

**Priority question for written answer P-000245/2024  
to the Commission**

Rule 138

**Carlo Fidanza** (ECR)

**Subject:** Requirement to have civil liability insurance for vehicles intended for purchase and sale

Directive 2009/103/EC, and more specifically Articles 3 and 4 thereof, provides that each 'Member State shall [...] take all appropriate measures to ensure that civil liability in respect of the use of vehicles normally based in its territory is covered by insurance' and that 'to make it easier to obtain insurance cover for vehicles bearing temporary plates, the definition of the territory in which the vehicle is normally based should refer to the territory of the State of which the vehicle bears a registration plate, irrespective of whether such a plate is permanent or temporary'.

In Italy, that Directive was transposed via Decree Law No 184 of 23 December 2023, Article 122(1b) of which requires operators of transport/hire fleets and concessionaires/second-hand dealers to ensure their vehicles are always covered by insurance even when kept off the road or pending their hire/sale – which has a financial impact on those activities.

Can the Commission say whether the requirement to have civil liability insurance necessarily applies to second-hand vehicles intended for sale and in the possession of the dealer but not yet insured as they have yet to be sold on to the final customer, and can it state how other Member States have interpreted the directive when it comes to second-hand vehicle dealers?

Submitted: 26.1.2024