



Global Industry Statement on the WTO Moratorium on Customs Duties on Electronic Transmissions

The undersigned associations urge WTO members to support continuation of the Moratorium on Customs Duties on Electronic Transmissions at the WTO's Thirteenth Ministerial Conference (MC13).

Allowing the Moratorium to expire would be a historic setback for the WTO, representing an unprecedented termination of a multilateral agreement in place nearly since the WTO's inception – an agreement that has allowed the digital economy to take root and grow. All WTO members have a stake in the organization's continued institutional credibility and resilience, as well as its relevance at a time of unprecedented digital transformation.

Continuation of the Moratorium is critical to the ongoing COVID-19 recovery. As detailed by the United Nations, the World Bank, the OECD, and many other organizations, the cross-border exchange of knowledge, technical know-how, and scientific and commercial information across transnational IT networks, as well as access to digital tools and global market opportunities have helped sustain economies, expand education, and raise global living standards.

Continuation of the Moratorium is also important to supply chain resilience for manufacturing and services industries. Manufacturers – both large and small, and across a range of industrial sectors – rely on the constant flow of research, design, and process data and software to enable their production flows and supply chains for critical products.

The Moratorium is particularly beneficial to Micro, Small and Medium-Sized Enterprises (MSMEs), whose ability to access and leverage digital tools has allowed them to stay in business amidst physical restrictions and lockdowns. Failure to renew the Moratorium will jeopardize these benefits, as customs restrictions that interrupt cross-border access to knowledge and digital tools will harm MSMEs and the global supply chain – increasing digital fragmentation. As [UNCTAD](#) has explained, such fragmentation “reduces market opportunities for domestic MSMEs to reach worldwide markets, [and] ... reduces opportunities for digital innovation, including various missed opportunities for inclusive development that can be facilitated by engaging in data-sharing through strong international cooperation. ... [M]ost small, developing economies will lose opportunities for raising their digital competitiveness.”

The risks of ending the Moratorium have been discussed in recent publications by the [International Monetary Fund](#), [OECD](#), [World Bank](#), [United Nations](#), and [WTO](#), and by think-tanks in [India](#), [Indonesia](#), [Switzerland](#), [Belgium](#), and [around the world](#). As the [OECD](#) has explained, “[t]he overall revenue implications of the Moratorium are small..., [t]ariffs on electronic transmissions would hit low-income country trade the most... Smaller and women-owned firms could be most impacted...” [Other reports](#) predict greater GDP losses due to potential implementation of retaliatory duties and note that goods and services taxes (GST) / value added taxes (VAT) are preferable to tariffs both from the perspectives of revenue collection, economic efficiency, and administrability. Countries that impose such duties also face longer-term harms due to a less predictable investment climate, reduced foreign direct investment, and reduced access to knowledge, information, and digital tools needed by local workers, artists, patients, students, consumers, and other constituents.

Finally, at a time when [the G20](#), seeking to establish “a more stable and fairer international tax system,” has formally endorsed the [OECD Inclusive Framework's Solution to Address the Tax Challenges Arising from the Digitalisation of the Economy](#), it seems unnecessarily disruptive for the WTO membership to abandon a foundational quarter-century old agreement regarding the treatment of electronic transmissions. We also note in this regard the [G7 Digital Trade Principles](#), which state that “[e]lectronic transmissions – including the transmitted content – should be free of customs duties, in accordance with the WTO Moratorium on Customs Duties on Electronic Transmissions.”

We therefore urge all WTO members to show strong leadership and support of the digital economy by supporting continuation of the WTO Moratorium on Customs Duties on Electronic Transmissions.

