

The Omnibus amendments

what the AI Act said, and what it says now

Nine changes side by side, with the operational consequence of each · by [Nesibe Kırış Can, AIGP, CAIERO-CP](#) · Stratri Consultancy × techletter.co

IN FORCE SINCE 27 Jul 2026 Regulation (EU) 2026/1744 · the Act is now the amended text	DEFERRED 1 of the 4 Article 50 duties moved · only for systems already on the market	HIGH RISK MOVED BY 16 months Annex III to 2 Dec 2027 · Annex I to 2 Aug 2028
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DOMAIN	BEFORE · THE 2024 TEXT	AFTER · AS AMENDED	NET EFFECT
Prohibited practices Art 5	Eight prohibited practices, applicable since 2 Feb 2025.	Two added: non-consensual intimate imagery and child sexual abuse material · including inadequate safety guardrails. Applies 2 Dec 2026.	TIGHTER A new red line, with a foreseeability test.
High-risk timeline Ch. III §1-3	2 Aug 2026 for Annex III; 2 Aug 2027 for Annex I.	Postponed to 2 December 2027 for Annex III and 2 August 2028 for Annex I. Article 6(5) sits outside the deferral.	LOOSER Deferred once. The dates are now fixed.
Transparency timeline Art 50	All Article 50 duties from 2 Aug 2026, marking included.	Unchanged, except 50(2) marking for systems already on the market , moved to 2 Dec 2026 · four months, cut from six.	UNCHANGED The row most often misread as a reprieve.
Registration of exempted systems Art 6(3)	Registration in the EU database was required.	Registration remains mandatory, but less information is required.	LIGHTER The reasoning still has to exist.
AI literacy Art 4	Duty was to <i>ensure</i> sufficient staff AI literacy.	Softened to supporting the development of AI literacy. Reduced, not removed. High-risk deployers stay bound by the specific competence and training duties in Art 26(2).	LIGHTER Still evidenced, and Art 26(2) still bites.
Sensitive data for bias work new Art 4a	Only high-risk providers could do so, where strictly necessary.	Extended to providers and deployers of other systems and models, and to high-risk deployers · same test and safeguards.	NEW PERMISSION A permission, not a duty.
Scope of the AI Office Art 75	Office and national regulators held overlapping powers.	The Office gains exclusive competence where model and system come from the same provider or undertaking, or the system is a very large platform or search engine under the DSA.	NEW COUNTERPART Follows group structure, not geography.
Penalty caps for small mid-caps Art 99(6a)	Caps applied to SMEs, not to small mid-caps.	SMCs are capped the same way. SMEs and SMCs pay the lower of percentage or fixed amount; larger organisations the higher. SMCs also gain simplified technical documentation, dedicated guidance and priority sandbox access.	LIGHTER Check which definition you fall under.
Machinery products Annex I	Covered by the Act's high-risk requirements.	The Machinery Regulation moves from Section A to Section B of Annex I, so the Act's high-risk rules no longer apply directly.	OUT OF PATH Sectoral rules still bite.

NEW ARTS 75a-75d From 2 Aug 2026: inspections, entry to premises, sealing of premises and records , binding commitments, daily penalties up to 5% of average daily turnover.	IN FORCE ≠ APPLICABLE Only Arts 102-110 became applicable on 27 July. Everything else still follows the Article 113 schedule.	SANDBOXES · 57-60a Testing applies from 2 Aug 2026; one national sandbox per Member State by 2 Aug 2027. The AI Office may run an EU-level sandbox for Art 75(1) systems · priority access for SMEs, start-ups and SMCs.	ANNEX XIV · AGENTIC AI Code AIH 0401 names agentic AI · first time in a binding EU act. No definition, no criteria, no obligation yet.
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THE OPERATIVE POINT

No transparency deadline moved for anything placed on the market from 2 August 2026, and a supervisor with inspection powers arrives the same day · a plan rescheduled around "the AI Act was postponed" rests on the wrong text.

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Sources · Regulation (EU) 2026/1744, OJ L, 24 July 2026 · Regulation (EU) 2024/1689 · Commission Guidelines and Q&A on Article 50, 20 July 2026 · Code of Practice on Transparency of AI-Generated Content, 10 June 2026. For information only; not legal advice.