

THE WTO, THE INTERNET
AND TRADE IN DIGITAL
PRODUCTS
EC-US PERSPECTIVES

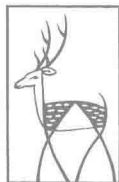
SACHA WUNSCH-VINCENT



STUDIES IN INTERNATIONAL TRADE LAW

The WTO, the Internet and
Trade in Digital Products:
EC-US Perspectives

Sacha Wunsch-Vincent



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Disclaimer

The responsibility for any incorrect statements vis-à-vis the negotiation positions of WTO Members or their trade jurisdiction rests entirely with the author. Only the submissions and offers of Members to the World Trade Organisation have a legally binding status.

Moreover, the views expressed in this paper are those of the author, and shall not be attributed to the Organisation for Economic Co-Operation and Development (OECD). This research has been conducted under own responsibility and is not based on work at the OECD.

List of Acronyms

ACTPN	Advisory Committee for Trade Policy and Negotiations (USTR)
AFJV	Agence Française pour le Jeu Vidéo
APEC	Asia-Pacific Economic Cooperation
BSA	Business Software Alliance
CPC	Central Product Classification of the United Nations (UN)
CAFTA	Central American Free Trade Area
COG	Congressional Oversight Group
COMTD	Committee for Trade and Development (WTO)
CRS	Congressional Research Service
CSI	Coalition of Service Industries (US)
CTG	Council for Trade in Goods (WTO)
CTFS	Committee on Trade in Financial Services (WTO)
CTS	Council for Trade in Services (WTO)
DDA	Doha Development Agenda (WTO)
DG	Directorate General of the European Commission (EC)
DG Trade	Trade Directorate General of the European Commission (EC)
EC	here: European Communities and their Member States
ECJ	European Court of Justice
E-Commerce	Electronic Commerce
ESF	European Services Forum
EIC	Entertainment Industry Coalition for Free Trade
EU	European Union
FAZ	Frankfurter Allgemeine Zeitung
FCC	Federal Communications Commission
FTA(s)	Free Trade Agreement(s)
FT	Financial Times
FTAA	Free Trade Area of the Americas
GATS	General Agreement on Trade in Services (WTO)
GATT	General Agreement on Tariffs and Trade (WTO)
GC	General Council (WTO)
GDP	Gross Domestic Product
GNS	Group of Negotiations on Services (Uruguay Round)
IBM	International Business Machine Corporation
ICRT	International Communications Round Table
IFAC	Industry Functional Advisory Committee (USTR)
IFPI	International Federation of The Phonographic Industry
IGPAC	Intergovernmental Policy Advisory Committee (USTR)
IHT	International Herald Tribune

IIE	Institute for International Economics
IMF	International Monetary Fund
IPR(s)	Intellectual Property Right(s)
IT	Information Technology
ITA	Information Technology Agreement (WTO)
ITAC	Industry Trade Advisory Committees (USTR)
ITC	International Trade Center (UNCTAD/WTO)
ITI	Information Technology Industry Council
MFN	Most-Favoured Nation
MIN	Ministerial Conference
MPAA	Motion Picture Association of America
MTN	Multilateral Trade Negotiations
NAFTA	North American Free Trade Agreement
NAMA	Non-agricultural Market Access Negotiations (WTO)
NGMA	Negotiating Group on Market Access (WTO)
NTB	Non-Tariff Barrier
NTM	Non-Tariff Measure
NZZ	Neue Züricher Zeitung
OCTA	Omnibus Trade and Competitiveness Act of 1988
OECD	Organisation for Economic Co-operation and Development
OJ	Official Journal of the European Communities (EC)
RIAA	Recording Industry Association of America
SACU	Southern African Customs Union
SAFTA	Singapore-Australia Free Trade Agreement
TABD	Trans-Atlantic Business Dialogue
Telecom	Telecommunication
TNC	Trade Negotiations Committee (Uruguay and Doha Round)
TPA	Trade Promotion Authority
TPR	Trade Policy Review Body (WTO)
TRIPS	(Agreement on) Trade Related Aspects of Intellectual Property Rights, TRIPS Council refers to the Council for Trade in Intellectual Property Rights (WTO)
TVWF	Television Without Frontiers Directive
UK	United Kingdom
UN	United Nations
UNCTAD	United Nations Conference on Trade and Development
UNESCO	United Nations Educational, Scientific and Cultural Organisation
US/USA	United States of America
USTR	United States Trade Representative
WCO	World Customs Organisation
WIPO	World Intellectual Property Organisation
WITSA	World Information Technology and Services Alliance
WTO	World Trade Organisation

TECHNICAL ACRONYMS

Art(s)	Article(s)
Bn	Billion
Cf	Compare to
Cl	Column
Eg	For example
F	Following
For ex	For example
N	Footnote
Ibid	Ibidem (same as above)
Ie	Id est (thus, for ex)
Incl	Including
Mn	Million
No	Number
P	Page (pp for pages)
Para(s)	Paragraph(s)
Sec(s)	Section(s)
Subpara(s)	Subparagraph(s)
Vol	Volume
Vs	Versus

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