



2020/2018(INL)

17.4.2020

DRAFT OPINION

of the Committee on Transport and Tourism

for the Committee on the Internal Market and Consumer Protection

Digital Services Act: Improving the functioning of the Single Market
(2020/2018(INL))

Rapporteur for opinion: Josianne Cutajar

(*) Associated committee – Rule 57 of the Rules of Procedure

PA_INL

SUGGESTIONS

The Committee on Transport and Tourism calls on the Committee on the Internal Market and Consumer Protection, as the committee responsible, to incorporate the following suggestions into its motion for a resolution:

- A. whereas the framework in the e-Commerce Directive pre-dates the digital economy era and thus does not reflect the technical, economic and social reality of today's online services in the transport and tourism sector;
1. Notes that the scope of the definition of information society services provided for in the e-Commerce directive has been subject to a rich case-law by the European Court of Justice, especially regarding online platforms in the transport and short-rentals sectors, and hence needs to be clarified;
 2. Calls on the Commission to clarify the liability of Transport and Tourism platforms; invites the Commission to set a uniform obligation for platforms to verify the legality of the service offered and the service provider and to act on illegal content, through a legally binding Notice and Action procedure.
 3. Stresses the importance of establishing a European Authority tasked with overseeing the online platform market, with offices for Transport and Tourism.
 4. Calls on the Commission to enhance the relationship between stakeholders and local authorities in the Short-Term Rental market and mobility services.
 5. Draws attention to the importance of data access in the platform economy; highlights the vital role data plays for local governments in enforcing and developing policies in the fields of Transport and Tourism;
 6. Stresses the need to build on the P2B Regulation to limit the dominance of market giants in the Transport and Tourism sector; stresses the urgency for the Commission to establish well defined criteria regarding "size" of platforms.
 7. Calls on the Commission to come up with a comprehensive framework to align the working conditions of platform workers with those of regular employees;
 8. Emphasizes the need for transparency in Transport and Tourism platforms, specifically on algorithms affecting service, pricing, and advertising.
 9. Highlights the need for online platforms in Transport and Tourism to promote sustainability, also in line with the European Green Deal.

**ANNEX: LIST OF ENTITIES OR PERSONS
FROM WHOM THE RAPPORTEUR FOR THE OPINION HAS RECEIVED INPUT**

The following list is drawn up on a purely voluntary basis under the exclusive responsibility of the rapporteur. The rapporteur has received input from the following entities or persons in the preparation of the Draft Opinion of the Committee on Transport and Tourism for the Committee on the Internal Market and Consumer Protection *Digital Services Act: Improving the functioning of the Single Market (2020/2018(INL))*:

Entity and/or person
BEUC
Airbnb
EU Travel Tech
UBER
ETUC
International Road Union (IRU)
Centre for Democracy and Technology
European Holiday Home Association (EHHA)
DG MOVE
DG GROW
DG Connect
DG EMPL