



**Asia-Pacific  
Economic Cooperation**

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Session 2

## **Electronic Commerce Chapter in ASTEP**

Submitted by: Chinese Taipei



**APEC**  
PHILIPPINES  
2 0 1 5

**Trade Policy Dialogue on WTO-Plus Aspects of  
Recently Concluded Regional Trade  
Agreements and Free Trade Agreements  
Boracay, Philippines  
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# ELECTRONIC COMMERCE CHAPTER IN ASTEP

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## OUTLINE

- Key Elements
  - WTO+
  - Mutual Benefits
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## KEY ELEMENTS-1/4

- No custom duties :
    1. §11.3 : Neither Party may impose customs duties on electronic transmission between the Parties.
    2. Shall determine the customs value of an imported carrier medium bearing a digital product based on the cost or value of the carrier medium alone
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## KEY ELEMENTS-2/4

- Non-discriminatory treatment : §11.4
    1. National Treatment
    2. Most Favored Treatment
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## KEY ELEMENTS-3/4

- Authentication and electronic signatures:§11.5
    1. Appropriate authentication methods for electronic transaction
    2. Have the opportunity to establish before judicial or administrative authorities that their electronic transaction complies with any legal requirements with respect to authentication
    3. May not deny a signature legal validity solely on the basis that it is an electronic signature.
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## KEY ELEMENTS-4/4 (1)

- Paperless and cooperation :§11.6 & 11.7

Shall endeavour to make all trade administration documents available to the public in electronic form and accept trade administration documents submitted electronically

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## KEY ELEMENTS-4/4 (2)

- Paperless and cooperation :§11.6 & 11.7

Cooperate to promote the use of electronic commerce by small and medium enterprises, sharing information and experiences, encouraging the private sector to adopt self-regulation, and actively participating in bilateral and multilateral fora to promote the development of electronic commerce

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## WTO +

1. Custom Duty : The decision adopted at the WTO Ministerial Conference of December 2011
  2. Commitment:
    - GATS- Positive List
    - ASTEP- Negative List
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## MUTUAL BENEFITS

1. Cooperation on promoting electronic commerce- expand electronic commerce markets
  2. Sharing information and experience- strengthen legal basis and commercial mechanism for electronic commerce business
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Thank you for your attention

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