


Workshop on Enforcement Challenges in Digital Markets

 7 March 2024  09:30 – 16:30

 [Registration link](#)

 Paris, OECD Conference Centre – Room CC13
and via Zoom

 Documentation: <https://oe.cd/5j7>

AGENDA

This workshop will focus on enforcement challenges encountered by agencies across OECD jurisdictions in digital market cases. Throughout the sessions, we will delve into specific aspects, including relevant markets – multisided platforms and ecosystems, exploitative abuses in the form of unfair trading conditions, and remedies and commitments in abuse of dominance cases in digital markets. The focus on these three critical themes will allow for a detailed exploration of the challenges inherent to digital markets and the strategies employed by agencies to successfully navigate and resolve them. We aim to facilitate an exchange of experiences and ideas among participants.

This workshop is exclusively open to representatives of competition authorities. While certain authorities will deliver a short presentation, we invite all participants to actively engage by sharing their insights and comments.

Moderator: **Pablo Ibáñez Colomo**, Professor of Law at The London School of Economics and Political Science (LSE) ([Bio](#)).

09:30 – 09:40 **Welcome and opening remarks by Antonio Capobianco, the OECD secretariat**

PART 1: Relevant markets – Multisided platforms and ecosystems

09:40– 11:00 Presentation by **Joao Vareda**, Deputy Head of Unit at **DG COMP (European Commission)** on the European Commission's [revised Market Definition Notice](#), focusing on its implications for defining relevant markets in the digital market. *(10 minutes)*

Presentation by **Donggil NAM**, Deputy Director of Anti-monopoly division at the **KFTC (South Korea)** and **Songrim KOO**, seconded at the OECD from the **KFTC**, on KFTC's enforcement actions against Google in two cases, [Google's requirements for mobile game companies to exclusively release games on Google Play](#) and [restrictions on device manufacturers using modified versions of its mobile OS](#), focusing on defining relevant markets. *(10 minutes)*

Presentation by **Lorenzo Clementi**, Senior Officer at the **AGCM (Italy)** on recent enforcement actions in digital markets, highlighting key cases involving Amazon and Google, and the challenges posed by highly innovative markets with significant network and lock-in effects. *(10 minutes)*

Q&A and Discussion *(50 minutes)*

11:00 – 11:15 **Coffee break**

PART 2: Exploitative abuses in the form of unfair trading conditions

11:15 – 13:00 Presentation by **Pierre Bichet**, Case Handler Officer, **DG COMP (European Commission)** on the [Apple \(music streaming\) case](#), exploitative abuse of dominance from Apple concerning the distribution of music streaming apps through its App Store for iPhones and iPads *(10 minutes)*

Presentation by **Pauline Bruant**, Legal Adviser at the **CMA (United Kingdom)** on the [Meta case](#), the Meta's use of data and the concerns regarding unfair trading conditions imposed on advertising customers. (10 minutes)

Presentation by **Gunnar Kallfaß**, Head of the 6th Decision Division at the **Bundeskartellamt, (Germany)** on the [Meta case](#), on the use of personal data from various services without users' consent. (10 minutes)

Presentation by the **Yonatan Cwikel**, Deputy Chief Legal Counsel the **ICA (Israel)** on the [Wolt Consent Decree](#), revolving Wolt's unfair practices in the online food delivery market. (10 minutes)

Presentation by **Toshiyuki Igarashi**, Deputy Director, International Affairs Division the **JFTC (Japan)** on Market Studies on [Mobile OS and Mobile App Distribution](#) and on [News Content Distribution](#). Addressing Exploitative Abuses in Digital Markets, focusing on the regulation against "abuse of superior bargaining position (ASBP)" under the Antimonopoly Act in Japan. (10 minutes)

Q&A and Discussion (55 minutes)

13:00 – 15:00 **Lunch break**

PART 3: Remedies and commitments in abuse of dominance cases in digital markets

15:00 – 16:15 Presentation by **Deborah Wilkie**, Director, Cartels and Antitrust at the **CMA (United Kingdom)** on the [remedies and commitments](#) in the [Meta case](#) and the challenges in addressing competition concerns related to unfair trading conditions and the actual use of data. (10 minutes)

Presentation by **Grégoire Colmet Daâge**, case-handler at the **Autorité de la concurrence (France)** on the [Google case](#) and the acceptant of the commitments, which aim to address competition concerns related to Google's remuneration practices for press publishers and news agencies. (10 minutes)

Presentation by **Freek Bruggert**, Enforcement specialist official at the **ACM (The Netherlands)** on the [Apple Appstore case](#). ACM ruled that Apple imposed unreasonable conditions on dating-app providers for access to the App Store, constituting an abuse of its dominant position. As a result, ACM imposed an order with periodic penalty payments on Apple. (10 minutes)

Q&A and Discussion (45 minutes)

16:15 – 16:20 **Closing remarks**