Council of the European Union
General Secretariat

Brussels, 18 December 2025

CM 5537/25

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WRITTEN PROCEDURE

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Subject:	REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulation (EU) 2023/1115 as regards certain obligations of operators and traders **(first reading)** Outcome of the written procedure initiated by CM 5491/25: – Adoption of the legislative act – Decision to derogate from the eight-week period **= END OF WRITTEN PROCEDURE**

Delegations are informed that the written procedure, opened by CM 5491/25 of 17 December 2025 was completed on 18 December 2025 and that:

1. All delegations voted in favour of, except for Spain that voted against and Belgium and the Netherlands that abstained, the adoption of the Regulation of the European Parliament and of the Council amending Regulation (EU) 2023/1115 as regards certain obligations of operators and traders as set out in PE-CONS 60/25.

The required qualified majority has been reached. Therefore, the above Regulation is adopted.

2. All delegations voted in favour of the derogation, on the basis of the second subparagraph of Article 3(3) of the Council's Rules of Procedure, from the eight-week period referred to in the first subparagraph of that Article.

Therefore, the Council agreed to derogate from the eight-week period referred to above.

The statement by Hungary is reproduced in the Annex to this CM and will be included in the summary of acts adopted by the written procedure as statements to be entered in the Council minutes, in accordance with the third subparagraph of Article 12(1) of the Council's Rules of Procedure.

ANNEX

Hungary has requested that the following statement be entered in the Council minutes

Hungary would like to recall the importance of the review clause, which should not be limited to the potential reduction of administrative burdens, but should also assess whether the costs arising from these obligations are proportionate to the objectives of the Regulation and to its expected practical results.

Hungary believes that further reductions in administrative burdens would be necessary regardless of company size. Accordingly, a review should also cover non-SME operators - beyond natural persons and micro and small enterprises - and the Commission should put forward simplification proposals for these supply-chain actors as well.