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Electronic Commerce And The Role Of The Wto Special Studies

Lurong Chen, Fukunari Kimura



Electronic Commerce And The Role Of The Wto Special Studies:

Electronic Commerce and the Role of the WTO Marc Bacchetta,1998 E-Commerce:Law and Jurisdiction:Comparative Law Yearbook of International Business - Special Dennis Campbell,2003-02-01 The special issue of the Comparative Law Yearbook of International Business deals with the very topical subject of e commerce This is an area that has seen an explosion of interest in recent years but since the increase in the use of the Internet as a vehicle for conducting business transactions has been so rapid the law has again fallen behind particularly in the areas of regulation and jurisdiction The situation is changing however with the introduction of both national and international legislation dealing with issues and relating to inter alia data protection privacy electronic signatures consumer protection and morality The authors in this volume provide commentaries on the most recent developments in various jurisdictions including the approach of the European Union to the problems raised by e commerce They discuss the difficulties in relation to jurisdiction arising from the global nature of Internet and the possibilities for dispute resolution between multi national parties to an electronic transaction The topic is obviously one that will require much attention in the coming years and one which will need strict regulation if electronic commerce is destined to become the trading medium of the future

Electronic Commerce and the Role of the WTO Marc Bacchetta,World Trade Organization,1998 This study examines the potential trade gains from the rapidly increasing use of the Internet for commercial purposes It was written as a means of providing background information for the 132 WTO members who are now developing policy responses to this new form of commerce Written by a team of economists from the WTO Secretariat it identifies the complexities as well as the potential benefits of trade via the Internet The book describes the expansion of opportunities that electronic commerce offers including for developing countries Publisher s description *Influence of WTO and Global Dynamics on Trade Flows* Debashis Chakraborty,Oindrila Dey,2024-10-10 p This book is a machine generated literature overview that explores the impact of the World Trade Organization WTO on international trade and its development It looks at international trade before and after 1995 when WTO was established It highlights the journey of the reciprocity based reforms under WTO that were expected to help the developing and less developed countries LDCs more vis vis their developed counterparts given the existence of systemic and structural bottlenecks in the latter territories The enabling steps were further expected to promote exports from developing countries and LDCs in line with their comparative advantage patterns enhance the wage level and in turn facilitate development of local population The book showcases how during the first decade after WTO inception a considerable progress was made for facilitating exports from the lower and lower middle income countries through crucial provisions like less than full reciprocity LTFR Generalized System of Preferences GSP support measures under Aid for Trade zero duty preferences under Special and Differential Treatment SDT and so on However the pace of WTO reforms has slowed down in the aftermath of the sub prime crisis in 2008 09 and subsequent focus on formation of regional trade agreements RTAs In

particular in the aftermath of Covid 19 a trend towards de globalization has been noticed with considerable ramifications for the development of lower income countries In this background there is a need to analyze how the deepening of trade flows and the subsequent de globalization waves in the global canvas have traversed different paths in different continents and draw the appropriate lessons for the understanding the trade development interlinkage therein With insightful observations from the human editors this machine generated overview would be of interest to academicians policy research community advisory research community and students of international trade globally

Electronic Consumer Contracts in the Conflict of Laws Zheng Sophia Tang, 2009-09-09 The application of private international law to electronic consumer contracts raises new complex and controversial questions It is new because consumer protection was not a private international law concern until very recently and e commerce only became an important commercial activity within the last ten years E consumer contracts generate original questions which have not been considered under traditional private international law theories It is complex because it has to deal both with difficulties raised by consumer contracts and the challenges of e commerce Reasonable resolutions to consumer contracts may prove inappropriate in e commerce while effective approaches to resolving private international law problems in e commerce may be improper for consumer contracts It is controversial because it concerns the conflicting interests of consumers and businesses in a fast moving commercial environment a fair balance is therefore hard to achieve Without proper solutions provided by private international law consumers will not be confident about purchasing online and businesses will face unreasonable risk and participation costs in e commerce Updated and properly designed private international law rules are essential to the further development of e commerce This book aims to provide an answer to the urgent requirement for legal certainty security and justice in e consumer contracts It is primarily concerned with existing approaches to jurisdiction and choice of law issues in e consumer contracts in the European Community and England but some typical approaches in other jurisdictions are also examined Based on the analysis and the comparative study of the existing law the book seeks to provide a proposal as to what the law should be in order to provide certainty to both parties to provide reasonable protection to consumers and to promote the development of e commerce

