Message 301

Communication from the Commission - TRIS/(2026) 1035

Directive (EU) 2015/1535

Notification: 2026/0113/FR

Request for supplementary information from the Commission.

Request for supplementary information - Demande d'informations complémentaires - Žádost o doplňující informace - Ersuchen um ergänzende Informationen - Искане за допълнителна информация - Žádost o dodatečné informace - Anmodning om supplerende oplysninger - Αίτηση συμπληρωματικών πληροφοριών - Solicitud de información complementaria - Lisateabe edastamise palve – Lisätietopyyntö - Zahtjev za dodatne informacije - Kiegészítő információ kérése - Domanda di informazioni complementari - Prašymas pateikti papildomos informacijos - Papildu informācijas pieprasījums - Talba għal tagħrif addizzjonali - Verzoek om aanvullende inlichtingen - Prośba o uzupełnienie informacji - Pedido de informações complementares - Solicitare de informații suplimentare - Žiadosť o ďalšie informácie - Zahteva za dodatne informacije - Begäran om kompletterande upplysningar - Iarraidh ar fhaisnéis fhorlíontach

MSG: 20261035.EN

1. MSG 301 IND 2026 0113 FR EN 09-06-2026 08-04-2026 COM INFOSUP COM 09-06-2026

2. Commission

3. DG GROW/E/3 - N105 04/63

4. 2026/0113/FR - SERV - INFORMATION SOCIETY SERVICES

5.

6. Within the framework of the notification procedure under Directive (EU) 2015/1535 laying down a procedure for the provision of information in the field of technical regulations and of rules on Information Society services, the French authorities notified to the Commission on 6 March 2026 the draft “Decree on the national cybersecurity filter” (hereinafter, “the notified draft”).

In order to allow the Commission services to complete their analysis under the relevant provisions of EU law, the French authorities are kindly invited to reply to the following request for supplementary information:

1. The Commission services would welcome any explanations on the obligations for service providers under the scope of the Regulation (EU) 2022/2065 on a Single Market for Digital Services and amending Directive 2000/31/EC (Digital Services Act, hereinafter “DSA”) that would arise from the notified draft.
2. The French authorities are kindly invited to clarify whether the provisions of the notified draft, in particular Articles 2 and 3, are addressed to providers of intermediary services as defined in Article 3(g) of the DSA.
3. In the affirmative, the Commission services would welcome further information on how the notified draft interacts with Article 9 of the DSA. In particular, the French authorities are invited to clarify whether they deem Articles 2 and 3 of the notified draft, read together with the underlying basic text: (i) acts as legal bases under national law to issue orders to act against illegal content pursuant to Article 9 DSA; and (ii) whether the notices issued based on this article are orders to remove illegal content pursuant to Article 9 DSA. If the affirmative, the Commission services would welcome clarifications on whether the notices to be issued pursuant to Articles 2 and 3 of the notified draft, read together with the underlying basic text, meet the minimum conditions listed under Article 9(2) DSA, as well as how the notified draft ensures that the rest of the requirements of Article 9 are met.

4. The French authorities are kindly invited to clarify the interplay of Articles 2 and 3 of the notified draft, read together with the underlying basic text, which would impose an obligation on the service provider to display a warning message and redirect the recipient of the service, with the maximum harmonization effect of the DSA.
5. The French authorities are kindly invited to provide more information as regards the interplay between Articles 2 and 3 of the notified draft and Article 8 of the DSA, in particular as regards preventive measures.
6. The Commission would welcome clarifications on how the notified draft takes into account Article 4(3) DSA in combination with Article 9(1) DSA.

The French authorities are kindly invited to reply by 17 April 2026.

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