

Index

- actual knowledge, 77
- administrative measures
 - for enforcing platform responsibility, 54
- advertising platforms, 156
- AEED, 90
- aggressive tax strategies, 143
- Al Qaeda, 164
- algorithmic Solutions, 215
- algorithms, 206
- All Politics Is Global, 192
- allocation of jurisdiction, 230
- antibiotics, 108
- Artificial Intelligence (AI), 162, 176
- attempted insurrection
 - in Brazil, 86
- automated tools, 80
- Banking and Platform Networks, 121
- barriers, 230
- Basel Accord, 121, 129, 189
 - Basel I, 130
- Basel Committee, 232
- Basel Committee on Banking Supervision (BCBS), 130
- BEPS, 144, 158
- BEPS Project, 146
- bilateral tax treaties, 143
- blocking Rules
 - in India, 65
- child pornography, 73
- child sexual abuse material (CSAM), 8, 89
- China
 - Platform ecosystem, 41
- Christchurch attack, 166
- Civil Code
 - platform liability provisions in China, 53
- civil investigation, 97
- civil liability, 11
 - in Brazil, 89
- command and control regulations, 109
- Communications Decency Act, 94, 178
- Community Standards, 187
- complementary strategies, 156
- computational capital, 142, 161
- constitutional protection, 8
 - First Amendment, 8
 - hate speech, 9
 - misinformation, 9
 - pornography, 9
 - terroristic, 9
- consumer protection law, 95
- content moderation, 92–93, 119, 141, 148, 153, 158,
 - 180, 186, 202, 206, 228
 - content moderation regulation, 203
 - definition in DSA, 33
 - impact, 208
- content removal by government orders, 64
- Copyright Act, 88
- Countering Violent Extremism (CVE), 163
- Court of Justice of the European Union (CJEU)
 - orders to remove content, 39
- COVID-19, 104, 117, 174, 191
- Criminal Code
 - in Brasil, 89
- criminal laws
 - application to platforms in China, 53
- cyber terrorism, 71
- cyberbullying, 9
- Cyberspace Administration of China (CAC)
 - role as online content regulator, 43

- data localization, 199, 231
- deep synthesis technology, 51
- defamation
 - defamatory speech, 69
- digital economy, 154
- digital extremism, 164
- digital literacy, 175
- Digital Markets Act (DMA), 241
- digital media services
 - regulations in China, 43
- Digital Personal Data Protection Act (DPDP), 74
- digital platforms, 200
- Digital Services Act (DSA), 20–21, 30, 171, 181, 211, 216, 220, 234
- Digital Services Coordinator (DSC), 31
- disinformation, 23, 103, 167, 174, 188, 199, 201–2
 - Code of Practice, 23
 - disinformation chain, 201
- disinformation paradox, 201, 208, 212
- dominant markets, 133
- dominant strategy, 147
- Dormant Commerce Clause, 215
- double exemption, 145
- double taxation, 142
- Douyin, 41, 43, 55, 57, 59, 249. *See* TikTok
- DSA. *See* Digital Services Act
- due diligence obligations
 - under DSA, 28
- E-Commerce Directive (ECD), 20, 76, 181, 194
 - EU regulatory framework, 21
- ECPA, 13
- editorial transparency, 19
- editor-in-chief, 52
- Election Commission of India's Model Code of Conduct
 - certain restrictions on election related speech, 70
- electoral disinformation, 92
- electoral law, 89
- end users, 122
- enforcement, 29
- enforcement methods
 - for platform regulation in China, 53
- EU, 20, 184, 186, 190, 232, 241
- EU Member States, 25
- European Board for Digital Services, 31–32
- European Commission, 31
- European Court of Justice, 21, 26, 229
 - national laws, 26
- European Market Infrastructure Regulation (EMIR), 139
- European Union. *See* EU
- externalities, 122, 225
 - in infectious diseases, 107
- extra-territorial reach
 - of DSA, 38
- extraterritorial Regulation, 138
- Facebook, 84, 156, 166, 178, 187, 202, 221, 229
- fact checking unit, 61
- Fake News Bill, 100
- financial trilemma, 127
- First Amendment, 8–9, 94, 221
- foreign platforms, 129
- foreign social media platforms, 46
- FOSTA, 13, 182
- framework convention – protocol approach, 111
- freedom of speech, 82, 211, 224
- GATT, 231
- Gavi, 114
- General Data Protection Regulation (GDPR), 32, 100
- geo-blocking, 227–28
- German Network Enforcement Act (NetzDG), 25
- GIFCT, 169
- global actors, 143, 148, 152
- Global Commission on Internet Governance (GCIG), 238
- global content removal, 229
- global economic governance, 192
- global financial interconnectedness, 125
- global financial system, 125–26
- global framework, 129
- global governance, 199
- global governance solutions, 179
- global health governance, 105, 107, 113, 116
- global market, 125
 - in Banking and Internet Platforms, 125
- global minimum moderation, 151
- global minimum tax, 147–48
- Global Network Initiative (GNI), 238
- global regulatory tax, 142
- global tax strategies, 143
- GloBE, 149
- Golden Shield Project, 228
- Google, 178, 228
- grading-and-classifying management mechanism, 52
- Grievance Appellate Committee(s) (GACs), 81
- Grievance Redressal Committees (GRCs), 61
- growth asymmetry, 156
- harmful content, 202
 - for banks, 124
- harmful speech, 133
- hate speech, 22, 201
 - EU Code of Conduct, 23, 69

