



**2017/2065(INI)**

6.9.2017

# **AMENDMENTS**

## **1 - 40**

**Draft opinion**

**Daniel Dalton**

(PE606.248v02-00)

Towards a digital trade strategy

(2017/2065(INI))



## Amendment 1

Dita Charanzová, Jasenko Selimovic, Morten Løkkegaard, Kaja Kallas

### Draft opinion

#### Paragraph 1

##### *Draft opinion*

1. Reiterates its support for the Commission's 'Trade for All' strategy; encourages the Commission to continue to prioritise new approaches to facilitate trade in digital goods and services and eliminate digital non-tariff barriers; considers that all avenues for progress in this area should be explored;

##### *Amendment*

1. Reiterates its support for the Commission's 'Trade for All' strategy; encourages the Commission to continue to prioritise new approaches to facilitate trade in digital goods and services and eliminate digital non-tariff barriers; ***believes that the EU should have a leading role in promoting digital trade issues on international level and*** considers that all avenues for progress in this area should be explored;

Or. en

## Amendment 2

Jiří Pospíšil

### Draft opinion

#### Paragraph 1

##### *Draft opinion*

1. Reiterates its support for the Commission's 'Trade for All' strategy; encourages the Commission to continue to prioritise new approaches to facilitate trade in digital goods and services and eliminate digital non-tariff barriers; considers that all avenues for progress in this area should be explored;

##### *Amendment*

1. Reiterates its support for the Commission's 'Trade for All' strategy; encourages the Commission to continue to prioritise new approaches to facilitate trade in digital goods and services and eliminate digital non-tariff barriers; considers that all avenues for progress in this area should be explored; ***underlines that it is of outmost importance to strengthen the competitiveness of the European enterprises in the global market to fully use EU economic potential;***

Or. en

## Amendment 3

**Evelyne Gebhardt**

**Draft opinion**  
**Paragraph 1 a (new)**

*Draft opinion*

*Amendment*

***1 a. Takes into account the fact that data protection is a fundamental European right and not a barrier to trade; and consumers trust this right and other European standards such as consumer protection in digital trade;***

Or. de

**Amendment 4**  
**Birgit Collin-Langen**

**Draft opinion**  
**Paragraph 1 a (new)**

*Draft opinion*

*Amendment*

***1 a. Calls for the general identification and elimination of obstacles in the internal market for digital trade;***

Or. de

**Amendment 5**  
**Jiří Pospíšil**

**Draft opinion**  
**Paragraph 1 a (new)**

*Draft opinion*

*Amendment*

***1 a. In this context notes the importance of the market access for EU telecommunication enterprises;***

Or. en

**Amendment 6**

**Birgit Collin-Langen**

**Draft opinion**

**Paragraph 1 b (new)**

*Draft opinion*

*Amendment*

***1 b. Stresses that SMEs, start-ups and scale-ups can benefit from the strengthening of digitalisation and digital trade;***

Or. de

**Amendment 7**

**Birgit Collin-Langen**

**Draft opinion**

**Paragraph 1 c (new)**

*Draft opinion*

*Amendment*

***1 c. Stresses the need to strengthen understanding for and awareness of consumer protection in the digital field and to better inform consumers about their rights so that they can participate safely in digital trade;***

Or. de

**Amendment 8**

**Lidia Joanna Geringer de Oedenberg**

**Draft opinion**

**Paragraph 2**

*Draft opinion*

*Amendment*

2. Underlines that measures envisaged for the Digital Single Market strategy, such as improvements to the ***legal regime for e-commerce and associated consumer protections, tackling geo-blocking*** and improving cyber security, are relevant for both the EU's external trade policy and the single market;

2. Underlines that measures envisaged for the Digital Single Market strategy, such as improvements to the ***consumer protection regimes, abolishing geo-blocking, fostering net-neutrality*** and improving cyber security, are relevant for both the EU's external trade policy and the single market;

**Amendment 9**  
**Nicola Danti**

**Draft opinion**  
**Paragraph 2**

*Draft opinion*

2. Underlines that measures envisaged for the Digital Single Market strategy, such as improvements to the legal regime for e-commerce and associated consumer protections, tackling geo-blocking and improving cyber security, are ***relevant for both the EU's external trade policy and the single market;***

*Amendment*

2. Underlines that measures envisaged for the Digital Single Market strategy, such as improvements to the legal regime for e-commerce and associated consumer protections, tackling geo-blocking and improving cyber security, are ***vital elements for the ever-increasing deepening of the single market and contribute to a stronger EU negotiating position in this regard in trade with third countries;***

