**REVISED OECD RECOMMENDATION ON CONSUMER PROTECTION IN E-COMMERCE (2016)** 

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UNCTAD ICT WEEK 18 April 2016

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#### OECD 1999 Guidelines for Consumer Protection in the Context of Electronic Commerce

- Consumer protection in e-commerce cannot be lower than in other forms of commerce
  - Fair business advertising and marketing practices
  - Clear and transparent information disclosures
  - Ways to confirm/cancel a transaction
  - Secure and easy-to-use payment mechanisms
  - Effective dispute resolution mechanisms
  - Education and awareness
- Industry-self regulation should be encouraged
- Members should co-operate to combat cross-border fraudulent, misleading and unfair commerce practices



## Global e-commerce trends: a high variance across countries

#### Online shoppers: 2007 and 2014

Individuals ordering goods or services online as a percentage of all individuals



# Global consumer protection across global supply chains

- Broad changes in global consumer demand; need to address new challenges
- Shift in consumer demand to Asia where consumer spending could account for more than 50 percent of the global middle class spending in 2050



Shares of Global Middle Class Consumption, 2000-2050

Source: *The Emerging Middle Class In Developing Countries*, OECD Development Centre, Working Paper No.285, 2010

### **E-commerce growth factors**

- Increased Internet and mobile penetration
- Wider product choices at competitive prices or "free"
- More active consumers accessing, comparing and sharing information more easily
- Wealth of consumer data
- New business models
- Growing number of platforms facilitating consumer-toconsumer transactions
- Easy-to-use and more secure online and mobile payment mechanisms
- Rapid take-up by emerging economies

### New e-commerce issues

- Consumer spending accounts for about 60% of total OECD GDP
- Consumers benefit from more choices but face greater complexity



### Main changes reflected in 2016 revised Recommendation

- Active consumers
- Privacy and security
- Online platform markets (the "sharing" economy)
- Improving the evidence base: insights from behavioural economics







#### Main issues:

- Responsibilities of the peer platforms?
- Consumer peer provider's services versus professional subjected to consumer protection law?
- Need to adapt policy and regulatory frameworks?



#### "drip" pricing and default settings



If you do not wish to purchase travel insurance, please select "Don't insure me" in the drop-down box. Ryanair recommends that all passengers obtain travel insurance



## **Other changes**

- Payment protections
  - Addresses gaps in protection across payments
- Mobile devices
  - Addresses disclosure challenges posed by small screeens and other technical limitations
- Digital Content
  - Provides info on limitations in functionality
- New provisions covering:
  Online product safety and digital competence

### International co-operation: Next steps

- ASEAN/OECD Workshop on E-commerce (18 May, Siem Reap, Cambodia)
- OECD Ministerial on the Digital Economy (22-23 June, Cancun, Mexico)
- FIAGC meeting (12-16 September, Costa Rica)
- UNCTAD IGE meeting (17-18 October, Geneva)





2016 MINISTERIAL MEETING THE DIGITAL ECONOMY: INNOVATION, GROWTH AND SOCIAL PROSPERITY



