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COMMUNICATION TO THE COMMISSION

**Approval of the content of the draft Communication from the Commission - Guidelines
on the implementation of the transparency obligations for certain AI systems under
Article 50 of Regulation (EU) 2024/1689 (the ‘AI Act’)**

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Approval of the content of the draft Communication from the Commission - Commission Guidelines on the implementation of the transparency obligations for certain AI systems under Article 50 of Regulation (EU) 2024/1689 ('AI Act')

Regulation (EU) 2024/1689 of the European Parliament and the Council of 13 June 2024 laying down harmonised rules on artificial intelligence and amending certain regulations ('the AI Act') entered into force on 1 August 2024 ⁽¹⁾. The AI Act lays down harmonised rules for the placing on the market, putting into service, and use of artificial intelligence ('AI') in the Union. Its aim is to promote innovation in and the uptake of AI, while ensuring a high level of protection of health, safety and fundamental rights in the Union, including democracy and the rule of law.

The AI Act follows a risk-based approach, classifying AI systems into four different risk categories, one of which is AI systems posing transparency risks that are subject to the obligations laid down in Article 50 AI Act. These transparency obligations apply two years after the entry into force of the AI Act, i.e. as from 2 August 2026.

Pursuant to Article 96(1)(d) AI Act, the Commission is to adopt Guidelines on the implementation of the transparency obligations for certain AI systems under Article 50 of Regulation (EU) 2024/1689 ('AI Act'). The Guidelines annexed to this Communication are issued with the aim to serve as practical guidance to assist competent authorities, as well as providers and deployers of AI systems, in ensuring compliance with the transparency obligations under Article 50 AI Act in a consistent, effective, proportionate and uniform manner.

Such clarity is essential for providers and deployers of AI systems, since the transparency obligations are directly applicable as from 2 August 2026. In view of this imminent entry into application and the time necessary for the translation of the guidelines into all languages, the Commission is called upon to approve the content of draft Communication from the Commission on Guidelines on the implementation of the transparency obligations for certain AI systems under Article 50 of Regulation (EU) 2024/1689. The Guidelines will be formally adopted by the Commission at a later date, when all language versions are available. It is only from that moment that these Guidelines will be applicable.

The text of the draft Guidelines is enclosed as an Annex to this Communication.

⁽¹⁾ Regulation (EU) 2024/1689 of the European Parliament and of the Council of 13 June 2024 laying down harmonised rules on artificial intelligence and amending Regulations (EC) No 300/2008, (EU) No 167/2013, (EU) No 168/2013, (EU) 2018/858, (EU) 2018/1139 and (EU) 2019/2144 and Directives 2014/90/EU, (EU) 2016/797 and (EU) 2020/1828 (Artificial Intelligence Act) (Text with EEA relevance) PE/24/2024/REV/1, OJ L, 2024/1689, 12.7.2024.