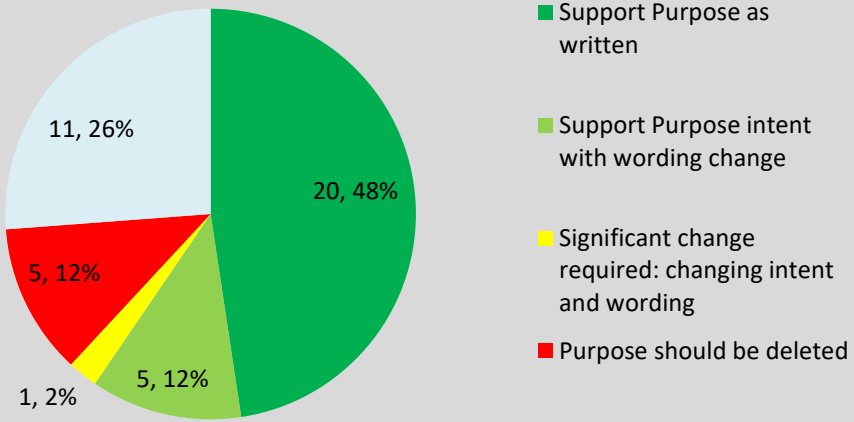
PURPOSE 7

#	Comment	Contributor	EPDP Response / Action Taken
Enabling validation to confirm that Registered Name Holder meets optional gTLD registration policy eligibility criteria voluntarily adopted by Registry Operator. 			
Support Purpose as written			
1.	No specific comments provided in support of this recommendation	• Dean S. Marks; Coalition for Online Accountability • Tucows Domains Inc. • Tim Chen; DomainTools • Jeremy Dallman, David Ladd – Microsoft Threat Intelligence Center; Amy Hogan-Burney, Richard Boscovich – Digital Crimes Unit; Makalika Naholowaa, Teresa Rodewald, Cam Gatta – Trademark; Mark Svancarek, Ben Wallace,	Support **EPDP Response:** The EPDP appreciates the support **Action Taken:** None [COMPLETED]

#	Comment	Contributor	EPDP Response / Action Taken
		Paul Mitchell – Internet Technology & Governance Policy; Cole Quinn – Domains and Registry; Joanne Charles – Privacy & Regulatory Affairs; Microsoft Corporation • Evin Erdoğdu; ALAC • Lars Steffen; eco – Association of the Internet Industry • Wolf-Ulrich Knoben; ISPCP Constituency • Monica Sanders; i2Coalition • Wim Degezelle ; RySG • DR. JAIDEEP KUMAR MISHRA ; DIRECTOR MINISTRY OF ELECTRONICS AND INFORMATION TECHNOLOGY, GOVERNMENT OF INDIA • Sivasubramanian Muthusamy; Internet Society India Chennai • David Martel • Etienne Laurin • Ben Butler; SSAC • Brian King; IPC • Lori Schulman Senior Director, Internet Policy; International Trademark Association (INTA) • Brian King; MarkMonitor, Inc., a Clarivate Analytics company	

#	Comment	Contributor	EPDP Response / Action Taken
		• Neil Fried; The Motion Picture Association of America • George Kirikos; Leap of Faith Financial Services Inc. • Greg Aaron; iThreat Cyber Group	
Support Purpose intent with wording change			
2.	Enabling registrars and registry operators to confirm that a registered name holder meets registration policy eligibility criteria required by the registry operator. The language is sharpened here to reflect the fact that at the time data is processed, the registered name holder is required to meet the registration eligibility established by the registry operator. It is not voluntary on the part of the registrant.	Steve DelBianco; BC	Concerns **EPDP Response:** **Action Taken:** [**COMPLETED / NOT COMPLETED**] – [Instruction of what was done.]
3.	Replace "CRITERIA VOLUNTARILY ADOPTED BY THE REGISTRY OPERATOR" with "WHERE APPLICABLE AND AS VOLUNTARILY ADOPTED BY THE REGISTRY OPERATOR AND SUPPOSED BY REGISTRARS OFFERING THAT GTLD." "Criteria" may not be applicable to GDPR or other data protection laws, and Registrars offering the gTLD must also voluntarily support this purpose as a precondition to offering the gTLD.	Sara Bockey; GoDaddy / Zoe Bonython; RrSG / Volker Greimann; Key-Systems GmbH	Concerns **EPDP Response:** **Action Taken:** [**COMPLETED / NOT COMPLETED**] – [Instruction of what was done.]
Significant change required: changing intent and wording			
4.	omit "OPTIONAL" and "VOLUNTARILY" Without mandatory compliance with and commitment to agreed standards of good faith operation, non-compliant actors will continue to abuse the registration system and registry operators will have no legal basis to adhere to or be accountable to.	Monique A. Goeschl; Verein für Anti-Piraterie der Film- und Videobranche (VAP)	Concerns **EPDP Response:** **Action Taken:** [**COMPLETED / NOT COMPLETED**] – [Instruction of what was done.]

