

**Priority question for written answer P-000610/2024  
to the Commission**

Rule 138

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**Subject:** Apple's detrimental App Store terms and compliance with the Digital Markets Act (DMA)

Apple recently announced new terms for its App Store in the EU<sup>1</sup>, stating that it intended to comply with the DMA. In particular, Apple proposes offering developers a choice between the current terms or the new terms, under which apps downloaded more than one million times will have to pay Apple a new, recurring EUR 0.50 core technology fee (CTF) per user, on top of other commissions. In practice, Apple's scheme would force developers to choose between terms that do not allow them to derive any benefit from the DMA, such as alternative payment systems, or the new terms under which any benefits are conditional upon the payment of exorbitant fees. Public reactions indicate that the new terms are so detrimental that many developers would rather stay in the current, unfair system.

Can the Commission clarify:

1. Whether gatekeepers such as Apple are allowed to maintain terms that are not compliant with the DMA, such as Apple's current terms?
2. What reassurances has Apple provided, if any, that it will not decide one day to sunset the current terms, force all developers to accept the new terms and collect the CTF?
3. What can the Commission do to protect developers after 7 March 2024 if Apple does not comply with the DMA?

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<sup>1</sup> <https://www.apple.com/newsroom/2024/01/apple-announces-changes-to-ios-safari-and-the-app-store-in-the-european-union/>.