

Batteries and Waste Batteries (Implementing Act): Accessing Battery Passport Information

26 Jan 2026

STATUS:

● FUTURE INITIATIVE

Batteries and Waste Batteries (Accessing Battery Passport Information): Commission Delays Implementing Act to Q4 2026

The Commission is expected to adopt an Implementing Regulation establishing rules related to who can access the information stored in battery passports in accordance with [Regulation \(EC\) 2023/1542](#) by the end of 2026.

LATEST

- The adoption date of the measure was delayed to Q4 2026.

ANALYSIS

According to the file's 'Have your say' [page](#) (external link), the Commission is expected to open a public consultation on the draft Implementing Act in the coming weeks. It is highly probable that the draft text will be presented alongside the launch. Following the closure of the public consultation, the Commission expects to adopt its implementing act during Q4 2026.

The Commission has specified the measure will take the form of an Implementing Regulation, focusing on (i) performance and sustainability for the public, (ii) compliance information for authorities, and (iii) repairing, remanufacturing, repurposing and recycling for companies and persons with legitimate interest.

NEXT STEPS

The expected measure will be adopted through the “[examination procedure](#)” for Implementing acts under the [Lisbon Treaty](#).

Once the Commission drafts the measure, it will open a public consultation for stakeholders to provide feedback on the draft text. This is expected to take place in Q1 2026. Then, the Commission is expected to present the draft text and submit it to Member States experts of a Regulatory Committee.

The Committee would then discuss and vote on the draft measure. The Committee delivers its opinion by qualified majority. If the Committee gives a favourable opinion, then the Commission may adopt the draft measure.

If the Committee fails to give an opinion or gives a negative opinion, the Commission may present the Committee with a revised version of the draft measure within 2 months of the vote, or submit the draft measure to the Appeal Committee for further deliberation within one month of the vote.

If the Appeal Committee gives a favourable opinion, or if it fails to reach an opinion by a qualified majority, then the Commission may adopt the draft measure.

The Commission is required to adopt the draft measure by 18 August 2026, however, this was instead delayed to Q4 2026.

The measure will then be published in the Official Journal and enter into force.

BACKGROUND

Article 77 of Regulation (EC) 2023/1542 establishes that, from 18 February 2027, each LMT battery, each industrial battery with a capacity greater than 2 kWh and each electric vehicle battery placed on the market or put into service should have a battery passport. Moreover, certain information in battery passports should be only accessible to persons with a legitimate interest.

The Commission is required by Article 77(9) to adopt an Implementing Act specifying which persons can access the information of the Battery Passport as well as which information they can have access to, and to what extent they can download, share, publish and re-use that information.

In particular, the Implementing Act should specify which information persons of interest should have access to, among the information listed under point 2 and 4 of Annex XIII of Regulation (EC) 2023/1542. Point 2 of Annex XIII provides a list of information relating to the battery model while point 4 provides a list of information and data relating to an individual battery.

Regulation (EC) 2023/1542 regulates batteries throughout their life cycle to promote a circular economy, through targets for producers to collect waste, mandatory minimum levels of recycled content and recycling efficiency targets.

Full title

Expected Commission Implementing act establishing the rules to access the information included in Battery Passport, pursuant to Regulation (EC) 2023/1542

Contents

The expected Commission Implementing act would specify which persons can access the information of the Battery Passport as well as which information they can have access to, and to what extent they can download, share, publish and re-use that information, pursuant to Regulation (EC) 2023/1542.

Procedure

Comitology

Legal Basis

Article 77(9) of Regulation (EC) 2023/1542