



**Asia-Pacific
Economic Cooperation**

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Session: 2

How to Create a Safe and Trust-Worthy Market Environment for Electronic Commerce

Submitted by: Brookings Institution



**Symposium on APEC Supporting the WTO
Negotiations on Trade Related Aspects of
E-Commerce
24-25 March 2021**



SYMPOSIUM ON APEC SUPPORTING THE WTO NEGOTIATIONS ON TRADE RELATED ASPECTS OF E-COMMERCE



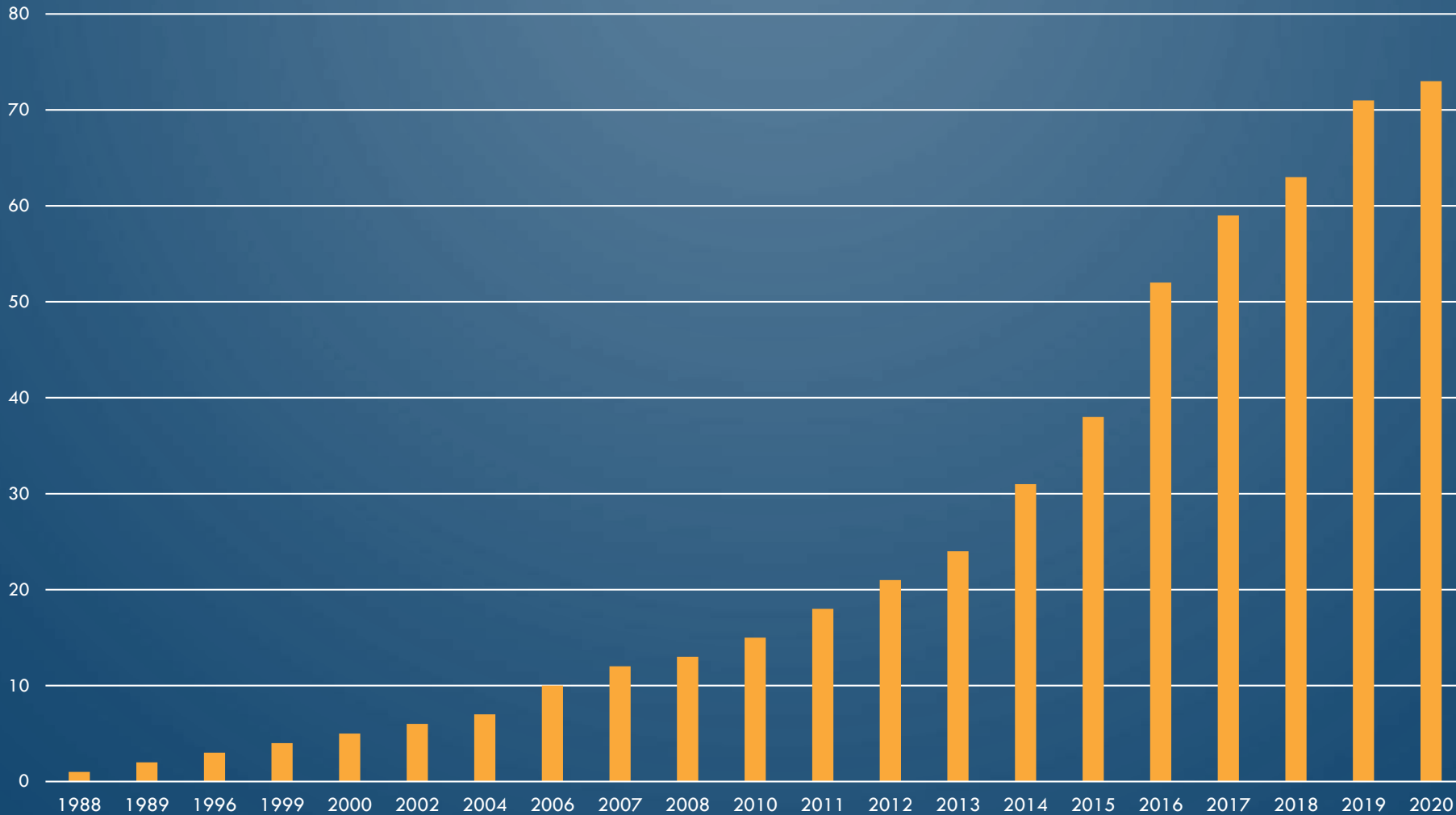
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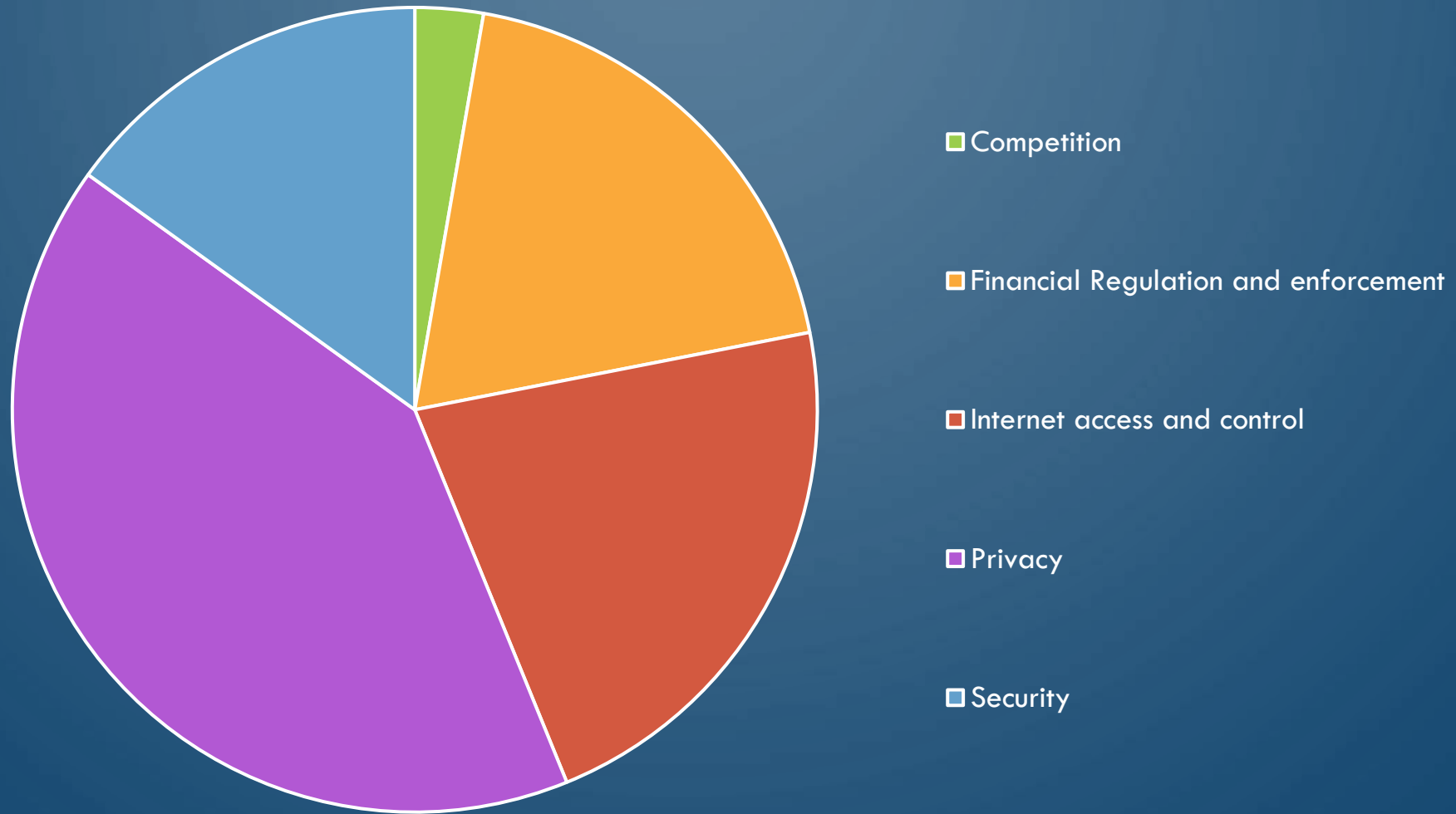
March 24-25th, 2021



