RSA Global Cloud Computing Country Chacklist Ves No Partial

# QUESTION	Argentina	Australia	Brazil	Canada	China	France	Germany	India	Indonesia	Italy	Japan	Korea	Malaysia	Mexico	Poland	Russia	Singapore	South Africa	Spain	Thailand	Turkey	United Kingdom	United States	Vietnam
DATA PRIVACY 1. Are there laws or regulations governing the collection, use, or other processing of									_			_											_	
personal information?	/	/			•		V			/	V	V	V		✓		✓	/		×	×	V		•
2. What is the scope and coverage of privacy law?	Comprehensive	Comprehensive	Not applicable	Comprehensive	Sectoral	Comprehensive	Comprehensive	Sectoral	Comprehensive	Comprehensive	Comprehensive	Comprehensive	Sectoral	Comprehensive	Comprehensive	Comprehensive	Comprehensive	Comprehensive	Comprehensive	Not Applicable	Not Applicable	Comprehensive	Sectoral	Sectoral
3. Is the privacy law compatible with the Privacy Principles in the EU Data Protection	4		*		*			•	•										4	*	*	4		
Directive?			•		•	•	•	•	•										•	•	•			
4. Is the privacy law compatible with the Privacy Principles in the APEC Privacy Framework?	/	V	*	✓	×	/	V	×	•	✓	✓	V	✓	•	✓	✓	✓	✓	V	×	*	✓	•	
5. Is an independent private right of action available for breaches of data privacy?	Available	Not available	Available	Available	Available	Available	Available	Available	Not available	Available	Available	Available	Not available	Available	Available	Available	Not available	Available	Available	Available	Available	Available	Available	Available
6. Is there an effective agency (or regulator) tasked with the enforcement of privacy		Not available	Available			Available		Available			Available			Available		Available			Available			Available		
laws?	National regulator	National regulator	None	National regulator	None	National regulator	Sectoral regulator	Sectoral regulator	None	National regulator	Sectoral regulator	National regulator	National regulator	National regulator	National regulator	National regulator	National regulator	National regulator	National regulator	None	None	National regulator	Sectoral regulator	None
7. What is the nature of the privacy regulator?	Sole commissioner	Solo commissioner	Not applicable	Sole commissioner	Not applicable	Solo commissioner	Sole commissioner	Not applicable	Not applicable	Collegial body	Collegial body	Other government	Other government	Collogial body	Sole commissioner	Other government	Not applicable	Solo commissioner	Sole commissioner	Not applicable	Not applicable	Solo commissioner	Other government	Not applicable
	30le Commissioner	30le Commissioner	тиот аррпсаріе	Sole commissioner	пот аррисаріе	Sole commissioner	Sole Commissioner	тиот аррпсавте	тчот аррпсаые	Collegial body	Collegial body	official	official	Collegial body	30le Commissioner	official	тот аррпсаые	30le Commissioner	30le commissioner	пот аррисавіе	пот аррпсавте	Sole commissioner	official	тиот аррпсавте
8. Are data controllers free from registration requirements?	×	V	V		-	*		/	V	×		V		V		*	V	V	*	V	V	*	/	
9. Are cross-border transfers free from registration requirements?		V	V		V	×	V	V	V	V	V		V	V	V	×	V		×	V	V	V		V
10. Is there a breach notification law?	×	×	×	V	X			×				V	X			V	×	V		×	×		V	
SECURITY 1. Is there a law or regulation that gives electronic signatures clear legal weight?																								
