

**DRAFT**  
**EPDP**  
**ALAC Board Advice**

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# Issue

- Issues impacting accessibility to RDS Data
- Not adequately addressed in Phased 1
  - Discussion focused primarily on costs, negative impacts or claims on not being lawful (i.e. perspective of data owner or provider)
  - No discussion of benefits (ie perspective of data user).
  - BALANCE is a key aspect of the GDPR.

# Thick WHOIS

- Registry is definitive repository of registration information.
- Thick WHOIS recommendation unanimously agreed to by PDP WG and approved by GNSO and Board.
- Theoretically possible under EPDP, but would require all parties to agree and that will not happen.
- Legal advice says it is lawful.
- Was never really discussed within EPDP

# Geographic Differentiation

## Negatives

- Claims of it being too difficult
- Privacy is good for registrants everywhere
- Non-EU jurisdictions may also have (varying) privacy legislation

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- No explanation of difficulty
- Privacy good, but not charter of the EPDP
- Other laws exist, but not charter of EPDP
- Benefits never considered
- Several groups understood would be discussed in Phase 2

# Legal/Natural Person Differentiation

- To be discussed in Phased 2
- If current patterns followed, will likely not result in a change due to perceived difficulty, or will result in virtually all entities being declared natural.
- No consideration of benefits