Or. it

**Amendment 10**  
**Philippe Juvin**

**Draft opinion**  
**Paragraph 2**

*Draft opinion*

2. Underlines that measures envisaged for the Digital Single Market strategy, such as improvements to the legal regime for e-commerce and associated consumer protections, tackling geo-blocking and improving cyber security, are relevant for both the EU's external trade policy and the single market;

*Amendment*

2. Underlines that measures envisaged for the Digital Single Market strategy, such as improvements to the legal regime for e-commerce and associated consumer protections, tackling geo-blocking and improving cyber security, ***the fight against illegal material and content on the Internet, the fight against counterfeiting and the protection of intellectual property,*** are relevant for both the EU's external trade policy and the single market;

Or. fr

**Amendment 11**  
**Evelyne Gebhardt**

**Draft opinion**  
**Paragraph 2**

*Draft opinion*

2. Underlines that measures envisaged for the Digital Single Market strategy, such as improvements to the legal regime for e-commerce and associated consumer protections, tackling geo-blocking and improving cyber security, are relevant for both the EU's external trade policy and the single market;

*Amendment*

2. Underlines that measures envisaged for the Digital Single Market strategy, such as improvements to the legal regime for e-commerce and associated consumer protections, tackling geo-blocking and improving cyber security, are relevant for both the EU's external trade policy and the single market ***and attempts should be made to establish European standards, such as in data protection, globally and thus to prevent regulatory competition;***

Or. de

**Amendment 12**  
**Nicola Danti**

**Draft opinion**  
**Paragraph 3**

*Draft opinion*

3. Notes the efforts made by the WTO to advance its work programme on e-commerce; regrets that positive progress has been slow in this regard; calls on the Commission to be ambitious in framing issues to be addressed in the programme; ***considers that particular consideration should be given to the increasing number of consumers caught up in customs procedures and possible violations in relation to goods purchased over the internet;*** believes that a higher de minimis rate should be pursued in the context of trade negotiations;

*Amendment*

3. Notes the efforts made by the WTO to advance its work programme on e-commerce; regrets that positive progress has been slow in this regard; calls on the Commission to be ambitious in framing issues to be addressed in the programme; believes that a higher de minimis rate should be pursued in the context of trade negotiations;

Or. it

**Amendment 13**  
**Jiří Pospíšil**

**Draft opinion**  
**Paragraph 3**

*Draft opinion*

3. Notes the efforts made by the WTO to advance its work programme on e-commerce; regrets that positive progress has been slow in this regard; calls on the Commission to be ambitious in framing issues to be addressed in the programme; considers that particular consideration should be given to the increasing number of consumers caught up in customs procedures and possible violations in relation to goods purchased over the internet; believes that a higher de minimis rate should be pursued in the context of trade *negotiations*;

*Amendment*

3. Notes the efforts made by the WTO to advance its work programme on e-commerce; regrets that positive progress has been slow in this regard; calls on the Commission to be ambitious in framing issues to be addressed in the programme; considers that particular consideration should be given to the increasing number of consumers caught up in customs procedures and possible violations in relation to goods purchased over the internet; believes that a higher de minimis rate should be pursued in the context of *the simplification of international trade rules*;

Or. cs

**Amendment 14**  
**Maria Grapini**

**Draft opinion**  
**Paragraph 3**

*Draft opinion*

3. Notes the efforts made by the WTO to advance its work programme on e-commerce; regrets that positive progress has been slow in this regard; calls on the Commission to be ambitious in framing issues to be addressed in the programme; considers that particular consideration should be given to the increasing number of consumers caught up in customs procedures and possible violations in relation to goods purchased over the internet; *believes that a higher de minimis rate should be pursued in the context of trade negotiations*;

*Amendment*

3. Notes the efforts made by the WTO to advance its work programme on e-commerce; regrets that positive progress has been slow in this regard; calls on the Commission to be ambitious in framing issues to be addressed in the programme; considers that particular consideration should be given to the increasing number of consumers caught up in customs procedures and possible violations in relation to goods purchased over the internet *and to finding ways to protect consumers*;

Or. ro



## Amendment 15

Philippe Juvin

### Draft opinion

#### Paragraph 3

##### *Draft opinion*

3. Notes the efforts made by the WTO to advance its work programme on e-commerce; regrets that positive progress has been slow in this regard; calls on the Commission to be ambitious in framing issues to be addressed in the programme; considers that particular consideration should be given to the increasing number of consumers caught up in customs procedures and possible violations in relation to goods purchased over the internet; ***believes that a higher de minimis rate should be pursued in the context of trade negotiations;***

