

**TEMPLATE RELATING TO THE REASONED REQUEST FOR A
SPECIFICATION PROCESS PURSUANT TO ARTICLE 8(3) OF REGULATION
(EU) 2022/1925 (Digital Markets Act)**

Date of last update: 9 October 2023

The Commission may regularly update this template to request further information which gatekeepers should provide. Gatekeepers should therefore refer to the latest version of this template available on the Commission’s website for the Digital Markets Act.¹

INTRODUCTION

Pursuant to Article 8(3) of Regulation (EU) 2022/1925 of the European Parliament and of the Council of 14 September 2022 on contestable and fair markets in the digital sector Regulation (the ‘Digital Markets Act’),² “[a] gatekeeper may request the Commission to engage in a process to determine whether the measures that that gatekeeper intends to implement or has implemented to ensure compliance with Articles 6 and 7 are effective in achieving the objective of the relevant obligation in the specific circumstances of the gatekeeper. The Commission shall have discretion in deciding whether to engage in such a process, respecting the principles of equal treatment, proportionality and good administration. In its request, the gatekeeper shall provide a reasoned submission to explain the measures that it intends to implement or has implemented. The gatekeeper shall furthermore provide a non-confidential version of its reasoned submission that may be shared with third parties pursuant to paragraph 6.”

This template specifies the information the Commission needs when assessing a request to engage in the process referred to in Article 8(3) of that Regulation.

SECTION 1

Contact information of the undertaking submitting the reasoned request

- 1.1 Provide the following information about the undertaking submitting the reasoned request (the “Undertaking”):
 - 1.1.1 name of the Undertaking;
 - 1.1.2 contact details:
 - 1.1.2.1 name, address, telephone number and e-mail address of, and position held by the appropriate contact person. The address given must be an address at which documents may be served and the contact person given shall be deemed to be authorised to accept service;
 - 1.1.2.2 if one or more authorised external representatives of the Undertaking are

¹ Accessible here: https://digital-markets-act.ec.europa.eu/legislation_en.

² Regulation (EU) 2022/1925 of the European Parliament and of the Council of 14 September 2022 on contestable and fair markets in the digital sector and amending Directives (EU) 2019/1937 and (EU) 2020/1828 (Digital Markets Act) (Text with EEA relevance), OJ L 265, 12.10.2022, p. 1.

appointed, the name, address, telephone number and e-mail address of, and position held by, each such representative to whom documents may be served. Provide also the original written Power of Attorney for such representative(s) (based on the model Power of Attorney available on the Commission's website³).

SECTION 2

Details about the request for specification

Should the Undertaking's request for specification concern more than one core platform service and/or more than one obligation, please fill in Section 2 of this form separately for each core platform service and for each of the relevant obligations.

- 2.1. Please specify in clear terms:
- 2.1.1. The core platform service and the specific obligation, or part thereof, under Articles 6 and 7 of Regulation (EU) 2022/1925 that are concerned by this request;
 - 2.1.2. The issue or question the Undertaking would like to address during the specification process and the reasons the Undertaking considers that such a process is appropriate to ensure effective compliance with the obligation concerned.
- 2.2. Please provide a detailed explanation of how the Undertaking intends to effectively comply with the obligation covered by this request. In particular, please explain how each specific measure or group of measures that the Undertaking has implemented or intends to implement ensures effective compliance with the obligation subject to this request.
- 2.3. If applicable, please explain how such specific measure or group of measures interact(s) with other specific measures or groups of measures to ensure compliance with other obligations under Regulation (EU) 2022/1925. Provide any internal document prepared in this regard.
- 2.4. For each measure or group of measures referred to in Section 2.2 that has not yet been implemented, please provide an estimate of the expected time needed to implement them. Please also submit any internal documents setting out the Undertaking's plan for rolling out and implementing the measures referred to under Section 2.2.

³ Accessible here: https://digital-markets-act.ec.europa.eu/legislation_en.

- 2.5. Please explain how the Undertaking will monitor compliance with the obligation subject to this request.
- 2.6. Please indicate whether any alternative measures to the ones listed in Sections 2.2., 2.3. and 2.4. were considered, describe them and explain the reasons why they have been considered insufficient to ensure effective compliance with the relevant obligation or why they have been discarded on other grounds. Please also submit any internal document assessing these alternative measures.
- 2.7. Please provide any additional information that the Undertaking considers relevant for the Commission's assessment of the Undertaking's request.

SECTION 3

Non-confidential version

- 3.1. Please provide a clear and comprehensive non-confidential version of the Undertaking's reasoned request. This non-confidential version will be published on the Commission's website for the Digital Markets Act pursuant to Article 8(6) of Regulation (EU) 2022/1925.

For guidance on confidentiality claims, please refer to the Commission's guidance in relation to antitrust and mergers procedures:

- https://ec.europa.eu/competition-policy/document/download/ea2cbf27-412c-4394-b872-dd4b4e3a840b_en
- https://ec.europa.eu/competition-policy/system/files/2021-03/guidance_on_preparation_of_public_versions_mergers_26052015.pdf

SECTION 4

Declaration

The submission should conclude with the following declaration, which should be signed on behalf of the Undertaking:

'[Name of the Undertaking], as a gatekeeper, declares that, to the best of its knowledge and belief, the information given in this submission is true, correct, and complete, that all estimates are identified as such and are its best estimates of the underlying facts, and that all the opinions expressed are sincere.'

For digitally signed forms, the following fields are for information purposes only. They should correspond to the metadata of the corresponding electronic signature(s).

Date:

[signatory 1]

Name:

Organisation:

Position:

Address:

Phone number:

E-mail:

["e-signed" / signature]