



**Request for a preliminary ruling from the Politie rechtbank Oost-Vlaanderen (Belgium) lodged on
12 December 2025 – Criminal proceedings against DS, Mantra BV**

(Case C-816/25, Korventus ⁽¹⁾)

(C/2026/1585)

Language of the case: Dutch

Referring court

Politie rechtbank Oost-Vlaanderen

Parties to the main proceedings

DS, Mantra BV

Questions referred

1. Must Article 2(2)(k) of Regulation (EU) No 168/2013 ⁽²⁾ of the European Parliament and of the Council of 15 January 2013 on the approval and market surveillance of two- or three-wheel vehicles and quadricycles be interpreted as meaning that a vehicle falling within the scope of that provision which cannot obtain type approval is not to be used on public roads as a result of this regulation?
If the first question is answered in the negative,
2. Does Article 2(2)(k) of Regulation (EU) No 168/2013 of the European Parliament and of the Council of 15 January 2013 on the approval and market surveillance of two- or three-wheel vehicles and quadricycles infringe the provisions of Article 9 of the EU Treaty and Article 20 of the Charter of Fundamental Rights of the European Union, in so far as no type approval requirements (and therefore also no vehicle safety requirements) are imposed on manufacturers of eWAWs for use on public roads, whereas such requirements are imposed on manufacturers of a comparable means of transport, namely category L1e-B (the speed pedelec)?

⁽¹⁾ The name of the present case is a fictitious name. It does not correspond to the real name of any party to the proceedings.

⁽²⁾ OJ 2013 L 60, p. 52.