

FACILITATION OF DIGITAL TRADE LAWS, MEASURES AND RECENT DEVELOPMENTS IN CHINA

PROF. DR. HONG XUE

China Ministry of Commerce National Expert on Electronic Commerce
Director of Beijing Normal University Institute for Internet Policy & Law
Co-Director of UNCITRAL RCAP-BNU Joint Certificate Program on International
E-Commerce Law

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Phenomenal Developments in China

- E-Commerce development by the end of 2017
 - Gross volume of e-commerce: Chinese Yuan 29.16 trillion (US\$4.48 trillion)
 - 533 million users of Internet retails
 - E-payment through non-banking institutions: Chinese Yuan 143.26 trillion (US\$22.02 trillion)
 - 42.5 million employment in e-commerce
 - Gross volume of cross-border e-commerce: Chinese Yuan 90.24 billion (US\$ 13.87 billion)
 - Imports: Chinese Yuan 33.65 billion (US\$5.17 billion)
 - Exports: Chinese Yuan 56.59 billion (US\$8.7 billion)

Laws, Policies and Measures

- E-Commerce Law (Draft)
 - NPC completed 3rd Review in June 2018
 - Stipulations on facilitation of cross-border e-commerce
- Cross-border e-commerce complex experimental zones
 - 13 Zones established in Hangzhou, Suzhou, Tianjin, Shanghai, Chongqing, Hefei, Zhengzhou, Guangzhou, Chengdu, Dalian, Ningbo, Qingdao and Shenzhen
 - E.g. Hangzhou e-Box; Hangzhou Alibaba Credit Guarantee Funds; Suzhou-ASW GeTS
 - MoC, MIIT, GACC, MoF joint initiatives on improvement of regulations and supervision in the Zones regarding information sharing, financial services, intelligent logistics and risk management
- New “Smart Port” measures
 - Electronic system for inspection and quarantine information of imports and exports in cross-border e-commerce retails launched in August 2017

Overview of Facilitation Measures

- Paperless trade
- Single window facilities
- E-commerce platform services
- International cooperation

Paperless Trade

- Electronic systems adopted by the competent authorities of customs, taxation, imports and exports inspection and quarantine, payment and clearing for electronic submissions and certificates
 - Enabling electronic data and documents
 - Transactional documents
 - Transportation documents
 - Customs declarations and other documents
 - Financial, payment and clearing documents
 - Imports and exports inspection and quarantine documents
 - Other invoices, receipts and certificates
 - Recognition of legal validity

Single Window Facilities

- Building cross-administrative complex services and regulatory systems to meet the needs of cross-border e-commerce, optimize the regulation and supervision and improve the efficacy of public services
 - Cross-administrative mechanisms involving customs, taxation, imports and exports inspection and quarantine, etc.
 - Characteristic of shared information, mutually-recognized supervision and regulations and mutually-assisting law enforcement
- Initiatives
 - [China e-Port initiative](#)
 - State Trade Facilitation Committee

E-Commerce Platform Services

- E-commerce platforms
 - Intermediary services to provide virtual trade space, brokering and information divulgation
 - Cross-border B2B and B2C platform
 - Imports and export platform
- Services for cross-border e-commerce
 - E-payment and finance, warehousing and logistics, customs clearance and completion of imports and experts inspection and quarantine, etc.
 - Overseas warehousing services
 - Dun-huang Digital Trade Center
 - Alibaba Digital Trade Zone in Malaysia
 - Roles in SW facilities
 - Support MSMEs in cross-border e-commerce

International Cooperation

- International exchange and cooperation
 - Mutual recognition of electronic signatures, e-identity
 - Establishment of international or interregional dispute resolution mechanisms
- Initiatives
 - One-Belt-and-One Road (OBOR)
 - 2017 trade volume with OBOR countries is Chinese Yuan 7.37 trillion (US\$ 1.13 trillion)
 - Bilateral agreements concluded on e-commerce with Estonia, Vietnam, Hungary, Cambodia, Australia, Brazil
 - Free-trade negotiations involving e-commerce with Georgia, Chile and Eurasia
- Participation
 - CAREC
 - WTO, APEC, G20, BRICS, Shanghai Cooperation Organization, etc.

International Legal Framework

- WTO TFA
- UN Framework Agreement on Facilitation of Cross-border Paperless Trade in Asia and the Pacific
- UN Convention on Use of Electronic Communications in International Contracts
- UNCITRAL Model Law on Electronic Transferrable Records
- Other international laws on cross-border paperless trade and e-commerce

Thank you!