Sincerely,



1. ACEA – European Automobile Manufacturers Association
2. ACTI - Asociación Chilena de Empresas de Tecnologías de Información
3. AdvaMed
4. Africa Cloud Association
5. Africa Information and Communication Technologies Alliance (AfICTA)
6. Alianza del Pacífico
7. Allied for Startups
8. American Chamber of Commerce in Australia
9. American Chamber of Commerce in Brazil
10. American Chamber of Commerce in Chile
11. American Chamber of Commerce in Indonesia
12. American Chamber of Commerce in Malaysia
13. American Chamber of Commerce in New Zealand
14. American Chamber of Commerce in Peru
15. American Chamber of Commerce in Singapore
16. American Chamber of Commerce in Spain
17. American Chamber of Commerce to the EU
18. AMETIC La Voz de la Industria Digital
19. ACT | The App Association
20. APPLIA
21. Asia Business Trade Association
22. Asia Cloud Computing Association
23. Asia Internet Coalition
24. Asia Pacific MSME Trade Coalition (AMTC)
25. Asia Pacific Services Coalition
26. Asociación de Internet MX
27. Asociación Latinoamericana de Exportadores de Servicios (ALES)
28. Associação Brasileira das Empresas de Software
29. Association of Competitive Telecom Operators (India)
30. AusFilm
31. Australasian Performing Rights Association / Australasian Mechanical Copyright Owners Association (APRA AMCOS)
32. Australian Information Industry Association
33. Australian Industry Group
34. Australian Services Roundtable
35. Autos Drive America
36. BDI – Federation of German Industries
37. Belize Coalition of Service Providers (BCSP)
38. Bitkom e.V.
39. Brazilian National Confederation of Industry
40. British Chamber of Commerce Kenya
41. Broadband India Forum (BIF)
42. BSA | The Software Alliance
43. Business Alliance for Customs Modernization
44. Business Council of Canada
45. Business Europe
46. Business NZ
47. Business Roundtable
48. CAINCO - Cámara De Industria, Comercio, Servicios Y Turismo De Santa Cruz – Bolivia
49. Câmara Brasileira da Economia Digital
50. Cámara Colombiana de Comercio Electrónico
51. Canadian Chamber of Commerce
52. Cámara de Comercio de Lima - CCL
53. Cámara de Industrias de Costa Rica
54. Cámara de Infocomunicación y Tecnología (INFOCOM)
55. Canadian Services Coalition (CSC)
56. Cape Chamber of Commerce and Industry [S. Africa]
57. Caribbean Network of Services Coalition
58. Center for International Economic Collaboration (CFIEC)
59. The Chambers of Commerce of Ireland
60. Chamber of Digital Industry and Services of National Business Association of Colombia – ANDI
61. China Council for Promotion of Int'l Trade
62. China Semiconductor Industry Association (CSIA)
63. City of London Corporation
64. Coalition for Digital Prosperity for Asia
65. Coalition of Services Industries (CSI)
66. Computer and Communications Industries Industry Association
67. Confederation of Danish Industry (DI)
68. Confederation of Finnish Industry (EK)
69. Confederation of Norwegian Enterprise (NHO)
70. Confederation of Swedish Enterprise
71. Consumer Technology Association (CTA)
72. Copyright Overseas Promotion Association (COA)
73. Costa Rican Chamber of Information and Communication Technologies (CANTIC)
74. DIGITALEUROPE
75. Digital Trade Network
76. Dominican Republic Services Association
77. Ecommerce Forum Africa
78. Emerging Business Factory (Morocco)
79. ENGINE
80. Entertainment Software Association
81. EU-ASEAN Business Council
82. Eurochambres

