The first round of negotiations toward the Transatlantic Trade and Investment Partnership (T-TIP) Agreement began in July 2013. The United States and the European Union (EU) are right to negotiate the T-TIP, but this effort will be fully successful only if it concludes with an agreement dedicated to maximizing innovation.

SUMMARY POLICY RECOMMENDATIONS:

- Eliminate all tariffs in trade on innovation industries.
- Liberalize trade in innovative services, especially telecommunication services and audiovisual services.
- Create transparent, science-based regulatory regimes in the pharmaceutical, automotive and agricultural sectors.
- Prohibit the use of data center localization as a condition of market access.
- Honor existing international data flow agreements, such as the Safe Harbor.
- Introduce rules to prevent restrictions on the import and use of commercial encryption technologies.
- Lower all barriers to foreign direct investment.
- Implement an expansion of the EU-U.S. procurement commitments.
- Outlaw the use of forced offsets.
- End government production subsidies to areas of innovative trade, like aerospace.
- Clarify the scope and coverage of national treatment in the General Agreement on Tariffs and Trade (GATT), explicitly subjecting state-influenced entities to a robust national treatment obligation.
Enshrine 12 years of data exclusivity for biopharmaceutical products.

Adopt a common definition for trade secrets: any information that has economic value (actual or potential), is not generally known to the public, and for which the trade secret owner has taken reasonable measures to keep private.

Establish a bilateral R&D participation model in order to coordinate cross-border pre-competitive research partnerships.

Allow companies participating in pre-competitive research to freely transfer ownership and access rights for foundational IP to affiliates across and between the European Union and the United States.

ABOUT ITIF
The Information Technology and Innovation Foundation (ITIF) is a Washington, D.C.-based think tank at the cutting edge of designing innovation strategies and technology policies to create economic opportunities and improve quality of life in the United States and around the world. Founded in 2006, ITIF is a 501(c)(3) nonprofit, non-partisan organization that documents the beneficial role technology plays in our lives and provides pragmatic ideas for improving technology-driven productivity, boosting competitiveness, and meeting today’s global challenges through innovation. Email us at mail@itif.org.

Follow us on
@ITIFdc
facebook.com/innovationpolicy
www.itif.org