

**EUROPEAN COMMISSION**

DIRECTORATE-GENERAL FOR COMMUNICATIONS NETWORKS, CONTENT AND TECHNOLOGY  
DIRECTORATE GENERAL FOR INTERNAL MARKET, INDUSTRY, ENTREPRENEURSHIP AND SMEs  
DIRECTORATE-GENERAL FOR COMPETITION

The Directors-General

**Brussels , Reg Nr**

**NOTE FOR THE ATTENTION OF  
MS. VERONICA GAFFEY, CHAIR OF THE REGULATORY SCRUTINY BOARD**

**Subject: Impact assessment of a Digital Markets Act**

Dear Veronica,

Please find attached the draft impact assessment report on the proposal for a Digital Markets Act for consideration and examination by the Regulatory Scrutiny Board at its meeting of 4 November 2020. The minutes of the last inter-service steering group, which took place on 6 October 2020, are being finalised by SG.E1 and will be sent to you directly for your convenience.

This draft impact assessment brings together the consultations and Inception Impact Assessments on (i) a Digital Services Act package: ex ante regulatory instrument of very large online platforms acting as gatekeepers; and (ii) a New Competition Tool. The draft impact assessment has been prepared in accordance with the Commission's Better Regulation guidelines.

The draft impact assessment examines the possible policy options that the Commission is considering in order to ensure a competitive digital economy and in particular fair and contestable platform markets.

This objective feeds into the strategic course set out in Commission President von der Leyen's mission letter for Executive Vice-President Vestager. A similar line was highlighted in the Commission's Communication "Shaping Europe's digital future" calling for actions to ensure that the competition rules "*remain fit for a world that is changing fast*" and to "further explore, in the context of the Digital Services Act package, ex ante rules to ensure that markets characterised by large platforms with significant network effects acting as gate-keepers, remain fair and contestable for innovators, businesses, and new market entrants".

Our services remain at your full disposal to answer any questions pertaining to the documents provided.

Yours sincerely,

(e-Signed)

(e-Signed)

(e-Signed)

Roberto VIOLA

Kerstin JORNA

Olivier GUERSENT

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(CNECT); [redacted] (CNECT); [redacted] ([redacted] [redacted]  
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