

DMA Enforcement: Trends and gaps in the first year of application

21-22 November 2024

Sparks, Rue Ravenstein 60, 1000 Brussels

ARTICLE19



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Digital Governance



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Starting from 7 March 2024, the gatekeepers designated by the European Commission under the Digital Markets Act (DMA) are called to comply with the obligations under this new regulatory framework. Both business users and end users should be able to see and profit from tangible change in gatekeepers' practices. Questions around how to enforce the DMA are joined by new ones: Is it working? How can compliance with the rules be assessed? Is the regulatory dialogue leading to good results? What does the evidence say about enforcement? What are the main procedural challenges?

Regulators and gatekeepers will continue to face novel issues in this crucial first year of enforcement. They need to interpret and apply the DMA in a way that guarantees its full potential and leads to the achievement of its main goals, amid ongoing debate over which goals should prevail and guide enforcement. And now that gatekeepers are responding (or not), regulators have more to assess and eventually impose. The simple fact that less than a month from 'compliance day' the European Commission decided to investigate Apple, Google, and Meta over failing to follow new digital rules shows that successful enforcement is not an easy task, and far from granted.

ARTICLE 19, with the support of the Amsterdam Centre for European Law and Governance, the Hertie School Centre for Digital Governance, Université de Namur, and the University of Trento, are excited to be organising our second annual DMA enforcement symposium.

This year's edition will see invited scholars present and discuss their research with European Commission officials dealing with the enforcement of the DMA and other stakeholders. We are honoured to be able to facilitate a direct and ongoing dialogue between scholars and regulators.

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THURSDAY

09:30 – 10:15 Registration, coffee, breakfast

10:15 – 10:30 **Opening remarks:**
Simonetta Vezzoso, ARTICLE 19

10:30 – 12:00 **Panel I**

Chair:

Joanna Bryson, Hertie School Centre for Digital Governance

Louis Pape, Télécom Paris – CREST

Is Competition Only One Click Away? The Digital Markets Act Impact on Google Maps

Discussant:

Richard May, Organisation for Economic Co-operation and Development

Murtaza Mohiqi, University of Agder, and

Mohammad Anvar Moheghy, KU Leuven

Integrating Human Rights Considerations into the Future Development of Core Platform Services and AI under the Digital Markets Act

Discussant:

Camila Leite Contri, Instituto Brasileiro de Defesa do Consumidor – IDEC

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THURSDAY

Todd Davies, University College London,
and **Spencer Cohen**, University of Oxford
Error Costs, Platform Regulation, and Democracy

Discussant:

Luigi Malferrari, Legal Service of the European Commission

12:00 – 13:00 Lunch

13:00 – 14:30 **Panel II**

Chair:

Anna Rita Bennato, Loughborough Business School

Megan Kirkwood, Independent

*Interoperability and the DMA in Action: Developers
Experiences of Data Portability API Access*

Discussant:

Kati Cseres, Amsterdam Center for European Law &
Governance

David Führer, Vienna University of Economics and Business
Allowing External Payment Systems

Discussant:

Lena Hornkohl, University of Vienna

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THURSDAY

Pankhudi Khandelwal,

European University Institute

*Interoperability in Digital Markets: Extending
the Regulatory and Technical Framework from
the Financial Sector*

Discussant:

Anna Marchese, Columbia World Projects

14:30 – 15:00 Coffee break

15:00 – 16:00 Fireside chat with **Vittorio Cottafavi,** United States
Department of Justice Antitrust Division

16:00 – 16:15 Closing remarks

19:00 Dinner at Moro, Chau. de Waterloo 375, 1050 Ixelles

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FRIDAY

10:00 – 10:30 Breakfast and coffee

10:30 – 12:00 **Panel III**

Chair:

Alexandre de Streel, Université de Namur

Annika Stöhr and **Oliver Budzinski**,

Ilmenau University of Technology

*Regulating Recommender Systems? A Comparative
Analysis of Identification Tests and Regulatory Options*

Discussant:

Chiara Caccinelli, Arcep

Smitha Khorana, Independent

*Personalization and Freedom of Expression in the
Regulation of the Digital Markets Act*

Discussant:

Ana Malheiro, European Commission

Friso Bostoen and **Giorgio Monti**, Tilburg University

*The Rhyme and Reason of Gatekeeper Designation under
the Digital Markets Act*

Discussant:

Giacomo Tagiuri, Amsterdam Centre for European Law and
Governance

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FRIDAY

12:00 – 13:00 Lunch

13:00 – 14:30 **Panel IV**

Chair:

Oliver Budzinski, Technical University of Ilmenau

Tania Pantazi, Hellenic Open University

*The Scope and the Limits of the Parity Clauses Prohibition
in the Digital Markets Act*

Discussant:

Sophie Ahlswede, European Commission

Lola Montero Santos, European University Institute

*The Data Obligations under the DMA and their Relationship
with the GDPR*

Discussant:

Brendan van Alsenoy, European Data Protection Supervisor

Miłosz Malaga, Adam Mickiewicz University in Poznań

*DMA Private Enforcement: Bridging the Gap Between
Fairness and Effectiveness*

Discussant:

Franco Mariuzzo, University of East Anglia

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FRIDAY

14:30 – 15:00 Coffee break

15:00 – 16:30 **Panel V**

Chair:

Viktorija Morozovaite, Amsterdam Centre for European Law and Governance

Ayse Gizem Yasar, London School of Economics;
Carlos Mougan, University of Southampton; and
Sarah Hladíková, Vrije Universiteit Amsterdam
Integration of Generative AI in the Digital Markets Act: Contestability and Fairness from a Cross-Disciplinary Perspective

Discussant:

Alexandre de Stree, Université de Namur

Lucas Lasota, Weizenbaum Institute, and
Jithendra Palepu, Free Software Foundation Europe
Recap on Vertical Interoperability Under the DMA: Assessing Apple's Compliance Policy for Art. 6(7) from the Perspective of FOSS

Discussant:

Robert Benditz, European Commission

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FRIDAY

Cristina Teleki, Maastricht University

The Conversational Nature of the DMA: A

Taxonomy of Actors, Conversations and Purposes

Discussant:

Alexandre Ruiz Feases, European Commission

16:30 – 17:30 **Final reflections and takeaways**

Moderator:

Simonetta Vezzoso, University of Trento

Filomena Chirico, European Commission

Camila Leite Contri, Instituto Brasileiro de Defesa do Consumidor – IDEC

Benjamin Erhart, Guardian Project

Vanessa Turner, BEUC: The European Consumer Organisation

Acknowledgements

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The symposium is the follow up to a call for abstracts launched in May 2024, and we are deeply grateful to the members of the Scientific Committee who peer-reviewed the abstracts we received and helped with the selection process.

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Special Thanks to Our Scientific Committee

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