- identical content, 91
- IHR, 105
- illegal and harmful content
 - definition in China, 48
- Independent Panel on Pandemic Preparedness and Response (IPPPR), 111
- infectious disease, 103
- infectious disease control, 117
- information and communication technology (ICT), 238
- Information Technology (Intermediary Guidelines and Digital Media Ethics Code) Rules 2021 (Intermediary Guidelines), 60
- Information Technology Act, 2000 (IT Act), 60
- interconnectivity, 126
- intermediaries, 155, 238
 - definition under IT Act, 60
- intermediary guidelines, 61, 77, 80, 82, 182, 185, 222
 - Chief Compliance Officer, 79
- intermediary guidelines prohibited UGC, 66
- intermediary liability, 237
- intermediary technological frameworks, 155
- international commercial law, 219
- international cooperation, 129, 187, 218, 232–33
- international coordination, 213
- international coordination mechanisms, 112
- international financial cooperation, 136
- International financial regulation, 189
- International Framework on Infectious Disease Control, 109
- international human rights law, 23
- international regulation of global banks and internet platforms, 121
- international regulatory cooperation, 114
- international sanitary conferences (ISCs), 106
- international tax regulation, 141
- international trade law, 225
- Internet Corporation for Assigned Names and Numbers (ICANN), 133
- Internet Information Service Providers (IISPs)
 - content moderation responsibilities, 43
- Internet News Information Service (INIS), 45
- internet services, 7
- internet-cleaning campaigns, 54
- intractability, 153
- IP addresses, 97, 188
- ISIS, 164
- legal representative
 - requirement for non-EU providers, 39
- LinkedIn
 - in China, 46
- livestreaming platforms
 - regulation in China, 50
- Marco Civil, 86, 222
- measles
 - in Venezuela, 104
- media regulators
 - in China, 43
- minilateralism, 148, 151
- Ministry of Electronics and Information Technology (MEITY), 63
- misinformation, 90, 93, 103, 106, 118, 165, 175
 - content creators, 212
- misleading, 201
- multilateral cooperation, 117
- multinational enterprises, 143
- must carry, 226
- Mutual Recognition Agreement (MRA), 137
- negative externalities, 112, 123–24, 128, 201
 - in infectious disease control, 108
- network effects, 155
- neutral spaces, 156
- nexus rules, 147
- NGOs, 170
- notice-and-action mechanism
 - under DSA, 36
- notice-and-takedown, 89
- OECD, 237–39
- online advertisements, 182
- online content governance
 - general principles in China, 42
- online harms
 - mitigating online harms, 168
- online information, 106
- online platform, 103, 167, 181
 - liability protection, 178
- online platform regulation, 227
- OTC derivatives, 136
- oversight board, 169
- Pandemic Influenza Preparedness (PIP), 110
- per-capita asymmetry, 156
- Personal Information Protection Law (PIPL), 50
- Pigouvian taxes, 109
- platforms, 7
 - definition, 7–8, 218
- platform commerce, 225
- platform governance and regulation, 85
- platform liability, 181
 - under DSA, 26–27
- platform regulation, 179, 221, 229
 - structure, 218
- platform responsibility, 20, 118, 158, 189, 218
 - from the Basel Accord, 132
 - Chinese approach, 47