##### *Amendment*

3. Notes the efforts made by the WTO to advance its work programme on e-commerce; regrets that positive progress has been slow in this regard; calls on the Commission to be ambitious in framing issues to be addressed in the programme; considers that particular consideration should be given to the increasing number of consumers caught up in customs procedures and possible violations in relation to goods purchased over the internet ***to defend the principle of neutrality of the internet;***

Or. fr

## Amendment 16

Lidia Joanna Geringer de Oedenberg

### Draft opinion

#### Paragraph 3

##### *Draft opinion*

3. Notes the efforts made by the WTO to advance its work programme on e-commerce; regrets that positive progress has been slow in this regard; calls on the Commission to be ambitious in framing issues to be addressed in the programme; considers that particular consideration should be given to the increasing number of consumers caught up in customs procedures and possible violations in relation to goods purchased over the internet; ***believes that a higher de minimis rate should be pursued in the context of trade negotiations;***

##### *Amendment*

3. Notes the efforts made by the WTO to advance its work programme on e-commerce; regrets that positive progress has been slow in this regard; calls on the Commission to be ambitious in framing issues to be addressed in the programme; considers that particular consideration should be given to the increasing number of consumers caught up in customs procedures and possible violations in relation to goods purchased over the internet;

**Amendment 17****Dita Charanzová, Jasenko Selimovic, Kaja Kallas****Draft opinion****Paragraph 3***Draft opinion*

3. Notes the efforts made by the WTO to advance its work programme on e-commerce; regrets that positive progress has been slow in this regard; calls on the Commission to be ambitious in framing issues to be addressed in the programme; considers that particular consideration should be given to the increasing number of consumers caught up in customs procedures and possible violations in relation to goods purchased over the internet; believes that a higher de minimis rate should be pursued in the context of trade negotiations;

*Amendment*

3. Notes the efforts made by the WTO to advance its work programme on e-commerce; regrets that positive progress has been slow in this regard; calls on the Commission to be ambitious in framing issues to be addressed in the programme; considers that particular consideration should be given to the increasing number of consumers caught up in customs procedures and possible violations in relation to goods purchased over the internet; believes that ***broader use of tools such as online dispute settlements would be beneficial for consumers in this regard***; believes that a higher de minimis rate should be pursued in the context of trade negotiations;

Or. en

**Amendment 18****Nicola Danti****Draft opinion****Paragraph 3 a (new)***Draft opinion**Amendment*

***3a. Considers, in this regard, that the regulatory framework for e-commerce should, on the one hand, ensure that consumers are effectively protected from any infringements when purchasing goods over the internet and, on the other, reduce red tape for micro-businesses and SMEs, which have the greatest to gain from the guaranteed visibility of online***

*trade;*

Or. it

**Amendment 19**

**Lidia Joanna Geringer de Oedenberg**

**Draft opinion**

**Paragraph 3 a (new)**

*Draft opinion*

*Amendment*

**3 a.** *Notes that the increasingly interconnected market requires building and strengthening consumer trust in online services. The effective tools such as secure and reliable online payment systems and innovative dispute settlement mechanisms are crucial to reduce online fraud, tackle unfair practices and improve access to information about consumer rights to facilitate consumer redress;*

Or. en

**Amendment 20**

**Dita Charanzová, Jasenko Selimovic, Morten Løkkegaard, Kaja Kallas**

**Draft opinion**

**Paragraph 3 a (new)**

*Draft opinion*

*Amendment*

**3 a.** *Asks the Commission to analyses custom and taxation agreements to ensure that digital trade is not harmed by rules that were drafted with only physical goods in mind and to seek reforms where needed;*

Or. en

**Amendment 21**

**Jiří Pospíšil**

**Draft opinion**  
**Paragraph 3 a (new)**

*Draft opinion*

*Amendment*

**3 a.** *Underlines the importance of proper consumer information in order to minimise the numbers of infringements and penalties and to strengthen the trust in digital trade;*

Or. en

**Amendment 22**  
**Dita Charanzová, Jasenko Selimovic, Morten Løkkegaard, Kaja Kallas**

**Draft opinion**  
**Paragraph 3 b (new)**

*Draft opinion*

*Amendment*

**3 b.** *Believes that consumers should have access to secure international payment systems and basic consumer protection on international transactions; asks the Commission to promote and work towards such improvements as part of the increase in international trade;*