International Economic Law and the Digital Divide Rohan Kariyawasam, 2008-01-01 In this well researched book the author explains the digital divide and its repercussions for developed and developing nations In his view the overzealous disciplining at the WTO level of instruments affecting trade notwithstanding developing countries still have important tools in their hands intellectual property protection competition policies tax regimes that can help them attract foreign direct investment a crucial ingredient in reducing the current divide Borrowing from the institutions that we have seen developed in international economic relations is highly recommended as well In short whether the divide will continue to persist or conversely whether it will gradually become a historical feature of international relations critically depends on the political will on both sides of the divide The author makes a persuasive argument to support his thesis

empirically researched and with strong foundations in theory Petros C Mavroidis Columbia Law School US and University of Neuchâtel Switzerland This path breaking book focuses on the WTO e commerce and information communications technologies It sheds light on how international economic law can be used as a tool in the application of technological processes to facilitate development in developing countries Rohan Kariyawasam begins by looking predominantly at the rise of international digital networks He offers an introduction to the networks used in the delivery of electronic products and network based transactions and the application of WTO law to the sector He then suggests how developing countries can use economic law and technology to tap digital markets in the developed world The book also argues that the advance of basic living standards in some developing countries can be achieved through technological processes but that this cannot happen without such states paying greater attention to the enforcement of economic social and cultural rights at home Picking up the property rights debate including through bilateral trade the author argues that ensuring beneficial technology transfer will require balancing foreign investor rights to protect intellectual property It will also involve restrictions imposed by competition law and WTO surveillance to check the possible misuse of market power by multinational companies The proposed mixture of measures should he argues provide incentives for Foreign Direct Investment Providing a thorough review of the application of WTO law to the telecommunications sector and the regulation of international digital networks this book will be of great interest to postgraduate students in international economic law and international development law as well as those interested in human rights law and technology It will also appeal to government regulators NGOs and technologists interested in ICTs and development

Developing the Digital Economy in ASEAN Lurong Chen, Fukunari Kimura, 2019-04-26 This book advances the international debate on the development of e commerce with focus on emerging ASEAN economies It provides readers insights on Asia's needs and efforts to improve the regional legal and economic conditions to support e commerce This book looks at the rules and regulations on e commerce and e commerce for inclusiveness growth It provides insights from several ASEAN member states and discovers the requirements for Asian countries to better grasp the new juncture of growth associated with economic digitalization which also have deep implications on continuous regional integration and community building

Competition, Regulation and the New Economy Cosmo Graham, Fiona Smith, 2004-09-15 This book examines if the conceptual underpinnings of competition law and international regulatory mechanisms can properly deal with the new economy

E-commerce, WTO and Developing Countries Arvind Panagariya, United Nations Conference on Trade and Development, 2000 This paper discusses the policy issues that e commerce raises for the World Trade Organisation WTO and developing countries Electronic commerce offers unprecedented opportunities to both developed and developing countries In the short term due to lack of infrastructure in the developing countries the gains are likely to be concentrated in the developed countries In the long term the developing countries have more to benefit and they can gain by skipping some of the stages in development of information technology

through which developed countries have had to pass The author has three policy proposals for developing countries First that it would be most appropriate to classify e commerce as trade with services with GATS discipline applied to it Classifying e commerce as goods trade with a permanent zero custom duty pact would liberalise all e commerce by default undermining the bargaining power of developing countries Secondly Internet transactions would be best classified as cross border trade rather than consumption abroad The last proposal is that developing countries with the capacity to export skilled services through the Internet should aggressively negotiate market access with developed countries in the future WTO negotiations aiming to seek liberalisation in the sectors in which they have comparative advantage and recognition of their education qualifications and skills etc

Internet, Economic Growth and Globalization Claude E. Barfield, Günter S. Heiduk, Paul J.J. Welfens, 2012-11-02 The dynamics of the digital economy in the US Europe and Japan are rather different Some EU countries come close to the USA as the leading OECD country in the new economy but Japan faces particular problems in catching up digitally Information and communication technology will affect productivity growth production the financial system and trade Setting adequate rules for the digital economy at the national and international level is a key challenge for industrialized countries Moreover cultural and organizational challenges will also have to be met

Russian Trade Policy Reform for WTO Accession Harry G. Broadman, 1998-01-01 Russia has manifested considerable interest in accession to the World Trade Organization WTO This volume contains four policy papers that focus on the most prominent topics during the ongoing WTO accession process 1 the dispersion of Russia's tariff structure 2 trade and investment in the service sectors 3 the treatment of state trading enterprises and 4 the policy regime governing foreign direct investment Bringing the Russian Federation into the rules based WTO system is an objective broadly shared by the world community Accession to the WTO comes at a critical juncture for the Russian government to focus on many important policy issues to stimulate growth As part of the process of making liberalization commitments as required by the existing members of the WTO accession provides an opportunity to lock in reforms