- platform responsibility (cont.)
 - enforcement under ECD, 29
 - enforcement in India, 75
- polycentric cooperation, 152
- positional asymmetry, 155
- positive content
 - promotion in China, 49
- positive externalities, 123
- primary responsibility, 181
 - of internet companies in China, 44
- profit allocation rules, 147
- protection of internet services as platforms, 10
- protection of users and privacy, 49
- Public Health Emergency of International Concern (PHEIC), 104
- public opinion management, 46
- public oversight, 201
- QAnon, 165
- real-name user registration, 52
- real-time content monitoring and moderation, 52
- reciprocal responsibility
 - of IHR, 115
- regulating externalities, 124
- Regulation on Algorithmic Recommendation of Internet Information Services (RARIIS), 49
- Regulation on Governance of Online Information Ecology (RGOIE), 48
- regulatory networks, 132
- regulatory-tax arbitrage, 144
- safe harbor, 12, 63, 72, 78, 90, 92, 222
 - to avail in India, 76
 - conditions under Section 79 of IT Act, 62
 - in Marco Civil, 88
- sanction
 - in DSA, 31
- school shootings, 96
- Section 124A of the IPC
 - Supreme Court intervention in India, 69
- Section 230, 7, 10, 178–79, 183–85, 221, 236, 242
 - implications of Section 230, 14
 - implications of Section 230(c)(1) and the First Amendment, 15
 - information provided by another information content provider, 13
 - publisher or speaker claims, 12
 - Section 230(c)(1) defense, 12
- Section 270
 - liability for account terminations and content removal, 16
 - What happens when Section 230 does not apply to claims over third-party content?, 17
- sector-specific legislation, 22
- self-moderating content, 203
- sensitive personal data, 75
- separate unity principle, 143
- SESTA, 182
- significant social media intermediaries (SSMIs), 61, 185
- social media, 91
- social media platforms, 97
- soft Law, 134
- special unit for combating disinformation, 91
- sponsor unit (主管主办单位)
 - for traditional media, 42
- Spotify, 102
- State regulation of the internet, 18
 - Dormant Commerce Clause, 18
- Stateless capital, 145
- Stateless information, 145
- strategic asymmetry, 156
- strict liability, 125
 - for platforms in India, 67
 - platform content responsibility in China, 44
- surveillance, 195
- systemic risk management
 - for VLOPs and VLOSEs, 37
- take down, 226
- takedown decision, 91
- takedown orders, 90
- tax competition, 142
- tax implications of global platforms, 153, 157
- TCO, 172
- telegram, 98, 102
- terrorist content, 24, 182
 - EU Regulation, 24
 - TCO Regulation, 24
- TikTok, 55, 186, 188, 198, 208
 - community guidelines, 57
 - content moderation policies, 56
 - localization strategy, 58
- traditional media
 - regulations in China, 42
- transnational markets, 232
- Transnational Regulatory Network (TRN), 132
- transparency as regulation, 18
- transparency obligations, 185
- trade related intellectual property rights (TRIPS), 242
- trusted flaggers, 37
- Twitter, 203, 209
 - challenge to blocking orders, 65

- UGC, 219
 - UGC liability protection, 221–22
- UN Office for the High Commissioner for Human Rights (UN OHCHR), 239
- undertaxed payments rule, 150
- United States-Mexico-Canada Agreement, 234
- unlawful content
 - platform liability, 68
- unqualified democratization, 162
- URLs, 88, 91
- user generated content (UGC), 60
- user records, 52
- user rights
 - against platforms, 94
- US-Japan Digital Trade Agreement, 243
- US-Japan Trade Agreement, 234
- very large online search engines (VLOSEs)
 - regulations under DSA, 28
- very large platforms (VLOPs), 23
- very large search engines (VLOSEs), 23
- violent extremism, 163, 167
- VLOPs, 184
- VLOSEs, 184
- voluntary content moderation, 34, 67, 76–77, 83, 183
- Westphalian sovereignty, 143
- Westphalian tax, 146
- WhatsApp, 84
- WHO, 105
- World Health Assembly, 112
- WTO, 231, 242