Or. en

**Amendment 23**  
**Lidia Joanna Geringer de Oedenberg**

**Draft opinion**  
**Paragraph 3 b (new)**

*Draft opinion*

*Amendment*

**3 b.** *Furthermore, notes that the access to information indicating various measurements, such as clothes or shoes sizes, is necessary in order to facilitate the digital trade;*

Or. en

**Amendment 24**  
**Dita Charanzová, Jasenko Selimovic**

**Draft opinion**  
**Paragraph 3 c (new)**

*Draft opinion*

*Amendment*

**3 c. Asks the Commission to seek the further expansion of the WTO's Information Technology Agreement to more products and more WTO members;**

Or. en

**Amendment 25**  
**Evelyne Gebhardt**

**Draft opinion**  
**Paragraph 4**

*Draft opinion*

*Amendment*

4. Believes that digital trade should be further facilitated in procurement policies, including by taking advantage of possibilities to provide services remotely;

4. Believes that digital trade should be further facilitated in procurement policies, including by taking advantage of possibilities to provide services remotely **and enabling European companies to obtain fair access to public and private procurement;**

Or. de

**Amendment 26**  
**Maria Grapini**

**Draft opinion**  
**Paragraph 4**

*Draft opinion*

*Amendment*

4. Believes that digital trade should be further facilitated in procurement policies, including by taking advantage of possibilities to provide services remotely;

4. Believes that digital trade should be further facilitated in procurement policies, including by taking advantage of possibilities to provide services remotely,

*especially in order to increase access for SMEs to public procurement;*

Or. ro

#### **Amendment 27**

**Lidia Joanna Geringer de Oedenberg**

#### **Draft opinion**

#### **Paragraph 4**

##### *Draft opinion*

4. Believes that digital trade should be further facilitated in procurement policies, including by taking advantage of possibilities to provide services remotely;

##### *Amendment*

4. Believes that digital trade should be further facilitated in procurement policies, including by taking advantage of possibilities to provide services remotely *without prejudice to the EU's data protection and privacy rules;*

Or. en

#### **Amendment 28**

**Philippe Juvin**

#### **Draft opinion**

#### **Paragraph 5**

##### *Draft opinion*

5. *Emphasises that digital trade is best facilitated through an open exchange of data, with no geographical restrictions; considers that the removal of data localisation requirements should be a top priority, while emphasising that the relevant data protection legislation should be adhered to;*

##### *Amendment*

*deleted*

Or. fr

#### **Amendment 29**

**Jan Philipp Albrecht, Viviane Reding**

#### **Draft opinion**

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## Paragraph 5

### *Draft opinion*

5. Emphasises that digital trade is best facilitated through an open exchange of data, with no geographical restrictions; considers that the removal of data localisation requirements should be a top priority, ***while emphasising that the relevant data protection legislation should be adhered to;***

### *Amendment*

5. Emphasises that digital trade is best facilitated through an open exchange of data, with no geographical restrictions; ***stresses the need to ensure that cross-border transfers of personal data are in compliance with the existing and future EU legal framework, in particular through adequacy decisions; calls above all for the inclusion in EU trade agreements of a horizontal provision which fully maintains the right of a Party to protect personal data and privacy, with the only condition that it must not be used with the intention to restrict data flows for reasons other than the protection of personal data;*** considers that the removal of ***unjustified*** data localisation requirements should ***also*** be a top priority, ***and therefore calls for the inclusion in EU trade agreements of a second provision preventing unjustified requirements for data localisation;***

Or. en

## Amendment 30

Dita Charanzová, Jasenko Selimovic, Morten Løkkegaard, Kaja Kallas

### Draft opinion

#### Paragraph 5

### *Draft opinion*

5. Emphasises that digital trade is best facilitated through an open exchange of data, with no geographical restrictions; considers that the removal of data localisation requirements should be a top priority, while emphasising that the relevant data protection legislation should be adhered to;

### *Amendment*

5. Emphasises that digital trade is best facilitated through an open exchange of data, with no geographical restrictions; considers that the removal of data localisation requirements should be a top priority, while emphasising that the relevant data protection legislation should be adhered to; ***regrets attempts to use such requirements as a form of non-tariff barrier to trade and as a form of digital protectionism; believes that the first step towards a global ban on data localisation***

*requirements should be an Union-wide ban within the single market and the establishment of the free flow of data as a "fifth freedom" in Europe and supports all Commission efforts in this regards; calls for the creation of an international convention on data flows, in addition to bi-lateral agreements on the free flow of data;*

