DSA's and DMA's implementation

The Centre on regulation in Europe (CERRE) held its Digital Platforms Summit on 17th January 2024, about the implementation of the Digital Services Act (DSA) and the Digital Markets Act (DMA). After an opening keynote by Rita Wezenbeek (DG Connect) followed a panel composed of future national authorities, CERRE, and a civil society organisation. Relevant points in the discussions highlighted the new obligations of the "very large online platforms" (VLOPs), such as transparency requirements about content moderation decisions, ad repositories, or the updates of the terms and references of such platforms. Some policy changes already made by VLOPs were mentioned. No details were given about VLOPs' ongoing appeals and litigation cases.

The cooperation between the national Digital Services Coordinators (DSCs) was depicted as a critical challenge for the implementation of the DSA. As a reminder, the DSCs will be empowered with certification tasks, such as the certification of "trusted flaggers" and "out-of-court dispute settlement" bodies (OoC). Whereas all DSCs will have to be appointed by 17th February, most of them are already known, as shown on the map made available <u>on a webpage of Hogan Lovell's</u> law firm.

A guideline document is expected to be prepared by the European Commission in 2024 about the implementation of the DSA's Trusted Flaggers and OoC Dispute settlement provisions, preceded by a consultation.

With the DSA's full implementation kicking in as from 17th February, the platforms obligations about the transparency of online advertising (Article 26) will take effect. EDAA, heading up a broad industry coalition, has developed an innovative solution - the Advanced Advertising Transparency Programme (AATP) - that enables companies to deliver against the heightened transparency requirements of Europe's landmark Digital Services Act (DSA). This development builds on the well-recognised AdChoices Icon to facilitate a harmonised, industry-wide approach to the delivery of transparency notices, alongside meaningful consumer choice and control.

It is also noteworthy that the European Commission is organising a workshop on 30th January, with speakers from Alphabet and Meta, on the application of the obligations under the DMA pertaining the provision of information to advertisers and publishers on the remuneration, price and metrics linked to advertisements.

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