

European Parliament agrees on DMA Report: further technical discussions needed on the annex

Following the discussion in the European Parliament Plenary, on Wednesday, the Members of the European Parliament voted and adopted the Report by Andreas Schwab on the Digital Markets Act (DMA). Luca Cassetti, Secretary General of Ecommerce Europe commented:

“Ecommerce Europe generally congratulates the European Parliament on reaching a final agreement on their DMA Report. Nevertheless, we believe that further work on the annex and technical analysis of the Regulation will be necessary during the trilogue negotiations to avoid far-reaching negative consequences for e-commerce.”

Ahead of the upcoming interinstitutional negotiations on the DMA, Ecommerce Europe would like to share its remaining concerns on the annex proposed both in the General Approach of the Council of the EU and the European Parliament’s position.

The annex, which proposes a methodology for identifying and calculating the ‘active end users’ for each core platform service, does not properly reflect the reality of an e-commerce marketplace. In the case of transaction-based platforms, such as marketplaces, an important distinction must be made between active customers and visitors. The active usage refers to the situation in which a transaction has been facilitated and revenue is generated. Ecommerce Europe calls on legislators to implement a more granular approach in defining ‘active end users’ of online intermediation services according to the respective business models and including an example of a transaction-based platform in the annex.

Ecommerce Europe will constructively contribute to the upcoming trilogue discussions and continue to represent the interest of the digital commerce sector on this important Regulation.

Ecommerce Europe’s latest position on the DMA can be found [here](#).

END

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