

Registration Data Consensus Policy for gTLDs

Alan Greenberg

09 November 2022

History

- EU GDPR – Privacy protection. AND PENALTIES
- May 2018 – Temporary Specification
- July 2018 – EDPD on Temp Spec
- Feb. 2019 – EPDP Phase 1 Report Issued
- May 2019 – EDPD Phase 1 Recommendations Board approval
- Feb. 2020 – Expected completion of policy formulation AND Contracted Part Implementation

EPDP Recommendations

- At-Large (and others) not happy with outcomes.
- But...
- Now we are looking at how the policies are being implemented
 - Not rehashing what we thought they should be.

Overall Evaluation

- The Implementation Review Team (IRT)
 - led by ICANN staff with community involvement
 - No formal ALAC/At-Large participation
 - A few RALO people participated
- Overall, implementation faithful to intent of recommendations

Timing

- Original expectation that IRT (Policy Drafting) as well as Contracted Party Implementation complete by March 2020.
- Just reviewing draft policy now
- Proposed implementation date 4Q2024
 - TWO YEARS AWAY!
 - 6 ½ years from start of PDP!

Urgent Disclosure Requests

Urgent Requests:

- imminent threat to life, serious bodily injury, critical infrastructure, or child
- Critical infrastructure means the physical and cyber systems that are vital in that their incapacity or destruction would have a debilitating impact on economic security or public safety
- PDP Recommendation:

A separate timeline of [less than X business days] will be considered for the response to 'Urgent' Reasonable Disclosure Requests, ... [time frame to be finalized and criteria set for Urgent requests during implementation]

Urgent Request Timing

- “Business Day” mentioned in Recommendation
- Set to TWO business days.
 - Could be 2, 3, 4, 5 calendar days!
 - Extendable to three business days if complex, or large number of requests received.
- RAA Abuse Response:
 - Well-founded reports of Illegal Activity submitted to these contacts must be reviewed within 24 hours by an individual who is empowered by Registrar to take necessary and appropriate actions in response to the report.

Thick Whois

- The EPDP requires that appropriate agreements are in place to allow Thick Whois.
- The Recommended change to the Thick WHOIS Policy effectively eliminates it!

As of [INSERT Registration Data Policy Effective Date] all requirements of this Policy have been superseded by the Registration Data Policy.