Are ISPs and content service providers free from mandatory filtering or censoring?		4	4	4	*			*			4	*	<u> </u>		4		*	4	4	*	*	4	4	*
3. Are there laws or enforceable codes containing general security requirements for 3. Are there laws or enforceable codes containing general security requirements for	Limited coverage in	Limited coverage in	Limited coverage in		Limited coverage in	Limited coverage in	Limited coverage in	5	Limited coverage in	5 11 11	Limited coverage in	Limited coverage in	Limited coverage in	Limited coverage in	5 11 11 11	.	Limited coverage in	Limited coverage in	Limited coverage in			Limited coverage in	Limited coverage in	Limited coverage i
digital data hosting and cloud service providers?	legislation	legislation	legislation	None	legislation	legislation	legislation	Detailed legislation	legislation	Detailed legislation	legislation	legislation	legislation	legislation	Detailed legislation	Detailed legislation	legislation	legislation	legislation	None	None	legislation	legislation	legislation
4. Are there laws or enforceable codes containing specific security audit requirements	Limited coverage in	Nama	Limited coverage in	Limited coverage in	<u> </u>	Limited coverage in	•	Carla af annahuat	Limited coverage in	Limited coverage in	Limited coverage in	Limited coverage in	Nama		Limited coverage in	Nama	Limited coverage in	Nama		Nama	Nama	Limited coverage in	Limited coverage in	
for digital data hosting and cloud service providers?	legislation	None	legislation	legislation	None	legislation	None	Code of conduct	legislation	legislation	legislation	legislation	None	None	legislation	None	legislation	None	None	None	None	legislation	legislation	None
5. Are there security laws and regulations requiring specific certifications for technology				Comprehensive re-		Comprehensive re-	Comprehensive re-			Comprehensive re-	Comprehensive re-					Comprehensive			Comprehensive re-		Comprehensive re-	1	Comprehensive re-	
products?	No requirements	Limited requirements	No requirements	quirements (including	Limited requirements	quirements (including	quirements (including	Limited requirements	No requirements	quirements (including	quirements (including	Limited requirements	Limited requirements	No requirements	Limited requirements	requirements	Limited requirements	No requirements	quirements (including	No requirements		quirements (including		No requirements
CYBERCRIME				Common Criteria)		Common Criteria)	Common Criteria)			Common Criteria)	Common Criteria)					<u>'</u>			Common Criteria)		Common Criteria)	Common Criteria)	Common Criteria)	
Are cybercrime laws in place?	4	4	4		4	/	<u> </u>	1	4	4	<u> </u>	1	<u> </u>	1		4	4	4	4	4	4	4	1	<u> </u>
2. Are cybercrime laws consistent with the Budapest Convention on Cybercrime?					*							*												
What access do law enforcement authorities have to encrypted data held or																								
transmitted by data hosting providers, carriers or other service providers?	Access with a warrant	Access with a warrant	Access with a warrant	Access with a warrant	Not stated	Access with a warrant	Access with a warrant	Access with a warrant	Not stated	Access with a warrant	Access with a warrant	Unlimited access	Unlimited access	Not stated	Not stated	Unlimited access	Access with a warrant	Access with a warrant	Not stated	Unlimited access	Unlimited access	Unlimited access	Access with a warrant	Unlimited access
4. How does the law deal with extraterritorial offenses?	Limited coverage	Comprehensive	Comprehensive	Limited coverage	Limited coverage	Comprehensive	Comprehensive	Comprehensive	Limited coverage	Limited coverage	Comprehensive	Comprehensive	Comprehensive	Limited coverage	Limited coverage	Limited coverage	Comprehensive	Comprehensive	Comprehensive	Comprehensive	Limited coverage	Comprehensive	Limited coverage	Limited coverage
	Limited coverage	coverage	coverage	Littited coverage		coverage	coverage	coverage	Littlica coverage	Limited coverage	coverage	coverage	coverage	Limited coverage	Limited coverage	Elithica coverage	coverage	coverage	coverage	coverage	Limited coverage	coverage	Limited coverage	
INTELLECTUAL PROPERTY RIGHTS					. 4				.4		. 4	. 4				. 4			. 4					. 4
Is the country a member of the TRIPS Agreement? Have IP laws been enacted to implement TRIPS?		V			V		V						V	V			•	V	V		V	V	V	V
3. Is the country party to the WIPO Copyright Treaty?			•	•			•	•			•	•	<i>V</i>	· · · · · · · · · · · · · · · · · · ·				•	· · · · · · · · · · · · · · · · · · ·	•	•			•
