

Tasks, powers, and responsibilities of the EU Member States (MS)

Timeline for Establishing the AI Governance System			
Deadline	Task ID	Task Description	Sources
2 November 2024	MS-01	Identify the public authorities or bodies, which supervise or enforce the respect of obligations under Union law protecting fundamental rights and make a list of them publicly available. Notify the list to the Commission and to the other Member States, and keep the list up to date.	Recital 157 and Article 77(2)
2 February 2025	MS-02	Decide on the question whether to provide fully or partially for the possibility to authorise the use of ‘real-time’ remote biometric identification system in publicly accessible spaces for the purpose of law enforcement in its detailed rules of national law, while meeting the conditions laid down in Art 5(1/2/3). If such national rules are introduced, notify the Commission at latest 30 days after.	Recital 37 and Article 5(5)
2 August 2025	MS-03	Designate or establish at least one notifying authority responsible for setting up and carrying out the necessary procedures for the assessment, designation and notification of conformity assessment bodies and for their monitoring. There is the possibility to decide that the assessment and monitoring is to be carried out by a national accreditation body within the meaning of, and in accordance with, Regulation (EC) No 765/2008.	Article 28(1)
	MS-04	Facilitate the tasks of the AI Office with a view to support the development of Union expertise and capabilities at Union level and to strengthen the functioning of the digital single market.	Recital 148 and Article 64(2)
	MS-05	Designate one representative for the AI Board for a period of three years, renewable once. Such representatives may be any persons belonging to public entities, who should have the relevant competences and powers to facilitate coordination at national level and contribute to the achievement of the Board’s tasks.	Recital 149 and Article 65(3)
	MS-06	Establish or designate at least one notifying authority and at least one market surveillance authority as national competent authorities for the purpose of supervising the application and implementation of this Regulation. Designate the or one of the market surveillance authorities to act as the single point of contact for the AI Act. Ensure that the national competent authorities are provided with adequate technical, financial and human resources, and with infrastructure to fulfil their tasks effectively under this Regulation. Besides, ensure an adequate level of cybersecurity. Communicate to the Commission the identity of the notifying authorities and the market surveillance authorities and the tasks of those authorities, as well as any subsequent changes thereto. Notify the Commission also of the single point of contact for the AI Act.	Recital 153 / 154 and Article 70(1-5)
	MS-07	Make publicly available information on how competent authorities and single points of contact can be contacted, through electronic communication means.	Recital 153 / 154 and Article 70(2)
	MS-08	Lay down the rules on penalties and other enforcement measures, which may also include warnings and non-monetary measures, applicable to infringements of the AI Act by operators. Notify to the Commission the rules on penalties, including administrative fines and any subsequent amendment to them.	Recital 168 / 179 and Article 99, 113

Timeline for National Law and Secondary Legislation			
Deadline	Task ID	Task Description	Sources
2 February 2025	MS-09	Facilitate, in cooperation with the relevant stakeholders and the Commission, the drawing up of voluntary codes of conduct to advance AI literacy among persons dealing with the development, operation and use of AI.	Recital 20 and Article 4
2 August 2025	AIO-10	Cooperate with the AI Office when it encourages and facilitates the drawing up, review and adaptation of codes of practice.	Recital 116 and Article 56(3)
On demand Only if deemed necessary	MS-11	Introduce, in accordance with Union law, more restrictive laws on the use of post- remote biometric identification systems.	Recital 96 and Article 27(10)
	MS-12	Maintain or introduce laws, regulations or administrative provisions, which are more favourable to workers in terms of protecting their rights in respect of the use of AI systems by employers, or encouraging or allowing the application of collective agreements, which are more favourable to workers.	Recital 23 and Article 2(11)
	MS-13	Request from the Commission to update its previously adopted guidelines.	Article 96(2)
Upon request Once the Commission decides to draft a delegated act	MS-14	Participate in a consultation with the Commission before it is adopting delegated acts.	Recital 173 and Article 97(4)