83. European Chamber of Commerce in Indonesia
84. European Chamber of Commerce in Thailand
85. EuroCommerce
86. European Services Forum (ESF)
87. European Semiconductor Industry Association (ESIA)
88. Federation of Korean Information Industries (FKII)
89. Forum for Internet Retailers, Sellers & Traders of India
90. German Chamber of Commerce and Industry (DIHK)
91. Global Data Alliance
92. Global Innovation Forum
93. Global Trade Solutions (South Africa)
94. Grenada Coalition of Service Industries (GCSI)
95. Hong Kong Coalition of Services Industries
96. India Electronics & Semiconductor Association (IESA)
97. INDIA SME FORUM
98. Independent Film & Television Alliance (IFTA)
99. Indonesia Services Dialogue (ISD)
100. Information Technology Industry Council (ITI)
101. Interactive Games and Entertainment Association
102. The International Association of Scholarly, Technical and Medical Publishers (STM)
103. International Chamber of Commerce (ICC)
104. International Generic and Biosimilar medicines Association (IGBA)
105. IP Federation (United Kingdom)
106. Japan Association of New Economy (JANE)
107. Japan Business Council in Europe (JBCE)
108. Japan Electronics and Information Technology Industries Association (JEITA)
109. Japan Information Technology Service Industry Association (JISA)
110. Japan Machinery Center for Trade and Investment (JMC)
111. Japan Semiconductor Industry Association (JSIA)
112. Japan Services Network (JSN)
113. Joint Foreign Chambers of Commerce in Thailand
114. Kenya Private Sector Alliance
115. Korea International Trade Association
116. Korea Semiconductor Industry Association
117. Korean Broadcasters Association
118. Korean Film Digital Distribution Association
119. La Chambre de Commerce d'Industrie et d'Agriculture de Saint-Louis (Sénégal)
120. La Conférence permanente des chambres consulaires et organisations intermédiaires africaines et francophones (Cpccaf)
121. Malaysian Service Providers Confederation (MSPC)
122. Malaysia Semiconductor Industry Association
123. Mexican Business Council for Foreign Trade, Investment and Technology
124. Mexican Chamber of Electronics, Telecommunications and Information Technologies (CANIETI)
125. Motion Picture Association (MPA)
126. Motion Picture Distributors Association of Australia (MPDAA)
127. Motion Picture Producers Association of Japan
128. National Association of Manufacturers (NAM)
129. National Association of Cinema Operators – Australasia (NACO)
130. National Foreign Trade Council (NFTC)
131. New Zealand International Business Forum
132. Philippine Exporters Confederation (PHILEXPORT)
133. Professional & Business Services Council
134. Papua New Guinea Chamber of Commerce and Industry
135. Payments Leadership Council
136. Recording Industry Association of America (RIAA)
137. Saint Lucia Coalition of Services Industries (SLCSI)
138. Saint Kitts & Nevis Coalition of Services Industries
139. Semiconductor & Electronics Industries in the Philippines Foundation, Inc. (SEIPI)
140. Semiconductor Industry Association (SIA)
141. Screen Producers Australia (SPA)
142. SGTECH
143. Small Business and Entrepreneurship Council
144. SPADA NZ – The Screen Production and Development Association
145. Singapore Business Federation
146. Singapore Semiconductor Industry Association
147. Sociedad de Comercio Exterior del Perú (ComexPerú)
148. Sociedad de Fomento Fabril (SOFOFA)
149. Taiwan Coalition of Services Industries (TWCSI)
150. Taiwan Semiconductor Industry Association (TSIA)
151. techUK
152. TECHNATION Canada
153. Technical Service Providers Association of South Africa
154. Technology Trade Regulation Alliance (TTRA)
155. Telecommunications Industry Association (TIA)
156. TheCityUK
157. The National Customs Brokers & Forwarders Association of America (NCBFAA)
158. Trinidad and Tobago Coalition of Services Industries
159. Unión Costarricense de Cámaras y Asociaciones del Sector Empresarial Privado (UCCAEP)
160. Uruguay: National Chamber of Commerce and Services
161. US-ASEAN Business Council
162. US-Bangladesh Business Council
163. US Chamber of Commerce
164. US Council for International Business
165. US-India Business Council
166. US-India Strategic Partnership Forum (USISPF)
167. US-South Africa Business Council
168. US Information Technology Office (China)
169. Vietnam E-commerce Association (VECOM)
170. World Information Technology and Services Alliance (WITSA)