

**From:** [REDACTED]  
**To:** [REDACTED]  
**Cc:** [REDACTED] **WHELAN Anthony (CAB-VON DER LEYEN);** [REDACTED]  
**Subject:** Report of videoconference between A. Whelan and Facebook 22 September 2021

***Report of videoconference between A. Whelan and Facebook, 22 September 2021***

**Attendees:**

- [REDACTED] Facebook
- [REDACTED] Facebook
- [REDACTED] Facebook
- Anthony Whelan (CAB VDL)
- [REDACTED]

Facebook representatives explained their actions and willingness to cooperate on advancing the discussions on a renewed privacy shield. Facebook stays available to provide fulsome information on how it works and complies with data protection requirements.

Facebook explained that to its view, solutions that have been proposed **by the US** are satisfactory, within the existing limitations on both sides. Facebook explained the challenges for its business model and infrastructure if there would be no solution found.

On the DMA, Facebook recalled that it remains convinced regulation is needed in this area, but pointed out at the risk of unintended consequences. The implementation of the DMA will be very challenging and will require running several processes. Guidance in the compliance or the possibility to consult the Commission would be helpful. In addition, the consequence of the implementation of the DMA will be that instead of running Facebook as one seamless experience, users may have to log in for different applications. Facebook also stressed the importance for the DMA to remain a single instrument at EU level, and not fragmenting the enforcement at national level. On self-preferencing, having a consumer test is important, since it can also create benefits for business users by helping them in entering new markets.

With respect to the DSA, Facebook is working on having leaner systems permitting storing and processing less data while still delivering targeted advertising.



**European Commission**



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