

Brussels, 10 August 2026
(OR. en, fr)

12382/26

**Interinstitutional File:
2025/0429 (COD)**

**VOTE 53
INF 231
PUBLIC 63
CODEC 1539**

NOTE

Subject: Voting result

REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on a temporary derogation from certain provisions of Directive 2002/58/EC as regards the use of technologies by providers of number-independent interpersonal communications services for the processing of personal and other data for the purpose of combating online child sexual abuse

- Approval of the European Parliament's amendments to the Council's position at first reading
- Adoption of the legislative act
- Outcome of the written procedure completed on 23 July 2026

The outcome of voting on the abovementioned legislative act can be found in Annex 1 to this note.

Reference document:

PE-CONS 14/26

The statements and/or explanations of vote are in Annex 2 to this note.



General Secretariat of the Council

Institution: **Council of the European Union**

Session:

Configuration:

Item: **2025/0429 (COD) (Document: 14/26)**Voting Rule: **qualified majority**

Subject: REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on a temporary derogation from certain provisions of Directive 2002/58/EC as regards the use of technologies by providers of number-independent interpersonal communications services for the processing of personal and other data for the purpose of combating online child sexual abuse

Vote	Members	Population (%)
Yes	25	95,26%
No	1	2,11%
Abstain	1	2,63%
Not participating	0	
Total	27	

Sitting date: **23/07/2026**

Final result



Member State	Population (%)**	Vote	Member State	Population (%)**	Vote
BELGIQUE/BELGIË	2,63		LIETUVA	0,64	
БЪЛГАРИЯ	1,42		LUXEMBOURG	0,15	
ČESKO	2,42		MAGYARORSZÁG	2,11	
DANMARK	1,32		MALTA	0,13	
DEUTSCHLAND	18,47		NEDERLAND	4,02	
EESTI	0,30		ÖSTERREICH	2,03	
ÉIRE/IRELAND	1,20		POLSKA	8,29	
ΕΛΛΑΔΑ	2,30		PORTUGAL	2,38	
ESPAÑA	10,86		ROMÂNIA	4,21	
FRANCE	15,18		SLOVENIJA	0,47	
HRVATSKA	0,86		SLOVENSKO	1,21	
ITALIA	13,19		SUOMI/FINLAND	1,24	
ΚΥΠΡΟΣ	0,22		SVERIGE	2,34	
LATVIJA	0,41				

* When acting on a proposal from the Commission or the High Representative, qualified majority is reached if at least 55 % of members vote in favour (15 MS) accounting for at least 65% of the population

** Indicative percentage of the population of the Union (%) . The qualified majority is calculated in accordance with the population figures adapted each year.

For information: <http://www.consilium.europa.eu/public-vote>

STATEMENTS**Statement by France**

The French authorities reiterate their support for the objective of effectively combating online child sexual abuse and for the establishment of a legal framework tailored to the challenges of detecting this type of content.

They therefore welcome the extension, as set out in the text adopted at second reading by the European Parliament, of the scope of content that service providers can voluntarily detect until April 2028.

However, they express their serious concern regarding the amendment adopted by the European Parliament on the exclusion of encrypted communications. The wording used is very broad.

The French authorities also consider that the conclusions of the expert group on encryption set up by the Commission, which are expected in November and are due to propose a technological roadmap, should not be pre-empted.

Anxious not to delay the adoption of the text so that alerts can resume on the basis of the derogation regulation, they nevertheless consent to the approval of the text but regret that the negotiations did not allow for the challenges of data access to be adequately addressed. It is important to draw a clear distinction between this text and the draft regulation aimed at establishing a permanent regime for the detection of online child sexual abuse material.