4. Have laws implementing the WIPO Copyright Treaty been enacted?																								
5. Are civil sanctions available for unauthorized making available (posting) of copyright																				4				
holders' works on the Internet?					•		V			/	V		V		/		/	/	•	~	/	/		
6. Are criminal sanctions available for unauthorized making available (posting) of					4	./		-/		4	4		4			4				4				./
copyright holders' works on the Internet?								•			•	•							•					_
7. Are there laws governing ISP liability for content that infringes copyright?	×	•		V	V	V	V	V	•	✓	✓	V	V	•	✓	•	✓	✓	~	~	✓	✓	V	•
8. Is there a basis for ISPs to be held liable for content that infringes copyright found on	×	V			✓			✓		/	✓		✓		✓	✓	/		✓	✓	V		✓	
their sites or systems?		_		·	•	•		·		·	•	•	•			•		·	•	·	·	•	•	
9. What sanctions are available for ISP liability for copyright infringing content found on their site or system?	Not applicable	Civil and criminal	Civil	Civil	Civil and criminal	Civil and criminal	Civil	Civil	Not applicable	Civil and criminal	Civil	Civil	Civil	Civil and criminal	Civil and criminal	Civil and criminal	Civil	Civil	Civil	Civil and criminal	Civil and criminal	Civil and criminal	Civil and criminal	Not applicable
10. Must ISPs take down content that infringes copyright, upon notification by the right													_											
haldan?		V	×	×					×					×	✓			/			/			×
holder?					•		•		•						•			•	•	•	•			•
11. Are ISPs required to inform subscribers upon receiving a notification that the	•						*		*	*	•			*	*			*	*	*	*			*
11. Are ISPs required to inform subscribers upon receiving a notification that the subscriber is using the ISP's service to distribute content that infringes copyright?	×	~	×		•						C	Comprehensive	Comprehensive	Limited protection	Comprehensive	Comprehensive	Comprehensive	Comprehensive	Comprehensive	Comprehensive	Comprehensive	Comprehensive	Comprehensive	Comprehensive
11. Are ISPs required to inform subscribers upon receiving a notification that the subscriber is using the ISP's service to distribute content that infringes copyright?12. Is there clear legal protection against misappropriation of cloud computing services,	Limited protection	Comprehensive	Limited protection	Comprehensive	Comprehensive	Comprehensive	Comprehensive	Comprehensive	Comprehensive	Comprehensive	Comprehensive	·					protection						protection	protection
11. Are ISPs required to inform subscribers upon receiving a notification that the subscriber is using the ISP's service to distribute content that infringes copyright?12. Is there clear legal protection against misappropriation of cloud computing services, including effective enforcement?	(criminal activity only)	protection	Limited protection (criminal activity only)		Comprehensive protection	Comprehensive protection	Comprehensive protection	Comprehensive protection	Comprehensive protection	protection	protection	protection	protection	(criminal activity only)	protection	protection	protection	protection	protection	protection	protection	protection	protection	p
 11. Are ISPs required to inform subscribers upon receiving a notification that the subscriber is using the ISP's service to distribute content that infringes copyright? 12. Is there clear legal protection against misappropriation of cloud computing services, including effective enforcement? SUPPORT FOR INDUSTRY-LED STANDARDS & INTERNATIONAL HARMON 	(criminal activity only)	protection			•	'					'	·	protection	(criminal activity only)	protection	protection	protection	protection	protection	protection	protection	protection	protection	p. 6 10 10 11
