

From: [COMP DG OFFICE](#)
To: [REDACTED] [\(COMP\)](#)
Cc: [COMP A MAIL](#)
Subject: FW: DMA - Trilogue | Request for meeting | AV and book position
Date: jeudi 13 janvier 2022 15:26:47
Attachments: [image002.jpg](#)
Importance: High

Hi [REDACTED],

Not possible for Olivier.

He asked whether you can meet them ?

Thanks

[REDACTED]

From: [REDACTED] >
Sent: Wednesday, January 12, 2022 11:36 AM
To: GUERSENT Olivier (COMP) <xxxxxxx.xxxxxxxx@xx.xxxxxx.xx>
Cc: [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Subject: DMA - Trilogue | Request for meeting | AV and book position

Importance: High

Dear Mr Guersent,

Cher Monsieur Guersent,

We are a **coalition** representing stakeholders from both **the book and the audiovisual sectors**. These two sectors have faced important changes with the establishment on our territories of huge digital platforms tackling the market of our industries. Indeed, their important gatekeeper power has made them unescapable for us.

At the same time, **access to data is key** for all areas of business, including ours. When **Amazon** sells a book online whether directly or on behalf of the publisher, it is the **only one to have access to the data** deriving from this transaction, including qualitative information on the purchaser's profile. The **same** is true for the audiovisual sector regarding **Amazon Prime**. But European SMEs need access to the data generated with their works and products on these platforms.

Therefore, during the negotiations in Parliament and Council on the DMA, **we have advocated for the addition of the "ancillary services"** to Article 5 and 6 (particularly article 6.i that gives access to data) so as to reach this goal. This advocacy was taken up by some EP Committees. Nonetheless, a final clarification was needed on the definition of ancillary services and was adopted by the **EP Plenary**:

Amendment 244

Recital 14 (a) new : Gatekeepers may also provide other ancillary services, for instance retailing or distribution activities, that are targeted at end users alongside their core platform services. Such ancillary services can compete with business users of the core platform service and contribute significantly to the imbalance in a given market and ultimately increase unfairly the gatekeeper's power, including in relation to the gatekeeper's business partners, such as suppliers of goods or services, relying on such ancillary service. To prevent gatekeepers from unfairly benefiting from the leverage

provided by provision of parallel services, such ancillary services should also be subject to the obligations applicable to core platform services.”

Within the context of the **DMA triologue** and the first meeting held on 11 January 2022 as well as in view of the second meeting planned for February, **we would be glad to have the opportunity to explain you our views on this topic.** We remain at your disposal to fix any date that would suit you.

Very best regards,

On behalf of :

[REDACTED]

