



Council of the European Union  
General Secretariat

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**WK 12175/2025 INIT**

**LIMITE**

**TELECOM**

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## **MEETING DOCUMENT**

|          |                                                             |
|----------|-------------------------------------------------------------|
| From:    | General Secretariat of the Council                          |
| To:      | Working Party on Telecommunications and Information Society |
| Subject: | Article 91 DSA Report - Presentation (TELECOM WP 23/9)      |

Delegations will find attached the presentation "Article 91 DSA Report".

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# Article 91 DSA Report

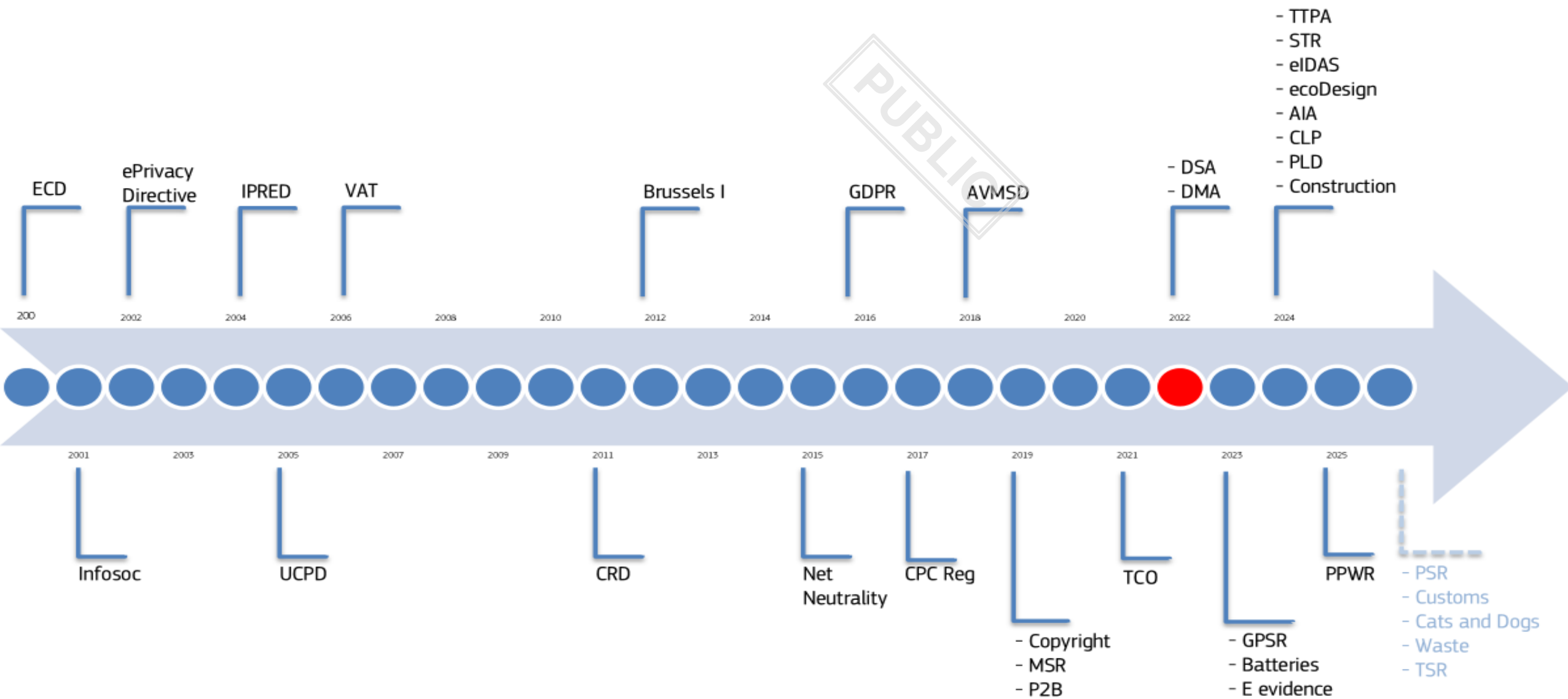
Update on state of play

# Context – Article 91(1) DSA

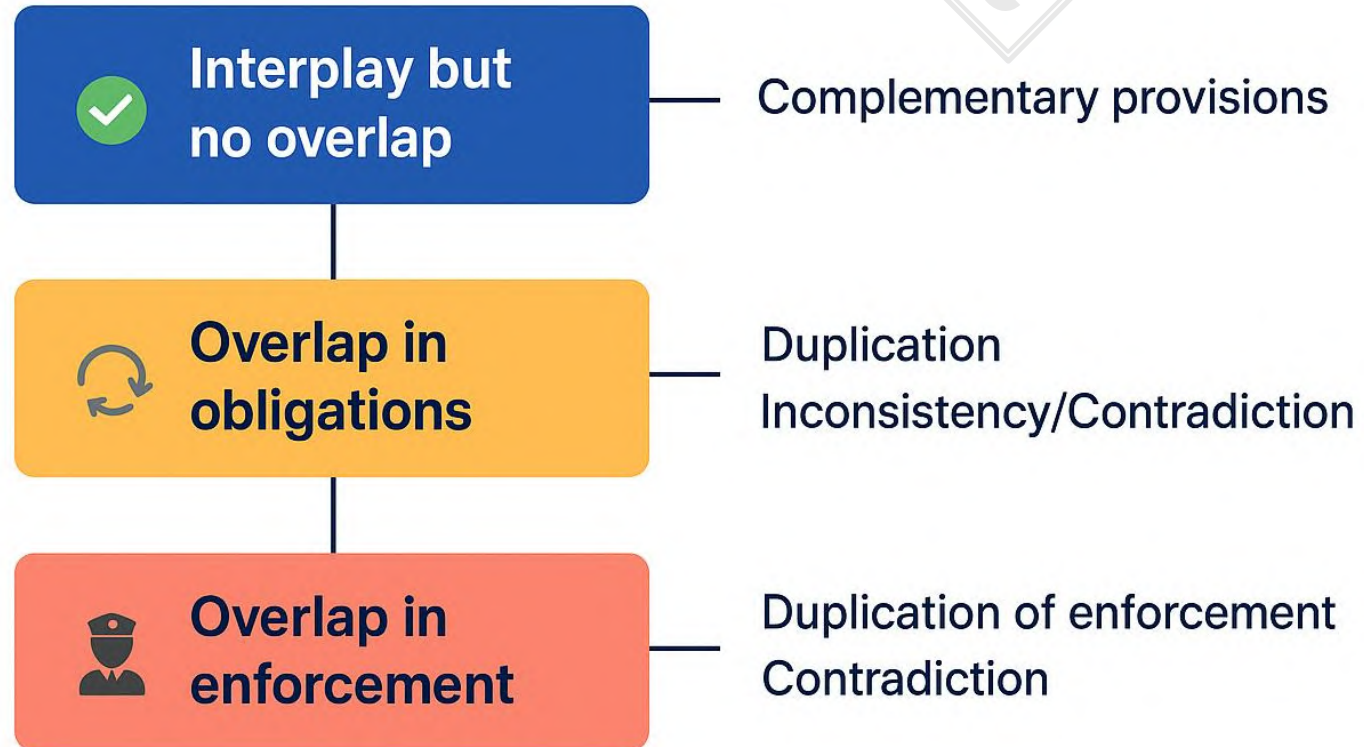
- **Legal obligation** introduced **to provide clarity** on the interplay of the horizontal nature of the DSA with sector specific laws
- **Evaluate and report** to the European Parliament, the Council and the European Economic and Social Committee on
  - (a) the **application of Article 33** of the DSA (threshold and process for designation), including the scope of providers, and
  - (b) the way that the **DSA interacts with other legal acts**, in particular those listed in Article 4(2) and (3).
- **By 17 November 2025**
- Aligned with the **Digital Simplification package**

# Illustrative list of legal acts under assessment

|                                                               |                                    |                                               |                                |                                          |                            |                          |                          |                                              |
|---------------------------------------------------------------|------------------------------------|-----------------------------------------------|--------------------------------|------------------------------------------|----------------------------|--------------------------|--------------------------|----------------------------------------------|