GATS 2000 Pierre Sauve, Robert M. Stern, 2010-12-01 With the negotiation of the General Agreement on Trade in Services GATS the policies affecting access to and conditions of competition in service markets are today firmly rooted in the multilateral trading system Written with policymakers and practitioners in mind the essays in this volume address some of the most pressing questions arising in services trade today some of which were not addressed by the first generation of GATS negotiators

The Forces of Economic Globalization Katherine Lynch, Katherine L. Lynch, 2003-01-01 Increased economic interdependencies and trade flows between states innovations in information technology and computer networks a global shift toward market economies and regional and multilateral trade arrangements have all led to an increasingly globalized world economy The Forces of Economic Globalization Challenges to the Regime of International Commercial Arbitration examines some of the challenges facing the regime of international commercial arbitration in the contemporary global economy It considers the debates concerning the transformation of the global order

and the role of nation states within the context of international commercial arbitration Issues discussed include the transformative effect of economic globalization the role of the epistemic community and the increased institutionalization within the international arbitral regime the nationalization of international commercial arbitration and the denationalization and harmonization trends the competitive nature of legislative reform convergence and divergence in the international arbitral process multilateralism and regionalism market modernization and transnationalism globalization and lex mercatoria and the development of online arbitration schemes in cyberspace This book seeks to analyze the inner penetration of a form of world polity or transnational order comprised of part epistemic community institutional networks national laws and multilateral conventions norms rules principles and transnational ideology on the traditional notion of state sovereignty within the international arbitral regime The book will interest practitioners and academics with an interest in international commercial arbitration

The European Union Digital Single Market Łukasz Dawid Dąbrowski, Magdalena

Suska, 2022-03-21 According to the European Commission two recent policies the Digital Service Act and the Digital Market Act will allow for the regulation of a significant part of the EU Digital Single Market DSM to an extent similar to the creation of the traditional internal market in the early 1990s The provisions are intended to improve conditions in the EU DSM to ensure that the market is as free and fair as it is safe for users of the digital economy This interdisciplinary book analyses the impact of digital technologies on specific markets and more broadly the society and the economy It identifies and assesses the different features challenges trends and dimensions of the EU DSM from a legal and economic viewpoint and also from a Polish perspective Poland is presented as one of the EU countries participating in the creation of the EU DSM and is analysed alongside the average as well as the best and the worst performing EU member states and compared with other non EU members The book addresses several broad areas in which the implications of digitalisation are particularly visible and which are important to the average person giant online platforms freedom of speech e commerce digital levy energy infrastructure and the labour market The authors have presented opportunities and threats related to the functioning of the digital market These opportunities and threats are typical of highly developed countries while reflecting the specific features of the EU DSM The starting point of the considerations are the diverse experiences of the EU member states The book adds a voice to the public debate on the role of the digital economy in the contemporary world and will be a useful guide for students and researchers in economics law and international relations Chapters 1 and 2 of this book are available for free in PDF format as Open Access from the individual product page at www.routledge.com They have been made available under a Creative Commons Attribution Non Commercial No Derivatives 4.0 license

A World Trading System for the Twenty-First Century Robert W. Staiger, 2022-12-20 When designing a world trading system for the twenty first century Keep calm and carry on beats Move fast and break things Global trade is in trouble Climate change digital trade offshoring the rise of emerging markets led by China Can the World Trade Organization WTO built for trade in the twentieth century meet the

challenges of the twenty first The answer is yes Robert Staiger tells us arguing that adapting the WTO to the changed economic environment would serve the world better than a radical reset Governed by the WTO on the principles of the General Agreement on Tariffs and Trade GATT global trade rules traditionally focus on shallow integration with an emphasis on reducing tariffs and trade impediments at the border rather than deep integration or direct negotiations over behind the border measures Staiger charts the economic environment that gave rise to the former approach explains when and why it worked and surveys the changing landscape for global trade In his analysis the terms of trade theory of trade agreements provides a compelling framework for understanding the success of GATT in the twentieth century And according to this understanding Staiger concludes the logic of GATT s design transcends many if not all of the current challenges faced by the WTO With its penetrating view of the evolving global economic environment A World Trading System for the Twenty First Century shows us a global trading system in need of reform and Staiger makes a persuasive case for using the architecture of the GATT WTO as a basis for that reform