Or. en

**Amendment 31**  
**Birgit Collin-Langen**

**Draft opinion**  
**Paragraph 5 a (new)**

*Draft opinion*

*Amendment*

*5a. Points out that differences in national tax systems result in different taxation costs and compliance costs, and are a hindrance to participating in digital trade, particularly for SMEs and start-ups that wish to engage in cross-border trade;*

Or. de

**Amendment 32**  
**Dita Charanzová, Jasenko Selimovic, Morten Løkkegaard, Kaja Kallas**

**Draft opinion**  
**Paragraph 5 a (new)**

*Draft opinion*

*Amendment*

*5 a. Calls on the Commission to include digital trade and data flows as part of all future trade negotiation mandates; furthermore invites the Commission to seek the introduction of annexes on digital trade and data flows to current agreements, wherever possible;*

Or. en



**Amendment 33**  
**Philippe Juvin**

**Draft opinion**  
**Paragraph 5 a (new)**

*Draft opinion*

*Amendment*

**5a. Stresses that the exchange of open data must respect the principles of intellectual property protection;**

Or. fr

**Amendment 34**  
**Birgit Collin-Langen**

**Draft opinion**  
**Paragraph 5 b (new)**

*Draft opinion*

*Amendment*

**5b. Stresses that the new challenges of digital trade must also be reflected in education, which is important for both consumers and businesses;**

Or. de

**Amendment 35**  
**Jiří Pospíšil**

**Draft opinion**  
**Paragraph 6**

*Draft opinion*

*Amendment*

6. Recognises that multilateral international trade discussions on digital trade are not as advanced as comparable debates on the Digital Single Market; recommends that, at least at a bilateral level, the Commission develops positions on the anticipated developments in digital trade, including the ***extension*** of consumer

6. Recognises that multilateral international trade discussions on digital trade are not as advanced as comparable debates on the Digital Single Market; recommends that, at least at a bilateral level, the Commission develops positions on the anticipated developments in digital trade, including the ***appropriate adaption***

protection, trade in products where the barriers between goods and services are blurred (e.g. 3D printing) and those goods with significant digital components (e.g. connected vehicles).

of consumer protection, trade in products where the barriers between goods and services are blurred (e.g. 3D printing) and those goods with significant digital components (e.g. connected vehicles).

Or. en

**Amendment 36**  
**Maria Grapini**

**Draft opinion**  
**Paragraph 6 a (new)**

*Draft opinion*

*Amendment*

***6a. Stresses that measures envisaged for the Digital Single Market strategy should also take into account the need to increase the digital skills of citizens and SMEs, in general in rural areas and the less developed economies;***

Or. ro

**Amendment 37**  
**Dita Charanzová, Jasenko Selimovic**

**Draft opinion**  
**Paragraph 6 a (new)**

*Draft opinion*

*Amendment*

***6 a. Supports making the current WTO moratorium on tariffs on electronic transmissions permanent; calls on the Member States to defend European interests from any attempts to generate revenue from such tariffs by third party countries;***

Or. en

**Amendment 38**  
**Dita Charanzová, Jasenko Selimovic, Morten Løkkegaard, Kaja Kallas**

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**Draft opinion**  
**Paragraph 6 b (new)**

*Draft opinion*

*Amendment*

**6 b.** *Underlines the value of the Collaborative Economy, both within the Single Market and between EU businesses and consumers and businesses outside the EU; believes the global growth of this type of commerce should be seen as a positive for the future of trade;*

Or. en

**Amendment 39**  
**Dita Charanzová, Jasenko Selimovic, Morten Løkkegaard**

**Draft opinion**  
**Paragraph 6 c (new)**

*Draft opinion*

*Amendment*

**6 c.** *Takes note of the WTO Ministerial Conference in Buenos Aires scheduled for the December 2017; asks the Commission to consult with European businesses and Member States as soon as possible on the Commission's position on e-commerce and other digital trade matters to be agreed at the conference in order to ensure an united European position;*

Or. en

**Amendment 40**  
**Dita Charanzová, Jasenko Selimovic, Morten Løkkegaard, Kaja Kallas**

**Draft opinion**  
**Paragraph 6 d (new)**

*Draft opinion*

*Amendment*

**6 d.** *Stresses the important of international standards on digital equipment and services, especially in the*

*area of cyber-security;asks the  
Commission to work to ensure the  
introduction of basic cyber-security  
measures into Internet of Things products  
and cloud based services;*

Or. en