


# Workshop on Competition in Digital Markets: Recent Enforcement and New Regulations

 24 February 2023  09:30 – 15:45

 Registration at this [link](#)

 Paris, OECD Conference Centre – Room CC2  
and via Zoom

 Documentation: <https://oe.cd/wk-cdmk>

## AGENDA

This workshop will focus on recent regulatory initiatives enacted or proposed across OECD jurisdictions for competitive digital markets and will present recent competition enforcement cases that could shed some light on the main theories of harm and remedies developed under traditional competition law provisions in order to address similar concerns.

The agenda of the workshop will be split in three parts: (i) recent regulations or proposals for competitive digital markets; (ii) data-related concerns and remedies, including interoperability, data portability, restrictions on cross-use of data and privacy concerns, (iii) self-preferencing as a theory of harm in digital markets.

This workshop will only be open only to representatives of competition authorities. While some authorities will give specific presentations, all participants are welcome to intervene and share their insights and comments.

09:30 – 09:40 **Welcome and opening remarks by Antonio Capobianco (OECD)**

09:40 – 10:00 **Introduction by the Secretariat of the work on regulations for digital markets**

**Presentation by the moderator, Professor Giuseppe Colangelo, *Professor of Competition Law and Economics (University of Basilicata, Italy) and Adjunct Professor of Markets, Regulations and Law (LUISS University, Italy)* on “The relationship between traditional competition law provisions and recent regulatory reforms”**

### PART 1: Recent regulations or proposals for competitive digital markets

10:00 – 10:45 **Presentation by Gina Cass-Gottlieb (ACCC, Australia) on the [Digital Platform Services Inquiry Report and recommended regulatory reforms](#)**

**Presentation by Paola Sfasciotti (AGCM, Italy) on recent amendments to the Italian Competition Act (abuse of economic dependence and the presumption for digital platforms providing intermediation services, non-exhaustive list of abusive practices, and merger control)**

**Presentation by Matthew Chiasson (Competition Bureau, Canada) on the modernization of competition law and the public consultation “*Making Competition Work for Canadians: A consultation on the future of competition policy in Canada*”**

10.45 – 11:00 **Coffee break**

## PART 2: Data-related concerns and remedies, from privacy concerns to interoperability obligations

11:00 – 12:45

**Presentation by Christian Grobecker (European Commission, EU)** on [Meta/Kustomer](#) and [Google/Fitbit](#) in relation to interoperability, access to APIs and the competitive issues arising from the accumulation and combination of data.

**Presentation by Johanna Hartog (Bundeskartellamt, Germany)** on the competitive advantages, and competition and privacy concerns from the collection, combination and processing of data in light of [Google's data processing terms](#) case and [Apple's tracking rules for third-party apps](#) case

**Presentation by Femke Nagelhoud (ACM, the Netherlands)** on the [market study into cloud services](#).

**Presentation by Pascale Déchamps (Autorité de la Concurrence, France)** on the interplay between privacy concerns and competition enforcement, agency design and formal and informal co-operation between regulators: practical insights from the [Apple's App Tracking Transparency case](#).

**Presentation by Euan MacMillan, Robin Van Mulders and Franck Fourniol (CMA, UK)** on [Google Privacy Sandbox](#) and privacy-protection tools raising competition concerns: the test, trial and monitoring of commitments to address legitimate privacy concerns without distorting competition, and the forward-looking approaches under the proposed *Pro-competition regime for digital markets*

12:45 – 14:00

Lunch break

## PART 3: Self-preferencing

14:00 – 15:30

**Presentation by Rezzi Ingemarsson (European Commission, EU)** on the [Amazon Marketplace](#) and [Amazon Buy Box](#) case: self-preferencing concerns and commitments to ensure equal ranking.

**Presentation by Paola Sfasciotti (AGCM, Italy)** on the [Amazon Logistics](#) case: the recourse to tying for self-preferencing purposes.

**Presentation by Gunnar Kallfaß (Bundeskartellamt, Germany)** on [Google News Showcase](#) and [Meta Quest](#): the commitments to address self-preference and tying concerns under the new Section 19a.

**Presentation by David Geiger (Technology and Digital Platforms Section DoJ, US)** on Department of Justice complaint against [Google](#).

**Presentation by Yael Shanin (ICA, Israel)** on abuse of dominance proceedings regarding the integration of payment cards with competitors' digital wallets.

15:30 – 15:45

Closing remarks by the moderator