Cross-border Consumption Taxation of Digital Supplies Pernilla Rendahl,2009 This study compares cross border consumption taxation of digital supplies in business to consumer transactions from an international coordination perspective Hence the various classifications of digital supplies and the provisions for deciding the place of taxation are compared and examined to identify cases of double taxation and unintentional nontaxation or potential risks thereof In addition possible remedies for double taxation and unintentional non taxation are discussed

The World Trade Organization Mitsuo Matsushita,Thomas J. Schoenbaum,Petros C. Mavroidis,2006-08-10 The WTO is one of the most important intergovernmental organizations in the world yet the way in which it functions as an organization and the scope of its authority and power are still poorly understood This comprehensively revised new edition of the acclaimed work by an outstanding team of WTO law specialists provides a complete overview of the law and practice of the WTO The authors begin with the institutional law of the WTO such as the sources of law and remedies of the dispute settlement system then tackle the principal substantive obligations of the WTO regime including tariffs quotas and MFN They then move on to consider unfair trade regional trading arrangements and developing countries In its final section the book deals with the consequences of globalization firstly where WTO law confronts legal regimes governing issues of competition and intellectual property and secondly where free trade is seen to be incompatible with certain human rights This edition also includes new chapters on trade in agriculture and on government procurement and trade This book will be of interest to all scholars students and practitioners seeking to understand this pivotal yet controversial international organization and world trade in general

Digital Trade and Data Privacy Roman Pascal Kalin,2024-11-26 This monograph provides a comprehensive examination of the intricate legal challenges arising at the intersection of digital trade and data privacy It argues in favour of an integrated approach to understanding the dynamic interaction between digital trade and data privacy with the aim of building a bridge between these two fields of law Cross border data flows are paramount for the operational efficiency and

productivity of companies across diverse industries The ongoing economic transformation characterized by the perception of data as both a commodity and currency exacerbates the tension between the push for economic liberalization of cross border transfers of personal data under a trade rationale and the limitations imposed on such transfers for non economic reasons Given that the regulation of cross border personal data transfers is profoundly influenced by both international trade law and national data privacy laws a complex relationship has developed between the normative values that underpin these legal frameworks This publication centers on the resulting interdependence of digital trade and data privacy in a global digital economy It provides a contribution to the debate on a re contextualisation of trade law against the background of the advent of digital trade

New Directions in Research on E-commerce Charles William Steinfield, 2003 This work discusses the huge impact of electronic networks particularly the Internet and how they will remain an integral force in business It emphasizes the importance of research and understanding in the area of electronic commerce The text brings together research from a range of different disciplines on electronic commerce that explores fundamental questions about consumer response the impact on industries and markets and social and policy challenges

World Forests, Society and Environment Matti Palo, J. Uusivuori, 2012-12-06 This book addresses current global and regional issues concerning the world's forests societies and the environment from an independent and non governmental point of view A main message is that cooperation on a global scale is not only commendable but essential if solutions to the problems facing the world's forests are to be found To achieve this modern science needs to find a clearer picture of relationships between forests human activity and the environment and of the consequences of environmental change for the ability of societies to survive

Part I Editorial Perspectives is analyzing the ongoing globalization processes of forests societies and the environment Part II Society and Environment reviews worldwide trends with significance for the future of forests and forestry While the trends are influenced by forest sector issues that sector is influenced to a much larger extent by external factors such as demography urbanization or technological development Part III Importance of Forests looks at the value of the goods and services of forests tangible and intangible market and non market and concludes that failure to recognize their full value is one of the crucial impediments to sustainable development In Part IV Global Forum scientists take up global forestry themes deforestation trade and the environment climate change biodiversity with the aim of stimulating wider discussion Part V Regional Forum looks at major themes of particular relevance to Africa Asia Pacific Latin America North America and Europe such as farm and agroforestry corruption and concessions urban forestry and environmental conflicts Part VI introduces the special theme forest sectors in transition economies Teams of scientists from Russia and China focus on the implications of the transition from plan to market economy illuminating both the very different nature of the forest sector in the two countries and the different transition paths that they have adopted In the past millennium the entire world has been discovered In the past half century the contribution of forests to the economy worldwide has been perceived while only recently have their societal and

environmental benefits been globally recognized Globalization is a demanding process requiring knowledge and information This book offers knowledge facts and information but also values from diverse human and cultural perspectives about world forests society and environment to help us towards equity in our use of the global forest to create a clearer vision on a unasyuva

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