 11. Are ISPs required to inform subscribers upon receiving a notification that the subscriber is using the ISP's service to distribute content that infringes copyright? 12. Is there clear legal protection against misappropriation of cloud computing services, including effective enforcement? SUPPORT FOR INDUSTRY-LED STANDARDS & INTERNATIONAL HARMON 1. Are there laws, regulations or policies that establish a standards setting framework 	(criminal activity only)	protection			•	'					'	·	protection	(criminal activity only)	protection	protection	protection	protection	protection	protection	protection	protection	V	V
 Are ISPs required to inform subscribers upon receiving a notification that the subscriber is using the ISP's service to distribute content that infringes copyright? Is there clear legal protection against misappropriation of cloud computing services, including effective enforcement? SUPPORT FOR INDUSTRY-LED STANDARDS & INTERNATIONAL HARMON Are there laws, regulations or policies that establish a standards setting framework for interoperability and portability of data? 	(criminal activity only)	protection			•	'					'	·	protection	(criminal activity only)	protection	protection	Protection	protection	protection	protection	protection	protection	V	V
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 Are ISPs required to inform subscribers upon receiving a notification that the subscriber is using the ISP's service to distribute content that infringes copyright? Is there clear legal protection against misappropriation of cloud computing services, including effective enforcement? SUPPORT FOR INDUSTRY-LED STANDARDS & INTERNATIONAL HARMON Are there laws, regulations or policies that establish a standards setting framework for interoperability and portability of data? Is there a regulatory body responsible for standards development for the country? Are e-commerce laws in place? 	(criminal activity only) IZATION OF RULES * /	protection	(criminal activity only)		•	'					protection	·	protection UN Convention on	(criminal activity only)	protection UNCITRAL Model	protection V UN Convention on	UN Convention on	UNCITRAL Model	UNCITRAL Model	protection V UNCITRAL Model	V V	protection UNCITRAL Model	<i>y</i>	UNCITRAL Mode
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2016 BSA Global Cloud Computing Scorecard

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# QUESTION	Argentina	Australia	Brazil	Canada	China	France	Germany	India	Indonesia	Italy	Japan	Korea	Malaysia	Mexico	Poland	Russia	Singapore	South Africa	Spain	Thailand	Turkey	United Kingdom	United States	Vietnam
PROMOTING FREE TRADE																								
Are there any laws or policies in place that implement technology neutrality in government?	×	~	×	V	×	•	~	•	•	•	•	×	•	•	V	•	~	×	V	×	×	•	•	×
2. Are cloud computing services able to operate free from laws or policies that mandate the use of certain products (including, but not limited to types of software), services, standards or technologies?	✓	•	•	✓	×	✓	✓	•	•	•	•	•	•	•	•	×	•	•	✓	~	•	×	•	×
3. Are cloud computing services able to operate free from laws or policies that establish preferences for certain products (including, but not limited to types of software), services, standards or technologies?	✓	•	•	✓	*	•	•	*	•	×	•	•	•	•	✓	*	•	•	✓	~	•	×	•	×
Are cloud computing services able to operate free from laws that discriminate based on the nationality of the vendor, developer or service provider? IT READINESS, BROADBAND DEPLOYMENT	•	•	×	V	•	v	v	•	×	v	v	V	•	×	•	•	~	×	v	×	*	~	•	×
