³ BG, CZ and IT raising an objection to the Delegated Decision.