

4 - Working Group

Title: Expedited Policy Development Process on the Temporary Specification on gTLD Registration Data – Phase 2 (EPDP_P2)

Description & Scope: Following the adoption by the ICANN Board of a temporary specification on gTLD Registration Data to enable contracted parties to continue to comply with existing ICANN contractual requirements and with community-developed policies as they relate to WHOIS, while also complying with the European Union’s General Data Protection Regulation (GDPR), a one-year policy development process was initiated to confirm whether or not the temporary specification should become a consensus policy. The GNSO Council adopted the Final Report during its Special Council meeting on 4 March 2019 and provided its non-objection to the commencement of Phase 2. The scope for EPDP Phase 2 includes (i) discussion of a system for standardized access/disclosure to nonpublic registration data, (ii) issues noted in the [Annex to the Temporary Specification for gTLD Registration Data](#) (“Important Issues for Further Community Action”), and (iii) issues deferred from Phase 1, e.g., legal vs natural persons, redaction of city field, et. al.

Composition:

Chair(s):	Janis Karklins
Council Liaison:	Rafik Dammak
Staff:	C. Tubergen, M. Konings, B. Cobb
# Participants:	30 Members + 18 Alternates (link)
# Observers:	206
Tools:	Mailing List / Meeting Schedule / Wiki
Charter:	Charter 19 July 2018

Project Management:

Who holds token?	Planned Start Date	Actual Start Date	# of Days	Planned End Date	Actual End Date
WG	04 Mar 2019	04 Mar 2019	406	30 Jun 2020	TBD

Progress	Status	Health

STATUS: ■ Planned ● On-schedule ● Revised schedule ▲ Behind schedule ◆ Target will be missed ■ On-hold

HEALTH: ■ On-Target ■ At-Risk ■ In-Trouble

Milestones/Work plan ([link](#)):

Milestone/Task	Date	
Project Start	Mar-19	✓
Chair Janis Karklins appointed	Apr-19	✓
1st Plenary meeting	May-19	✓
Project Plan, Work plan, & Fact Sheet	Aug-19	✓
Issue Deliberations	Oct-19	✓
Face-to-face #1 – Marrakech	Jun-19	✓
Deliberate Priority 1	Jan-20	✓
Face-to-face #2 – Los Angeles	Sep-19	✓
Assemble initial conclusions	Oct-19	✓
Populate 1.0 draft paper w/ findings & potential recs.	Oct-19	✓
Discuss/approve findings and interim recs.	Jan-20	✓
Consolidate interim recommendations and findings	Jan-20	✓
Assembled v1.0 draft of building blocks	Nov-19	✓
Face-to-face #3 – Montreal	Nov-19	✓
Build Draft Report for public comment	Jan-20	✓
Face-to-face #4 – Los Angeles	Jan-20	✓
Issue report for public comment	Feb-20	✓
Remote 67 Sessions	Mar-20	✓
Deliberate Priority 2 items	Mar-20	✓
Issue Addendum report for public comment	May-20	
Review public comment input & prepare final report	May-20	
Determine consensus levels on recommendations	May-20	
Finalize Report	Jun-20	
Adopt final recommendations and report	Jun-20	
Send final report to GNSO Council	Jun-20	
GNSO Council adoption of consensus recs.		
Issue public comment for Board consideration		
ICANN Board adoption of consensus recs.		
Prior period % Complete	81%	
Original Planned Completion Date	Apr-20	

Status/Health Rationale:

- The project Status remains at “Revised schedule” with a Final Report delivery date of 11 Jun. 2020. The project Health remains “On-Target” after the Nov. 2019 Project Change Request (PCR). [Summary Timeline & Factsheet](#).

Current Activities:

- Staff development of Public Comment Review Tools and Discussion Drafts.
- The EPDP review of public comments submitted from 24 Mar 2020 and determination of changes to recommendations, if any.
- Legal Committee review of questions sent to outside counsel.

Planned Activities:

- Prepare Final Report and conduct a formal consensus call.
- Await cost model assumptions of an SSAD model by ICANN Org as outlined in the Initial Report.

Open Issues, Risks & Mitigation Plan:

- The task of reviewing public comments is at risk of delay given both the quantity and complexity of comments received, as noted on the task list to the left. It has not affected the Status of the Project at this point, but it may require additional meeting and offline review time to mitigate any possible delays.
- Schedule change may affect funding of the project in that it is derived from Org’s Contingency; any remaining funds will be returned at the close of the fiscal year FY20.

Completed in prior period(s):

- Completed Initial Report and Launched Public Comment proceeding which closes 23 Mar 2020. As of the date of this status, 6 of 9 EPDP represented groups submitted comments by the close date, 1 Individual and 26 other organizations made submissions with substantive comments.
- The EPDP team reviewed Priority 2 items during the Initial Report public comment proceeding. Following a question from the EPDP Team, the GNSO Council recommended the policy topic around Accuracy be considered separately from the Phase 2 Final Report. While the policy topic of Legal vs. Natural is pending both further legal advice, which will likely be delivered in April, and the results of a study, which will likely be delivered in May, it is anticipated that this topic will not be included in the Final Report. The EPDP Team has considered all other Priority 2 topics and recorded its corresponding preliminary recommendations and conclusions, which are reflected in the Addendum to the Initial Report. Priority 2 items were considered a risk and now mitigated.
- The EPDP team provided feedback to Org’s questions regarding SSAD assumption in developing a cost model forecast.
- Four remote sessions were conducted to replace the cancellation of ICANN67 in-person sessions.
- The legal committee received legal advice on “consent” and sent it to the plenary for consideration. It also submitted new questions about Automation and Accuracy.