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From:	General Secretariat of the Council
To:	Antici Group (Simplification)
Subject:	Omnibus IV (Digitalisation and common specifications) - Explanatory note for AGS of 1 September

Delegations will find attached the explanatory note for the first presidency compromise text on Omnibus IV (Digitalisation and common specifications), in preparation for the meeting of the Antici Group (Simplification) on 1 September 2025.

Explanatory Note

Antici Group on Simplification (AGS)

1 September 2025

Omnibus IV: Digitalisation and common specifications

1st Presidency compromise text

The purpose of this explanatory note is to provide delegations with additional information, clarifications and reasoning for the amendments proposed by the Presidency.

The explanatory note follows the order of the relevant provisions.

ARTICLE (Regulation)	REASONING
Recital 8	The purpose of the omnibus is to digitalise existing obligations. Mention of 'directly accessible' in any of the regulations and directives within the scope references to this recital.
Recital 9	Added to accommodate for sectoral specificities
Recital 9a	Addressing concern of MS on need for clearer definition of a 'digital contact'
Recital 10	Approach is legal framework for common specifications from Toys Safety Regulation art. 14
Recital 11	Amended for clarification. The provisions of Toys Safety specify the circumstances allowing for use of harmonised standards.
Recital 12	Amended for clarification in case of a product covered by multiple legislations with EU declaration of conformity (DoC) requirements
Recital 15	Exclusion of 765/2008 from scope of Omnibus IV, so it only covers product related regulation. 2019/1009 deleted regulation is not in scope
Recital 16	Same as for recital 15
Article 1	Exclusion of 765/2008 from scope of Omnibus IV, so it only covers product related regulation.

Amendments to Regulation (EU) 2016/424	
Article 2, point 1(a)	Amended for clarification of the definition of digital contact. Wording is kept limited here and more elaborate in recitals. PCY also takes note of the written response given by COM
Article 2, point 1(b)	Amended for clarification
Article 2, point 2(d)	Amended for clarification
Article 2, point 5(b)	Comments rejected. Weakens the objective. Doesn't add clarification.
Article 2, point 6	Approach is legal framework for common specifications from Toys Safety Regulation art. 14
Article 2, point 7(c)	Amended with wording on subsystem, but as views oppose on the period for which instructions and safety information should be requestable, PCY propose to keep COM proposal on 6 months.
in Article 2, point 8	Simplification of the obligation of reporting
Amendments to Regulation (EU) 2016/425	
Article 3, point 1(a)	Amended for clarification of the definition of digital contact. Wording is kept limited here and more elaborate in recitals. PCY also takes note of the written response given by COM
Article 3, 1 (b)	Amended for clarification
Article 3, point 2(d)	amended for clarification and alignment within the subparagraph
Article 3, point 6	Approach is legal framework for common specifications from Toys Safety Regulation art. 14
Article 3, point 10	Amendment ensuring consistency in the entire paragraph.
Amendments to Regulation (EU) 2016/426	
Article 4, point 1(a)	Amended for clarification of the definition of digital contact. Wording is kept limited here and more elaborate in recitals. PCY also takes note of the written response given by COM
Article 4, point 1 (b)	Amended for clarification. The provisions of Toys Safety specify the circumstances allowing for use of harmonised standards.
Article 4, point 7	Approach is legal framework for common specifications from Toys Safety Regulation art. 14
Article 4, point 12	The reference to crisis-relevant standards is not included as it goes against advice on differing objectives of IMERA.
Article 5, point 1(a)	Amended for clarification of the definition of digital contact. Wording is kept limited here and more

	elaborate in recitals. PCY also takes note of the written response given by COM
Article 6, point 1(a)	Amended for clarification of the definition of digital contact. Wording is kept limited here and more elaborate in recitals. PCY also takes note of the written response given by COM
Article 7, point 1(a)	Amended for clarification of the definition of digital contact. Wording is kept limited here and more elaborate in recitals. PCY also takes note of the written response given by COM
ANNEX I	
Annex III , point 1, para 4.3	Addition of 4.4 for clarification on use of common specifications
Annex VIII, (6), point 2, point (c)	Reference to article 17a is added for clarification. Suggestion. Deletion of reference to OJEU not amended.

ARTICLE (Directive)	REASONING
Recital 7	Amendment mirrors similar wording in compromise proposal for regulations
Recital 8	Amendment mirrors similar wording in compromise proposal for regulations
Recital 10	Amendment mirrors similar wording in compromise proposal for regulations
Recital 13	Amendment mirrors similar wording in compromise proposal for regulations
Recital 14	Amendment mirrors similar wording in compromise proposal for regulations
Amendments to Directive 2000/14/EC	
Article 1, point 1	Amended for clarification of the definition of digital contact. Wording is kept limited here and more elaborate in recitals
Article 1, point 2	Amendment mirrors similar wording in compromise proposal for regulations
Article 1, point 3	Amendment mirrors similar wording in compromise proposal for regulations
Article 1, point 4	Amendment mirrors similar wording in compromise proposal for regulations
Article 1, point 5	Amendment mirrors similar wording in compromise proposal for regulations
Article 1, point 6	Amendment mirrors similar wording in compromise proposal for regulations
	Amendments to Directive 2011/65/EU

