

## BTO: Meeting between senior AWS representatives and DG Roberto Viola, 28/11/2018

### Ares(2018)

#### Context

This meeting was requested by [REDACTED] at Amazon Web Services (AWS), to discuss in particular the evolution of the European digital economy, with a focus on the Regulation on terrorist content online, cloud policies in the area of data flows and portability, Brexit, P2B and future DG CNECT policy development.

*Personal  
Data -  
Article  
4(1)(b)*

#### Participants

##### **Internals:**

**CNECT.DG:** Roberto VIOLA (RV)

**CNECT.E2:** [REDACTED]

**CNECT.F2:** [REDACTED]

**CNECT.E2:** [REDACTED]

##### **Externals:**

**AWS** [REDACTED]

**AWS** [REDACTED]

**AWS** [REDACTED]

**AWS** [REDACTED]

#### Overview

AWS is the largest Cloud Service Provider (CSP) globally. Together with Microsoft, it owns more than half of the market for Infrastructure-as-a-Service (IaaS) cloud services.

[REDACTED]

*Protection of  
commercial  
interests -  
Article 4(2),  
first indent*

#### Discussion

##### **The Regulation on terrorist content online**

- [REDACTED]
- [REDACTED]
- EC pointed out that terrorist content is a specific sort of criminal content, on which the EU judicial system is increasingly coordinated, e.g. in terms of removal orders or judicial follow-up (as opposed to e.g. pedo-pornography).

*Decision  
making  
process -  
Article 4(3),  
subpara. 2*

## Cloud policies, data flows & cloud portability

- AWS congratulated the Commission with the adoption of the Free flow of non-personal data Regulation.
- EC emphasised that market participants need to be aware of this new freedom, understand how the Regulation works, and that they have a clear right to move their data to the cloud, wherever the datacenters may be located in the EU.
- AWS referred to the self-regulatory process on switching CSPs and porting data, and stressed that governance of the codes of conduct is a key issue that will determine the success of the process, [REDACTED]

*Protection of commercial interests - Article 4(2), first indent*

- [REDACTED]

## Brexit

- AWS expressed concerns about the status of EU-UK data flows for during the post-Brexit period. [REDACTED]
- EC emphasised that the Commission's thinking on Brexit is largely publicly available online, e.g. the Commission preparedness notices.

*Decision making process - Article 4(3), subpara. 1*

## P2B

- [REDACTED]
- [REDACTED]

*Decision making process - Article 4(3), subpara. 2*

## Future DG CNECT policy development

- [REDACTED]
  - [REDACTED]
  - [REDACTED]
  - [REDACTED]
  - [REDACTED]
- [REDACTED]
- [REDACTED]

## Geoblocking Regulation

- EC emphasized the importance of the implementation of the Geoblocking Regulation: a third party service for shipping products across MS borders would be desirable in cases that a seller does not want to sell across borders.

- AWS highlighted the issue pertaining to VAT and the different regimes in different MS.
- [REDACTED]

#### **Follow-up Actions**

- Find a date for a dedicated CNECT-AWS engagement day on GreenCloud;
- Get back to AWS to clarify mutual understanding about follow- third party shipping providers present as an option on the Amazon e-commerce platform.

Contact: [REDACTED], DG CNECT.E2, tel. [REDACTED]

*Personal  
Data -  
Article  
4(1)(b)*

