

Brussels, 13 May 2026
(OR. en)

9139/26

**Interinstitutional File:
2022/0155 (COD)**

LIMITE

**ENFOPOL 166
JAI 564
CRIMORG 108
IXIM 110
DATAPROTECT 152
CYBER 218
COPEN 171
FREMP 162
TELECOM 226
COMPET 558
MI 457
CONSOM 158
DIGIT 133
CODEC 879**

NOTE

From:	Presidency
To:	Delegations
Subject:	Proposal for a Regulation of the European Parliament and of the Council laying down rules to prevent and combat child sexual abuse - Outcome of the trilogue on 11 May 2026 and next steps

1. State of play of the negotiations

The fourth trilogue on the above referred file took place on 11 May 2026 at the premises of the Council. The discussion focused on the general provisions (Chapter I, Articles 1 and 2) and removal, blocking and delisting obligations (Chapter II, Sections 4,5 and 5a, Articles 14-18c). In addition, the trilogue endorsed the provisional agreement on related recitals, on provisions on reporting obligations (Chapter II, Section 3, Articles 12 and 13) and on some open issues from the third trilogue including the right to information and assistance (Chapter II, Section 6, Articles 20 and 21), and on the EU Centre (Chapter IV, Articles 45 and 64).

A consolidated table showing the state of play of negotiations will be issued before the meeting of JHA counsellors on 21 May 2026.

2. Outcome of the trilogue on 11 May 2026

a) Endorsement of identical and provisionally agreed lines

– *Identical lines*

1-11, 21, 36, 96, 97, 98, 100, 103, 106, 107, 108, 113, 114, 115, 119, 120, 121, 124, 125, 126, 127, 128, 132-135, 136, 138, 140, 141, 298, 305, 307, 308, 317, 318, 319, 320, 325, 329, 332, 341, 342, 345, 346, 347, 349, 351, 353, 356, 357, 370, 374, 379, 383, 385, 386, 387, 389.

– *Provisionally agreed lines*

12-15, 17-19, 20a, 22, 23a, 29b, 29c, 32a, 38a, 42, 47, 48, 59, 63a, 71a, 76, 81, 99, 101, 104, 105, 105a, 107a, 109, 109a-c, 110, 111a-d, 112a, 124b, 131, 135a, 139, 141b, 141d, 304a-d, 308a, 309, 311, 312a, 313, 314, 315, 315a, 316, 317b-d, 321e, 323, 324, 326, 327, 328, 329a, 330, 331, 333, 335, 335a, 336, 337, 338, 339, 340, 341a, 343, 343a, 348, 349a, 350, 354, 355, 366, 368, 370a, 373, 375, 376, 377, 380, 382, 385a, 386a, 388, 390, 391, 392, 392a, 393, 411, 412a, 416a, 423, 424, 584b, 646, 646a, 651a, 657, 671, 816a.

b) Scope of the Regulation (Articles 1 and 2)

The Presidency and the European Parliament reached provisional agreement on the following aspects, pending further work at technical level:

- (i) Handbooks providing advice on how to find, groom and abuse children should be covered by the definition of child sexual abuse material in line with the work done on the recast of the CSA Directive (2011/93/EU).
- (ii) Interpersonal communication services will be covered by this Regulation only if they are number-independent, subject to a review clause for the Commission to consider the inclusion of number-dependent interpersonal communications services in the scope of the Regulation in a possible future legislative proposal.

While no agreement was reached on the possible exclusion of audio communications from the scope of this Regulation, it was agreed to discuss this point further at the technical level and to add a definition of audio communications in case audio communications would eventually be excluded from the scope.

c) Removal orders (Articles 14 and 15)

The Presidency and the European Parliament reached provisional agreement on the following aspects, pending further work at technical level:

- (i) The longer response period to a removal order for micro, small and medium sized enterprises requested by the European Parliament will be replaced by an advance notice to the provider 12 hours before the first removal order will be issued to that provider, mirroring the relevant provision in Regulation (EU) 2021/784 on addressing the dissemination of terrorist content online (TCO)¹.
- (ii) The non-disclosure period for information by the provider about the removal will be set at nine weeks.

The Presidency insisted that the procedure for issuing the removal orders should be aligned to the extent possible with TCO, also with regard to competent authorities issuing the orders and clarifying that removal orders can only be addressed to providers of hosting services. The European Parliament agreed that competent authorities should be able to make a request but insisted that judicial or independent administrative authorities should issue these orders. However, the European Parliament was open to discussing this further at technical level.

d) Blocking orders (Articles 16, 17 and 18)

The Presidency and the European Parliament provisionally agreed that the issuing of blocking orders should be based on verified child sexual abuse material, that the list of uniform resource indicators provided by the EU Centre should be mandatory for competent authorities and that further technical work is required on the conditions for issuing blocking orders.

There was no agreement yet on the issuing authorities for blocking orders. The Presidency agreed to explore with Member States the Parliament's compromise proposal that competent authorities (instead of Coordinating Authorities) may request independent administrative authorities (in addition to judicial authorities) to issue blocking orders but made clear that such a concession on the side of the Council would also require flexibility from the Parliament on the general requirements

¹ Article 3(2) TCO: "Where a competent authority has not previously issued a removal order to a hosting service provider, it shall provide that hosting service provider with information on the applicable procedures and deadlines, at least 12 hours before issuing the removal order."

for competent authorities under Article 26. It was agreed that the technical teams will further work on this matter with the support of the Commission.

e) Delisting orders (Articles 18a, 18b and 18c)

The Parliament expressed its readiness to engage in technical discussions to establish delisting orders. No agreement was reached as to the type of authority that should issue delisting orders, but the Presidency insisted that delisting orders, as removal orders, should be issued by competent authorities.

f) Cross-border procedure for removing orders and delisting orders (Articles 14a and 18aa)

The Parliament expressed its readiness to engage in technical discussions to establish cross-border procedures for removal orders and delisting orders, respectively, on the basis of the Council mandate.

3. Invitation to delegations

Delegations are invited to examine the outcome of the trilogue under point 2. They are invited to make comments and observations and request clarifications, as relevant, during the meeting of JHA Counsellors on 21 May 2026.

4. Next steps

The Presidency is continuing work on implementing the outcome of the fourth trilogue, and to consider possible compromise solutions on detection. In addition, the still open Articles 3-6, 22, 43, 66 and 83-89 are planned to be discussed. A note on alignment with the Digital Services Act (DSA) will be issued in the coming days.

The next interinstitutional technical meetings (ITMs) are planned to take place on 3 June, 11 June, 19 June and 25 June 2026.

The next meetings of JHA counsellors on the CSA Regulation are tentatively scheduled on 2 June and 16 June 2026.

Once the technical negotiations have progressed sufficiently, the Presidency might seek an adjusted mandate from the Permanent Representatives Committee in preparation of the fifth trilogue planned to take place on 29 June 2026.