Article 2, point 1 (a)	Amended for clarification of the definition of digital contact. Wording is kept limited here and more elaborate in recitals. PCY also takes note of the written response given by COM
Article 2, point 1 (b)	Amended for clarification
Article 2, point 6	Amendment mirrors similar wording in compromise proposal for regulations
Article 2, point 7	Approach is legal framework for common specifications from Toys Safety Regulation art. 14
Amendments to Directive 2013/53/EU	
Article 3, point 1 (a)	Amended for clarification of the definition of digital contact. Wording is kept limited here and more elaborate in recitals. PCY also takes note of the written response given by COM
Article 3, point 1 (b)	Amended for clarification
Article 3, point (6)	Approach is legal framework for common specifications from Toys Safety Regulation art. 14
Article 3, point 7 (b)	Amendment mirrors similar wording in compromise proposal for regulations
Amendments to Directive 2014/29/EU	
Article 4, point 1 (a)	Amended for clarification of the definition of digital contact. Wording is kept limited here and more elaborate in recitals. PCY also takes note of the written response given by COM
Article 4, point 1 (b)	Amended for clarification
Article 4, point 6	Approach is legal framework for common specifications from Toys Safety Regulation art. 14
Article 4, point 8	Amendment mirrors similar wording in compromise proposal for regulations
Amendments to Directive 2014/30/EU	
Article 5, point 1 (a)	Amended for clarification of the definition of digital contact. Wording is kept limited here and more elaborate in recitals. PCY also takes note of the written response given by COM
Article 5, point 1 (b)	Amended for clarification
Article 5, point 6	Approach is legal framework for common specifications from Toys Safety Regulation art. 14
Article 5, point 8	Amendment mirrors similar wording in compromise proposal for regulations

Amendments to Directive 2014/31/EU	
Article 6, point 1 (a)	Amended for clarification of the definition of digital contact. Wording is kept limited here and more elaborate in recitals. PCY also takes note of the written response given by COM
Article 6, point 1 (b)	Amended for clarification
Article 6, point 6	Approach is legal framework for common specifications from Toys Safety Regulation art. 14
Amendments to Directive 2014/32/EU	
Article 7, point 1 (a)	Amended for clarification of the definition of digital contact. Wording is kept limited here and more elaborate in recitals. PCY also takes note of the written response given by COM
Article 7, point 1 (b)	Amended for clarification
Article 7, point 7	Approach is legal framework for common specifications from Toys Safety Regulation art. 14
Article 7, point 9	Amendment mirrors similar wording in compromise proposal for regulations
Amendments to Directive 2014/33/EU	
Article 8, point 1 (a)	Amended for clarification of the definition of digital contact. Wording is kept limited here and more elaborate in recitals. PCY also takes note of the written response given by COM
Article 8, point 1 (b)	Amended for clarification
Article 8, point 7	Approach is legal framework for common specifications from Toys Safety Regulation art. 14
Article 8, point 10	Amendment mirrors similar wording in compromise proposal for regulations
Amendments to Directive 2014/34/EU	
Article 9, point 1 (a)	Amended for clarification of the definition of digital contact. Wording is kept limited here and more elaborate in recitals. PCY also takes note of the written response given by COM
Article 9, point 1 (b)	Amended for clarification
Article 9, point 6	Approach is legal framework for common specifications from Toys Safety Regulation art. 14
Article 9, point 8	Amendment mirrors similar wording in compromise proposal for regulations

Amendments to Directive 2014/35/EU	
Article 10, point 1 (a)	Amended for clarification of the definition of digital contact. Wording is kept limited here and more elaborate in recitals PCY also takes note of the written response given by COM
Article 10, point 1 (b)	Amended for clarification
Article 10, point 6	Approach is legal framework for common specifications from Toys Safety Regulation art. 14
Article 10, point 7	Amendment mirrors similar wording in compromise proposal for regulations
Amendments to Directive 2014/53/EU	
Article 11, point 1 (a)	Amended for clarification of the definition of digital contact. Wording is kept limited here and more elaborate in recitals PCY also takes note of the written response given by COM
Article 11, point 1 (b)	Amended for clarification
Article 11, point 6	Approach is legal framework for common specifications from Toys Safety Regulation art. 14
Article 11, point 8 (b)	Amendment mirrors similar wording in compromise proposal for regulations
Amendments to Directive 2014/68/EU	
Article 12, point 1 (a)	Amended for clarification of the definition of digital contact. Wording is kept limited here and more elaborate in recitals PCY also takes note of the written response given by COM
Article 12, point 1 (b)	Amended for clarification
Article 12, point 6	Approach is legal framework for common specifications from Toys Safety Regulation art. 14
Article 12, point 9	Amendment mirrors similar wording in compromise proposal for regulations
Amendments to Directive 2014/90/EU	
Article 13, point 1	Amended for clarification of the definition of digital contact. Wording is kept limited here and more elaborate in recitals PCY also takes note of the written response given by COM
Article 13, point 7	Amendment mirrors similar wording in compromise proposal for regulations