| AVMSD                                                         | EMFA                               | Political Advertising                         | Infosoc Directive              | IPRED                                    | DSMCD                      | CPC Regulation           | UCPD                     | CRD                                          |
| UCTD                                                          | eIDAS2                             | AIA                                           | Data Regulation                | DMA                                      | Data Governance Act        | e-Commerce Directive     | P2B                      | Market Surveillance Regulation               |
| GPSR                                                          | Short term rental data Regulation  | Marketing of Construction Products Regulation | Product Liability Directive    | Toy Safety Regulation                    | Forced Labour Products     | Geographical indications | Terrorist Content Online | Explosive precursors                         |
| Drugs precursors                                              | Civil and criminal jurisdiction    | e-Evidence Package                            | NIS2                           | Violence against Women Directive         | GDPR                       | e-Privacy Directive      | Ecodesign Regulation     | Fluorinated Greenhouse gases and Ozone Layer |
| Classification, Labelling and Packaging Substances Regulation | Waste Framework Directive revision | Batteries Regulation                          | Detergents Regulation revision | Packaging and Packaging Waste Regulation | Net neutrality Regulation  | VAT Directive            | Trade secrets Directive  | Deforestation and Forest degradation         |
| (Welfare of cats and dogs Regulation)                         |                                    |                                               | (PSR)                          |                                          | (EU Customs Code revision) |                          | (CSAM Regulation)        |                                              |



# Interplay & Overlap of Rules



# Potential scenarios

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Instrument perfectly complementary to the DSA,  
including recent “plug-ins”

Identified space for **simplification / efficiency gains** (and reduction of compliance costs)

Remaining uncertainties