Spurvik · 2 Dec 2026 Art. 50(2) checklist · v0.1, 28 October 2026 (sources checked 27 Oct 2026) · General information, not legal advice.

Who this is for: providers of AI systems generating synthetic text, image, audio or video that were placed on the EU market **before 2 August 2026**. These must meet Art. 50(2) by **2 December 2026** (Art. 111(4) AI Act, as amended by Reg. (EU) 2026/1744). Systems placed on the market since 2 August 2026 have had to meet it from launch.

Spurvik is pre-release. It is in early access; access is by request. The "Spurvik (pre-release)" column describes what the SDK is being built to do.

#	☐	Item	Source	Spurvik (pre-release)	Spurvik roadmap
1	☐	**Are you the provider?** You develop or have the system developed and offer it under your own name. Wrapping a third-party model can make you the provider.	Art. 3(3); Guidelines paras 10–11, 74	— (your assessment)	—
2	☐	**Was it placed on the market before 2 Aug 2026?** Record the launch date of each generative feature.	Art. 111(4); Commission Art. 50 FAQ	Risk wizard saves the outcome and reasons of your latest run	—
3	☐	**List every output path:** text, image, audio, video, files (HTML, PDF, DOCX), including background jobs and APIs.	Art. 50(2)	Provenance record on each response that goes through `withSpurvik()`: model, provider and time. Map code paths in your own logs.	—
4	☐	**Mark out-of-scope outputs explicitly:** short sequences, source code, machine-to-machine only, standard editing, possible B2B exemption. Write down why.	Guidelines paras 68, 87, 90; Art. 50 FAQ	— (your assessment)	—
5	☐	**Choose marking per content type:** signed metadata + imperceptible watermark where the format allows; a watermark for free-form text (the Code does not expect one on very short text, currently under 200 tokens); logging alone is not enough.	Code, Section 1, Measure 1.1 (Sub-measures 1.1.1–1.1.3)	Text-marking hook (`signed-trailer`: app-level binding, not C2PA or a watermark). Optional C2PA helper for generated images (pre-release). Article 50 responsibility stays with you.	—
6	☐	**Turn on upstream marking** wherever your model provider offers it (some are opt-in and off by default). Check every code path.	Provider docs; Guidelines para. 74 (reliance on upstream marking)	Provenance record logs model + provider per output	—
7	☐	**Evidence each output:** a dated record per output that you can check later.	Art. 50(2); Code, Section 1, Commitment 4	Provenance record (HMAC-signed receipts, keyed with a secret you control), read with `provenanceOf()` and checked with `verifyProvenanceSignature`; with the control plane, also a hash-chained ledger (so later edits or deletions inside the chain can be detected)	Evidence export
8	☐	**Detection:** decide how outputs can be detected as AI-generated (your own, or your upstream provider's detector).	Art. 50(2); Guidelines paras 69–70, 76–78; Code, Section 1, Commitment 2	—	Detection endpoint for content marked through Spurvik
9	☐	**Interoperability:** use open standards "as far as technically feasible" (already a legal duty). 2 Feb 2027 is a voluntary Code milestone for Section 1 signatories only.	Art. 50(2); Code §1, Commitment 3, Measure 3.4(c)	—	—
10	☐	**Feasibility note:** where a layer isn't technically feasible yet, keep a dated, reasoned note and a plan.	Art. 50(2); Guidelines paras 80–81	—	—
11	☐	**Keep the visible disclosure** (Art. 50(1) interaction notice; separate duty, no grace period).	Art. 50(1); Art. 50 FAQ	`<AIDisclosureLabel />`, 24 EU languages, plus an optional once-per-session signal when the label comes into view	—
12	☐	**Decide on the Code:** sign it, or document "alternative adequate means".	Art. 50 FAQ; Code of Practice	—	—

Fines (exact wording): Breaches of Article 50 can be fined up to €15 million or, for companies, 3% of total worldwide annual turnover for the preceding financial year, whichever is higher. For SMEs (including start-ups) and small mid-caps, the cap is whichever of the two is lower. National authorities (or the AI Office for systems it supervises) set fines case by case.

Sources:

- Reg. (EU) 2026/1744 (Art. 111(4)): eur-lex.europa.eu/eli/reg/2026/1744/oj/eng
- Art. 50 FAQ: digital-strategy.ec.europa.eu/en/faqs/transparency-obligations-under-article-50-ai-act
- Guidelines on Art. 50 (Annex, C(2026) 5054 final, 20 Jul 2026): digital-strategy.ec.europa.eu/en/library/guidelines-transparency-obligations-providers-and-deployers-ai-systems
- Code of Practice: digital-strategy.ec.europa.eu/en/policies/code-practice-ai-generated-content

Spurvik is not affiliated with or endorsed by the EU. Its provenance record supports, but does not replace, Article 50(2) machine-readable marking. Supports parts of your Art. 50 work; responsibility stays with you. EyeTea Solutions ApS, CVR 37093378, Trekantområdet, Denmark.