

Podszun

Digital Markets Act

Article-by-Article Commentary



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edited by

Rupprecht Podszun

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Foreword

The Digital Markets Act (DMA) is the European Union's ambitious attempt to ensure greater contestability and fairness in the platform economy. In this article-by-article commentary, a team of experienced authors provides an initial orientation by going through the Act word by word. Navigation through our commentary is therefore based on the individual provisions of the DMA.

This first edition is being published at an early stage – at the time of writing, the European Commission had not yet taken any decisions other than the designation decisions. However, we believe it is important to contribute to the debate in the difficult first months of application.

The introduction provides an overview, including the principles of interpretation. The private enforcement of the DMA is extensively discussed in Article 39. The Annex to the DMA is dealt with in the commentary on Article 3. A general bibliography with key publications follows the list of authors. The full text of the Regulation with recitals and annex is printed at the end of this book.

I would like to thank Alexander Kirk for his support and the editorial team, especially Matthias Knopik, for their excellent cooperation.

Enjoy reading – and good luck in applying the DMA!

Düsseldorf, February 2024

Rupprecht Podszun

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