	• By 2015, more than	• By 2020, the	By 2019, national	• By 2017 all	• By 2020:	• By 2022, 100%	• By 2018,	• By 2016, fiber	• By 2019:	• By 2020, deploy	• By 2015, all	• By 2020, a fully	• By 2020, 100%	• By 2018, a new	• By 2020, 100% of	All settlements of	• By 2015, the Next-	• By 2016, 50% of	• By 2020, 100% of	• By 2020 extend	• By 2018, the	• By 2017, to	• By 2020, at least	• By 2015, 20–30%
	10 million homes with broadband access • By 2015, 97% of the population accessing an optical fiber network at 10 Mbps and the remaining 3% of the population covered by satellite connections	National Broadband Network (NBN) is forecasted to provide 8 million connections at speeds of 25–50 Mbps			- Coverage will reach 70% of households - Fiber to the home	coverage of broadband connections	households to have speeds of at least 50 Mbps		- 71% of urban and 10% of rural households con- nected to fixed	services with speeds of 100 Mbps to densely populated areas • By 2020, deploy services with speeds of 30 Mbps to non-densely populated areas		operational commercial 5G broadband network	of households in capital cities and high-impact growth area to have access to speeds of 100 Mbps • By 2020, 50% of households in suburban and rural areas to have access to speeds of 20 Mbps	national wireless broadband carrier network	population to have access to speeds of at least 30 Mbps • By 2025, 50% of households at 100 Mbps	over 250 people connected to a broadband network By 2015, 35% of the population to have broadband access By 2015, 75% of households to be connected to the Internet	Generation Nationa Broadband Network (Next-Gen NBN)	population with access to speeds of 5 Mbps	population to have access to speeds of at least 30 Mbps • By 2025, 50% of households at 100 Mbps	broadband	proportion of Internet users increase to 70% By 2018, the number of fiber Internet subscribers increase to 4 million	bring "superfast broadband" to all parts of the UK with download speeds of at least 2 Mbps and to provide	100 million homes to have affordable access to download speeds of 100 Mbp and upload speeds of 50 Mbps • By 2020, every	of households to have access to broadband S By 2020, 50–60% of households have access to broadband, of which 20–30%
Are there laws or policies that regulate the establishment of different service levels for data transmission based on the nature of data transmitted?	Multiple regulations and limited public debate	No regulation and extensive public debate	Multiple regulations and extensive public debate		No regulation and limited public debate	Multiple regulations and extensive public debate	ment and extensive	No regulation and extensive public debate	No regulation and limited public debate	Multiple regulations	Limited regulation and extensive public debate	Limited regulation and extensive public debate	No regulation and extensive public debate	Multiple regulations and extensive public debate	منا المسلم المسلم المسلم	No regulation and limited public debate	Limited regulation and limited public debate	No regulation and limited public debate	Regulation under consideration by government and extensive	No regulation and	No regulation and limited public debate			No regulation and limited public deba
3. Base Indicators							public debate												public debate			public debate		
3.1. Population (millions) (2014)	//1	23	200	35	1.386	4.1	83	1,252	250	61	127	10	30	122	38	1/13	5	52	17	67	75	43	320	02
3.2. Urban Population (%) (2014)	92%	89%	85%	82%	54%	79%	75%	32%	53%	69%	93%	82%	74%	79%	61%	7.1%	100%	64%	79%	49%	73%	82%	81%	33%
3.3. Number of Households (millions) (2014)	11	9	59	14	391	27	39	256	63	24	47	19	6	27	14	52	1	13	16	19	17	27	122	18
3.4. Population Density (people per square km) (2014)	16	3	25	4	145	121	232	436	140	209	349	517	91	65	124	9	7.736	45	93	133	99	267	35	293