#	Comment	Contributor	EPDP Response / Action Taken
Purpose should be deleted			
5.	If a specific registry has registration requirements then those are covered by the contract between the registry and registrar and by the registrar with the registrant. This is out of scope for the EPDP / ICANN	Michele Neylon; Blacknight Internet Solutions Ltd	Concerns **EPDP Response:** **Action Taken:** [**COMPLETED / NOT COMPLETED**] – [Instruction of what was done.]
6.	The NCSG believes this purpose should be deleted in its entirety. Editing should not be considered. Data required for validation could include a wide range of sensitive personal data enabling the identification of individuals or protected groups. There is absolutely no need for this kind of data to be in the RDDS. Registry Operators can and currently do collect and validate this data on their own. Since each specialized registry (including brand registries) have different criteria for validation, this purpose risks opening the door to potentially hundreds of new data elements. Further, it is dangerous and inappropriate for this data to be placed in a global directory that can be accessed by third parties. gTLD validation processes should be limited to individual registries only, and the data needed to do that should not be placed in the RDDS.	Ayden Férdeline; NCSG	Concerns **EPDP Response:** **Action Taken:** [**COMPLETED / NOT COMPLETED**] – [Instruction of what was done.]
7.	This will add to the data registration directory fields, against minimization principles and against data protection as well as opening the door to collection of and disclosure of more sensitive data elements as WHOIS.	Farzaneh Badii; Internet Governance Project	Concerns **EPDP Response:** **Action Taken:** [**COMPLETED / NOT COMPLETED**] – [Instruction of what was done.]

#	Comment	Contributor	EPDP Response / Action Taken
8.	Full deletion Data required for validation could include a wide range of sensitive personal data enabling the identification of individuals or protected groups such as religious, political, ethnic, gender and sexual orientation organizations. There is absolutely no need for this kind of data to be in the RDDS. Registry Operators can and currently do collect and validate this data on their own. Since each specialized registry (including brand registries) have different criteria for validation, this purpose risks openings the door to potentially hundreds of new data elements. Furthermore, it is dangerous and inappropriate for this data to be placed in a global directory which can be accessed by third parties. GTLD validation processes should be limited to individual registries only, and the data needed to do that should not be placed in the RDDS. We note the extremely high level of protections that the GDPR provides to sensitive data (Article 9) and to protecting the "fundamental rights and freedoms of the data subject" (which override virtually all other lawful bases for processing) (Article 6(f)). The addition of new data elements to the RDDS is clearly beyond the scope of this EPDP. The EPDP Team was chartered to determine if the Temporary Specification for gTLD Registration Data should become an ICANN Consensus Policy, as is or with modifications, while complying with the GDPR and other relevant privacy and data protection law. The EPDP Team was not chartered to create new features and purposes for processing gTLD Registration Data. This issue is best taken up on the GNSO Next-Generation RDS to Replace WHOIS PDP, should this PDP Working Group ever be reconvened, or alternatively to be addressed by any PDP Working Group that replaces it in determining RDS functions that are outside of the scope of this EPDP.	A. Mark Massey; Domain Name Rights Coalition	Concerns **EPDP Response:** **Action Taken:** [**COMPLETED / NOT COMPLETED**] – [Instruction of what was done.]
9.	DELETE Quote: "... Purpose 7, an unexpected and potentially very dangerous late addition to the list of Whois purposes. Purpose 7 states that one of the purposes of Whois data collection is to "Enabl[e] validation to confirm that Registered Name Holder meets optional gTLD registration policy eligibility criteria voluntarily adopted by Registry Operator" ... Since the eligibility validation for registered name holders in specialized gTLDs is already done outside of the Whois, this additional processing of data does not comply with GDPR article 5.1(c) and the data minimization principle. Data processing should be "adequate, relevant and limited to what is necessary in relation to the purposes for which they are processed". This purpose is in no way necessary for all of ICANN. Only a few gTLD registries find it desirable. Unfortunately, they are not thinking about the wider consequences and potential abuses that could result."-- source:	John Poole; Domain Name Registrant	Concerns **EPDP Response:** **Action Taken:** [**COMPLETED / NOT COMPLETED**] – [Instruction of what was done.]

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	https://www.internetgovernance.org/2018/11/25/whois-privacy-reform-hits-its-first-milestone/		
Not designated			
10.	No selection made and no additional comments submitted	• Sajda Ouachtouki; The Walt Disney Company • Brian Beckham; Head, Internet Dispute Resolution Section, WIPO • Steve Gobin; Corporate domain name management • Ashley Heineman; NTIA • Theo Geurts • Ivett Paulovics; MFSD Srl URS Provider • Greg Mounier on behalf of Europol AGIS; Europol Advisory Group on Internet Security • Ashley Roberts; Valideus • Renee Fossen; Forum - URS and UDRP Provider • Stephanie Perrin • Fabien Betremieux; GAC	**EPDP Response:** none **Action Taken:** none [COMPLETED]