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Marie Austin
Committee Clerk, Windsor Framework Democratic Scrutiny Committee
Room 382, Parliament Buildings
Stormont
Belfast, BT4 3XX

10 December 2025

Dear Marie,

Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulation (EU) 2023/1115 as regards certain obligations of operators and traders

The above proposal was notified to the Committee on 6 November 2025 as an amending Regulation pursuant to Schedule 6B to the Northern Ireland Act 1998.

As Members of the Committee may already be aware, this proposal seeks to delay the implementation dates introduced by Regulation (EU) 2023/1115. This is similar to Regulation (EU) 2024/3234 which was notified to the Committee as an adopted act on 2 January 2025.

The proposal as it stands has now concluded trilogues and there is provisional political agreement. It is expected, given the need for any delay to be agreed and published prior to the current date of implementation, that the final Regulation, if adopted, will be published before the end of December.

As such, were the Government to provide an explanatory memorandum (EM) on the text of the proposal, as is the typical procedure, it is likely that our assessment would be significantly out of date by the time it arrived. We therefore will look to only provide an EM covering the final text of the Regulation after its publication (assuming that the EU is able to reach an agreement on the proposal) - by which point we will have a clear picture of the Regulation's impacts.

I trust this information will be of assistance to the Committee - we ask that this letter is shared with them.

PAUL FLYNN

DEPUTY DIRECTOR - WINDSOR FRAMEWORK TASKFORCE