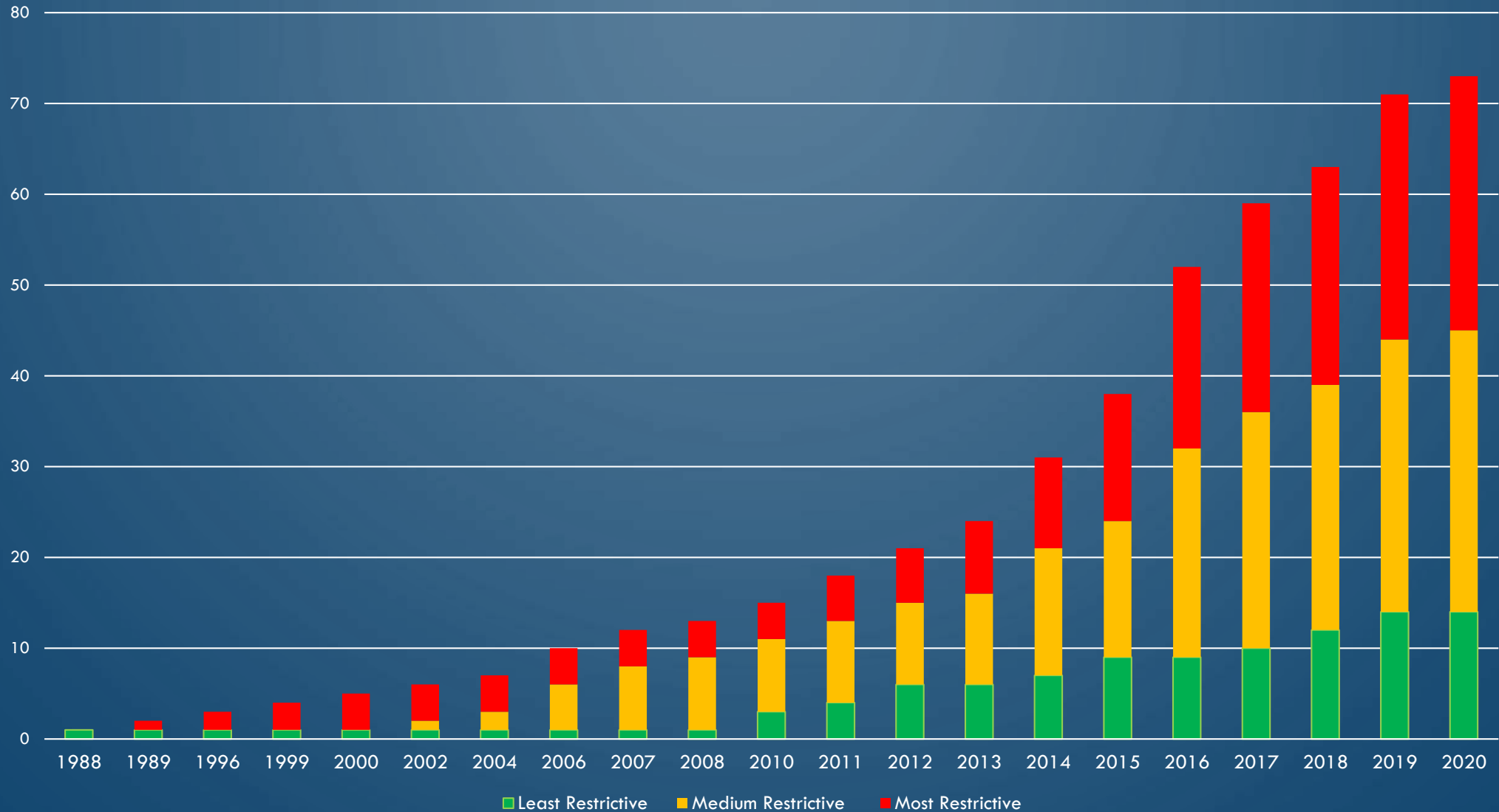
CUMULATIVE GROWTH IN CROSS-BORDER DATA FLOWS IN APEC



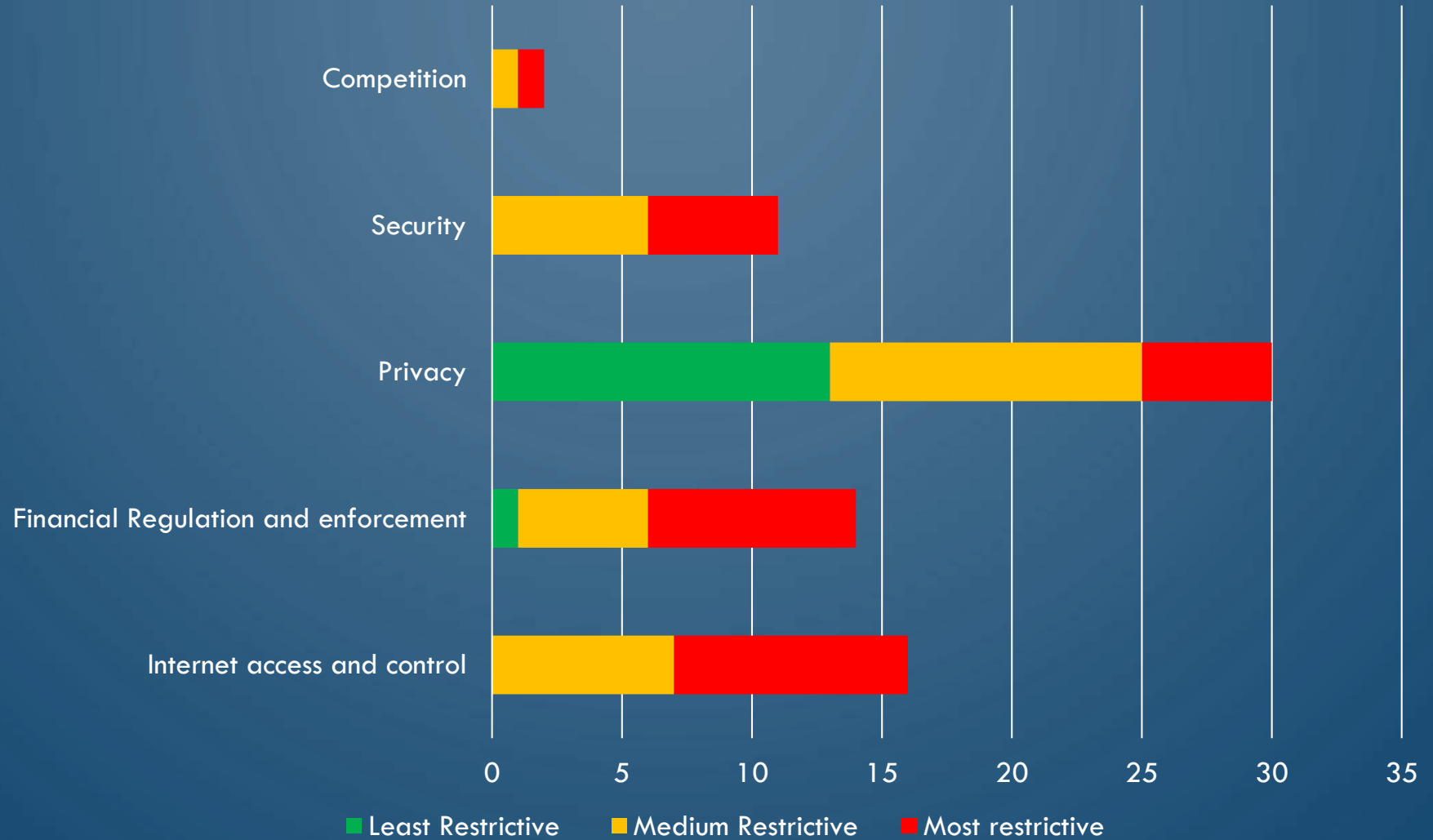
THE REGULATORY OBJECTIVES OF CROSS-BORDER DATA FLOW RESTRICTIONS



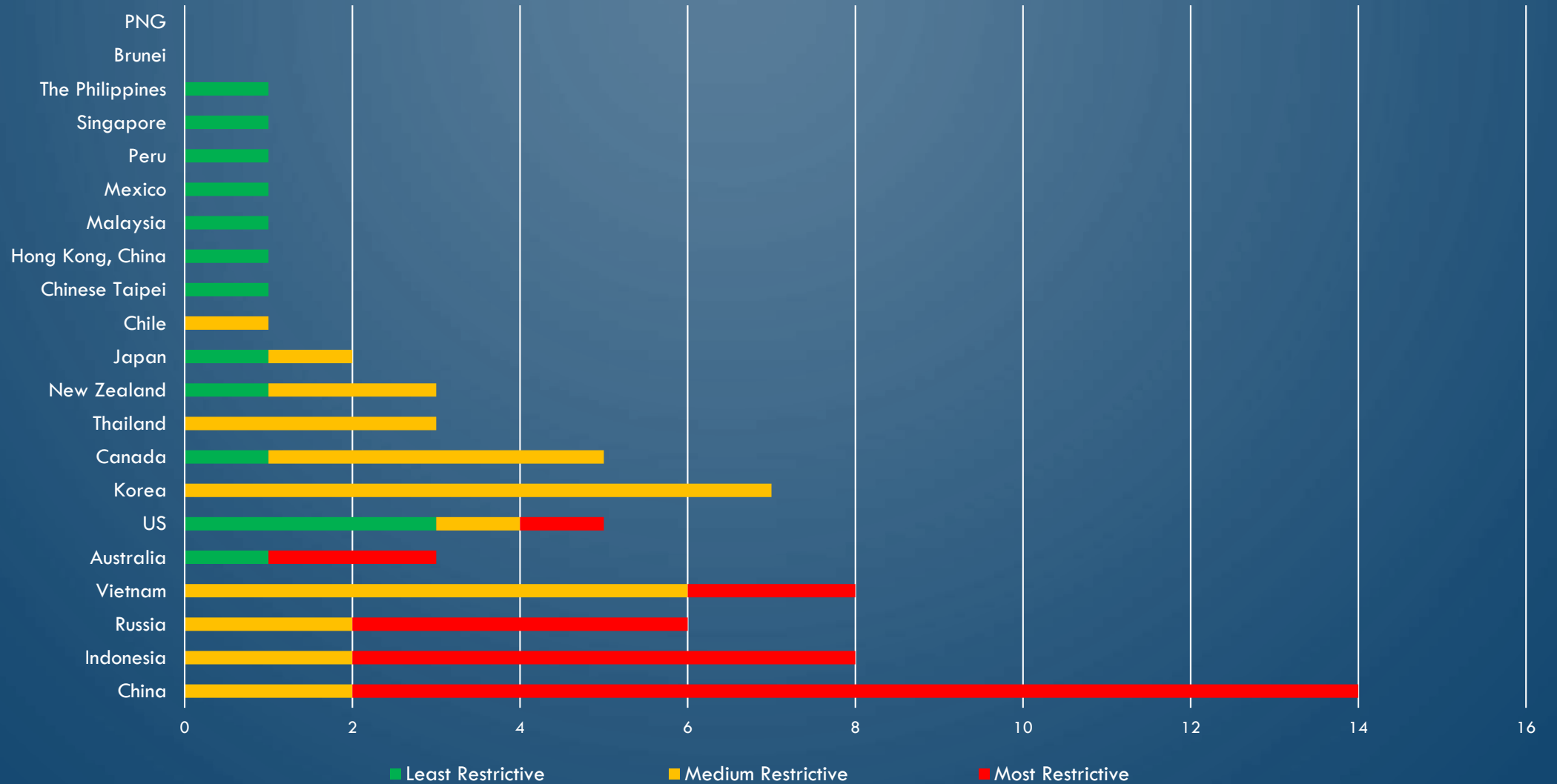
CUMULATIVE NUMBER OF DATA FLOWS RESTRICTIONS IN APEC BY LEVELS OF RESTRICTIVENESS



LEVELS OF DATA FLOW RESTRICTIVENESS ACROSS REGULATORY GOALS



THE NUMBER OF CROSS-BORDER DATA FLOW RESTRICTIONS ARE CONCENTRATED IN FOUR APEC ECONOMIES



WHAT CAN APEC DO?

1. APEC support for cross-border data flows with suitable exceptions
2. Build trust in cross-border data flows
 - Minimize regulatory heterogeneity amongst APEC economies
 - Expand work on good regulatory practice to include cross-border data flows
3. Expand international regulatory cooperation to develop interoperability mechanisms
 - Update Privacy Framework and include CBPR in FTAs
 - Develop new interoperability mechanisms
4. Give regulators confidence that having data reside in another economy will not undermine regulatory capacity and law enforcement