3.5. Per Capita GDP (US\$ 2014)	\$12.569	\$61.887	\$11.385	\$50,271	\$7.594	\$42,733	\$47,627	\$1.596	\$3,492	\$34,960	\$36,194	\$27.970	\$10.933	\$10,230	\$14,423	\$12.736	\$56,287	\$6,478	\$30,262	\$5,519	\$10.530	\$45,603	\$54,629	\$2,052
3.6. IT Service Exports (2014) (billions of US\$)	\$5.8	\$9.9	\$23.0	\$36.6	\$81.9	\$101.8	\$108.1	\$103.0	\$7.2	\$37.8	\$40.6	\$23.5	\$13.3		\$13.8	\$21.2	\$38.1	\$2.6	\$49.9	\$9.6	\$0.6	\$120.5	\$165.4	_
3.7. Personal Computers (2014) (% of households)	62%	86%	52%	88%	47%	83%	91%	13%	18%	74%	83%	78%	66%	38%	78%	71%	88%	28%	74%	34%	56%	91%	81%	21%
4. IT and Network Readiness Indicators																								
4.1. ITU ICT Development Index (IDI) (2015) (Score is out of 10 and covers 167 countries)	6.40	8.29	6.03	7.76	5.05	8.12	8.22	2.69	3.94	7.12	8.47	8.93	5.90	4.68	6.91	6.91	8.08	4.90	7.66	5.36	5.58	8.75	8.19	4.28
4.2. World Economic Forum Networked Readiness Index (NRI) (2015) (Score is out of 7 and	3.72	5.48	3.85	5.53	4.16	5.20	5.51	3.73	3.91	4.32	5.60	5.52	4.85	4.03	4.38	4.53	6.02	3.99	4.73	4.05	4.41	5.62	5.64	3.85
covers 143 countries)	**					17.1	111	11.1	2.00	2.7/				4.40					4.22			F 00		
4.3. International Connectivity Score (2014) (Score is out of 10 and covers 52 countries) 5. Internet Users and International Bandwidth	4.50	5.37	4.83	5.27	3.40	5.04	5.42	2.14	2.89	3.76	5.18	5.00	5.89	4.10	3.28	6.04	5.47	3.94	4.33	3.69	4.13	5.90	6.46	3.57
5. Internet Users and International Bandwidth 5.1. Internet Users (millions) (2014)	25	10	102	20	635	E2	69	189	40	24	110	12	20	52	24	00	Λ	24	24	10	25	57	269	40
5.1. Internet Users (millions) (2014) 5.2. Internet Users as Percentage of Population (2014)	60%	83%	52%	86%	46%	82%	84%	15%	16%	58%	86%	85%	67%	43%	63%	61%	73%	49%	72%	29%	46%	90%	84%	44%
5.3. International Internet Bandwidth (2014) (bits per second per Internet user)	48.065	75.069	42.966	129,244	4,995	221,660	145,990	5,677	6,225	92,497	48.637	45,178	27,173	20,926	90,356	29,860	616,531	149,542	111.545	46,826	42.911	429,830	70,970	
5.4. International Internet Bandwidth (2014) (total gigabits per second [Gbps] per country)	1,300	1,500	5,000	4,000	3,433	12,000	10,400	1,295	270	3,500	5,595	1,886	554	1,150	2,300	3,000	2,789	3,894	4,000	1,098	1,661	25,000	20,000	20,749 928
6. Fixed Broadband	.,,200	.,000	1,000	.,000	27.00	. =/000	, , , ,	.,2.0		1,000	-/0.0	.,000	30.	.,	_,000	-,500	=/	-,0,,	.,000	.,,0,0	.,00		23/000	7.20
6.1. Fixed Broadband Subscriptions (millions) (2014)	6	6	20	12	189	25	29	15	3	14	37	19	2	13	6	24	1	2	12	5	8	23	94	5
6.2. Fixed Broadband Subscriptions as % of households (2014)	52%	65%	34%	86%	48%	94%	73%	6%	5%	58%	78%	97%	39%	48%	44%	46%	114%	13%	75%	25%	49%	85%	77%	28%
6.3. Fixed Broadband Subscriptions as % of population (2014)	16%	28%	12%	35%	14%	40%	36%	1%	1%	24%	29%	39%	10%	10%	19%	18%	27%	3%	27%	8%	12%	37%	31%	6%
6.4. Fixed Broadband Subscriptions as % of Internet users (2014)	24%	30%	20%	39%	30%	47%	41%	8%	8%	38%	34%	45%	12%	25%	25%	27%	36%	6%	36%	25%	24%	40%	35%	13%
7. Mobile Broadband		24	004	20	1.007	/5	400	0.4.4	20/	04	452	57	45	100	F-7	004		70	F4	07	70	70	25/	427
7.1. Mobile Cellular Subscriptions (millions) (2014)	66 54	31 112	281	29	1,286	65	100	944	326	94	153	109	45	102	5/	221	142	79 47	51	97	72 43	/8	356 103	136 31.04
7.2. Active Mobile Broadband Subscriptions per 100 inhabitants (2014)	54	I IZ	/8	54	42	66	64	6	35	/	IZI	109	58	41	56	00	142	4/	//	80	43	89	103	31.04
7.3. Number of Active Mobile Broadband Subscriptions (millions) (2014)	22	27	150	10	502	//2	E2	70	00	12	154	ĘΛ	18	51	21	Q/I	0	25	24	5.4	22	5.4	221	20

IT Readiness (Country Ranking Out of 24)
Highest

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