



cerre

Centre on Regulation in Europe

DMA POLICY RECOMMENDATIONS

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cerre.eu

Improving network and digital industries regulation

IN CASE OF DOUBT ... CHECK OUT

- **United** (common key features) in **diversity** (of business models)
- Conduct can be at the same time **pro and anti-competitive**
- Multiple and amplified **trade-offs** to be decided with large information asymmetry and high uncertainty

Large blue geometric shapes, including triangles and polygons, are positioned in the top left corner of the slide.

OBJECTIVES

- Promoting **competition, market contestability** and **innovation**
- **Empowering users**
- Ensuring B2C and B2B **fair** relationships
- Promoting the **Digital Single Market**

CRITERIA FOR INTERVENTION

BE LARGE

Unique users, time on site, proportion of interactions, etc.

HOLD A GATEKEEPER POSITION

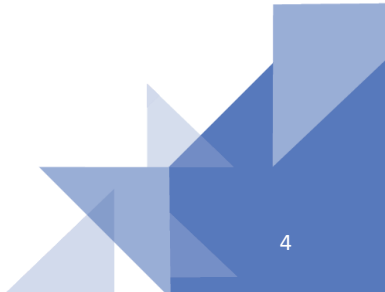
Dependency: large users base which has low ability and incentive to multi-home or switch

ENDURING MARKET POWER

Entry barriers to **existing services** & to **future services** (control of innovation capabilities)

ORCHESTRATE AN ECOSYSTEM

Conglomerate presence



INTERVENTIONS

- **PROHIBITIONS TO GUARANTEE FAIR AND COMPETITIVE**
- **WITH A POSSIBILITY OF JUSTIFICATIONS**
 - **Dis-empowering consumers** to multi-home or switch
 - E.g. default and nudges, anti-steering, limiting data portability
 - **Dis-empowering business users** to multi-home or switch
 - E.g. MFN, exclusivity
 - Anticompetitive and unfair **leverage** of gatekeeper power across markets
 - E.g. some forms of self-preferencing and bundling
 - **Unfair contractual terms and practices**
 - E.g. retroactivity, termination/suspension
- **OBLIGATIONS TO GUARANTEE MARKET CONTESTABILITY**
 - Interoperability and access to API
 - Data sharing

INSTITUTIONS AND ENFORCEMENT

- **INSTITUTIONAL DESIGN**

- EU institution, with support of National Digital Agencies
- Independence, sanction, due process and judicial review


- **NEW WAYS OF ENFORCEMENT**

- Participatory
- Experimental
- Data based
- Technological and by design

The logo consists of the word "cerre" in a lowercase, sans-serif font, centered within a white square. The background of the slide features abstract geometric shapes in various shades of blue and white, creating a modern, layered effect.

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