Enforcement Powers <i>Member States will have the following enforcement powers once enabled:</i>			
Date Enabled	Task ID	Task Description	Sources
2 August 2025 From this date onwards, enforcement powers are enabled	MS-15	Receive and register each notification about the use of a ‘real-time’ remote biometric identification system in publicly accessible spaces for law enforcement purposes on national level.	Recital 36 and Article 5(4)
	MS-16	Receive and assess an application for notification from a conformity assessment body. Only notify those conformity assessment bodies that are meeting the requirements of Article 31. Provide the required documentation and inform the Commission and the other Member States, using the electronic notification tool if it was decided to notify the conformity assessment body. Other Member States can object to the notification procedure according to Article 30(4/5).	Recital 126 and Article 29–31
	MS-17	Receive and assess the relevant documents concerning the assessment of the qualifications of the subcontractor or the subsidiary and the work carried out by them under the AI Act.	Recital 126 and Article 33(4)
	MS-18	Receive and assess the relevant documentation, including the providers’ documentation, to allow conducting an assessment, designation, notification and monitoring activities, and to facilitate the assessment outlined in Art 29-39.	Recital 126 and Article 34(3)
	MS-19	Notify the Commission and the other Member States of any relevant changes to the notification of a notified body via the electronic notification tool referred to in Article 30(2). Withdraw the designation where the notified body has ceased its activity or investigate where there is sufficient reason to consider that the notified body no longer meets the requirements laid down in Article 31, or that it is failing to fulfil its obligations. Where it is concluded that the notified body no longer meets the requirements laid down in Article 31 or that it is failing to fulfil its obligations, the designation should be restricted, suspended or withdrawn as appropriate, depending on the seriousness of the failure to meet the requirements or fulfil the obligations. In that case, assess the impact on issued certificates and submit a report to the Commission and other Member States. Require the suspension of certificates and inform the Commission and other Member States, providing documentation.	Recital 126 and Article 36
	MS-20	Provide the Commission, on request, with all relevant information relating to the notification or the maintenance of the competence of the notified body concerned. Receive and assess the findings of the Commission on the notified body that does not meet the requirements for notification. Take the necessary corrective measures, including the suspension or withdrawal of the notification if necessary.	Recital 126 and Article 37
	MS-21	Ensure that the bodies that have been notified, participate in the work of the group referred to in Article 38(1), directly or through designated representatives.	Recital 126 and Article 38
	MS-22	Request the technical documentation from the provider of a GPAI model.	Recital 101 and Article 53(1a)
	MS-23	Receive the notification from the provider of a systemic GPAI model if the development or use of the model causes a serious incident, including information on the incident and on possible corrective measures.	Recital 115 and Article 55(1c)
	MS-24	Send opinions to the AI Board on qualified alerts regarding GPAI models, and on national experiences and practices on the monitoring and enforcement of AI systems, in particular systems integrating the general-purpose AI models.	Recital 149 and Article 66(o)
	MS-25	Request support from the pool of experts constituting the scientific panel for the enforcement activities	Recital 151 and Article 68 / 69
	MS-26	Act in accordance with the confidentiality obligations set out in Article 78, when performing its tasks.	Recital 153 / 54 and Article 70(5)
	MS-27	Provide guidance and advice on the implementation of the AI Act, in particular to SMEs including start-ups, taking into account the guidance and advice of the AI Board and the Commission, as appropriate. Whenever guidance and advice with regard to an AI system in areas covered by other Union law is provided, the national competent authorities under that Union law shall be consulted, as appropriate.	Recital 153 / 154 and 70(8)
	MS-28	Exchange, where necessary and in accordance with relevant provisions of international and trade agreements, confidential information with regulatory authorities of third countries with which the Member State has concluded bilateral or multilateral confidentiality arrangements guaranteeing an adequate level of confidentiality. Ensure that the market surveillance authorities referred to in Article 74(8) and (9), as applicable, can, upon request, immediately access the documentation or obtain a copy thereof.	Recital 167 and Article 78(3)
	MS-29	Take all measures necessary to ensure that they fines are properly and effectively implemented, thereby taking into account the guidelines issued by the Commission pursuant to Article 96.	Recital 168 and Article 99 / 100

Ex-Post Evaluation			
Deadline	Task ID	Task Description	Sources
2 August 2025	MS-30	Report to the Commission on the status of the financial and human resources of the national competent authorities, with an assessment of their adequacy.	Recital 153 / 154 and Article 70(6)
Anytime Only if requested by the Commission	MS-31	Provide the Commission with information upon its request and without undue delay for the evaluation tasks in Article 112.	Recital 174 and Article 112(8)