



E-BUSINESS

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ELECTRONIC COMMUNICATION**





**EU DIGITAL
SERVICES
REGULATION**

DSA and DMA

1

15.12.2020
PROPOSAL

DSA was submitted along with the Digital Markets Act (DMA) by the European Commission to the European Parliament and the Council on 15 December 2020.

2

04-10.2022
AGREEMENT

On 22 April 2022, European policymakers reached an agreement on the Digital Services Act. The European Parliament approved the DSA on 5 July 2022. On 4 October 2022, the European Council gave its final approval to DSA

3

19.10.2022
PUBLICATION

The Digital Services Act was published in the Official Journal of the European Union on 19 October 2022.

4

17.02.2024
ENTRY INTO FORCE

DSA will apply from 17 February 2024. However, some articles apply from 16 November 2022.

DIRECTIVE ON ELECTRONIC COMMERCE



The DSA updates existing rules on platform responsibilities in the provision of digital services by means of revising the legal regime enacted by Directive 2000/31/EC (the e-Commerce Directive).



<https://eur-lex.europa.eu/legal-content/EN/ALL/?uri=celex%3A32000L0031>

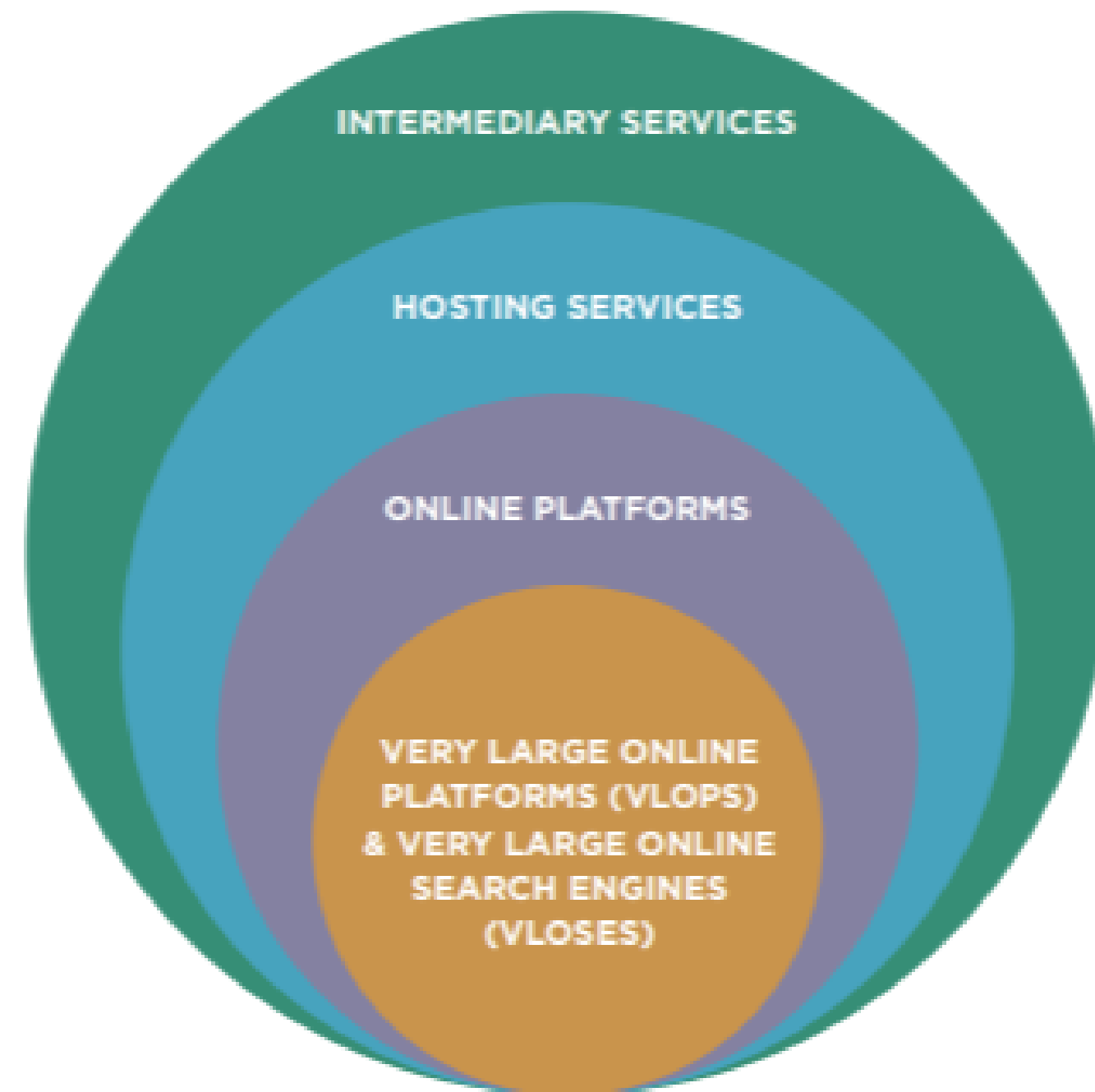




DIGITAL SERVICES ACT

SCOPE OF APPLICATION

WHAT KIND OF DIGITAL SERVICES FALL IN THE DSA'S SCOPE



VLOPs and VLOSEs

- 17 Very Large Online Platforms (VLOPs)
- 2 Very Large Online Search Engines (VLOSEs)

that reach at least 45 million monthly active users.

Very Large Online Search Engines:

- Bing
- Google Search



Very Large Online Platforms:

- Alibaba AliExpress
- Amazon Store
- Apple AppStore
- Booking.com
- Facebook
- Google Play
- Google Maps
- Google Shopping
- Instagram
- LinkedIn
- Pinterest
- Snapchat
- TikTok
- Twitter
- Wikipedia
- YouTube
- Zalando

MODERATION RULES



The DSA does not impose any general obligation on providers to moderate content that users posted on their services

DO PROVIDERS HAVE TO MODERATE CONTENT?



Whenever content is flagged to providers as being illegal, they do need to take action (article 16)

NOTICE AND ACTION



Notices flagging illegal content submitted by trusted flaggers must be treated preferentially (article 22)

TRUSTED FLAGGERS

DARK PATTERNS

(67) Dark patterns on online interfaces of online platforms are practices that materially distort or impair, either on purpose or in effect, the ability of recipients of the service to make autonomous and informed choices or decisions. Those practices can be used to persuade the recipients of the service to engage in unwanted behaviours or into undesired decisions which have negative consequences for them.

THANK YOU

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