**Notes | NCSG Policy Call | 18 Feb 2020 | 1200 UTC**

**I. GNSO Council Meeting Agenda - 20 February 2020:**

1. Administrative Matters

* Only reminder of what it is about

2. Review of Projects and Action List

* Only reminder what is about and about checking regularly the project list to be aware about GNSO Council work and priorities

3. Consent Agenda

* Nothing on the Consent Agenda

4. Council Vote - Adoption of the PDP 3.0 Implementation Final Report

* Shared background about PDP 3.0 work and what is expected in term of implementation. it was also shared that council will review the implementation of the PDP 3.0 improvements before adding new ones. agreed to support and vote yes for the motion.

5. Council Update - Review of All RPMs in All gTLDs PDP Project Change Request (PCR)

* The WG is currently working to finalize its Initial Report for Phase 1 of the PDP; reviewing RPMs concerning the Trademark Clearing House (TMCH) and the Uniform Rapid Suspension (URS).
* The PDP WG has conducted a review of all URS cases to-date and is currently revisiting sub team and individual proposals concerning the review of the URS.
* The PCR has taken this final review required prior to proceeding to finalizing the initial report, with a target to publish an Initial Report for Phase 1 of the PDP by March 2020, and a Final Report by October 2020.
* An initial PCR was shared for January meeting. Council leadership discussed with Working Group leadership and liaison to work on more realistic timeline and target dates. A new PCR was based on that discussion.

6. Council Update - New gTLDs Subsequent Procedures PDP Project Change Request (PCR)

* The New gTLDs Subsequent Procedures PDP PCR is requesting a PCR to extend its delivery of a Final Report by 31 December 2020.
* The delivery date for the Final Report in the PCR fits in with the PCR for the Review of All RPMs in All gTLDs PDP, which is predicting delivery of its Final Report approximately 2 months earlier (October 2020) - helpful in order to address inter-dependencies between the 2 PDPs.

7. Council Discussion - GNSO Projects List Review

* The topic of the upcoming GNSO Review, and any interdependencies between it and implementation of PDP 3.0 as well as the work being done by Brian Cute on behalf of ICANN was raised on the NCSG mailing list as one of the topics to-be-considered in the GNSO planning for future work. It may be more appropriate to address this topic as part of the current/ongoing Projects List, since implementation of PDP 3.0 is an active project on it. This does not preclude the need to consider this for future planning, as needed.

8. GNSO Work Prioritization

* This is a follow-up of Council SPS meeting. The list of possible future work was shared in NCSG list to get some input in order to set the priorities from NCSG standpoint.
* Coordination of the next GNSO Review with ongoing work on PDP 3.0 implementation and the Brian Cute initiative were discussed as part of the previous agenda item.
* GNSO work to develop policy recommendations concerning Internationalized Registration Data (IRD) should be placed high on the list of priorities for future GNSO work. A briefing on the background of this topic, past commitments to address the topic by the GNSO, and correspondence between the GNSO Council and the ICANN Board has been shared on the NCSG mailing list.

9. Any Other Business

* 9.1: ICANN67 Planning/Questions for lunch with the ICANN Board
  + Apart from the GNSO Council’s meeting with the ICANN Board, the NCSG has not held a consultation process to suggest topics of discussion for its own meeting with the ICANN Board at ICANN67.
* Action item was to share the topics suggested by the board to NCSG list.
* 9.2: Council consideration of the draft GNSO Council public comment to the Draft FY21-25 Operating Plan and Draft FY21 Operating Plan and Budget - The draft comment was shared in council list for review.
* 9.3: Council Consideration of whether a response is needed to ICANN Org’s 5 December 2019 letter related to clarifications on data accuracy and EPDP Phase 2
  + The Council should respond to ICANN Org’s letter reaffirming its previously communicated position; that the EPDP is not the appropriate process to address gTLD Registration Data accuracy issues.
  + The EPDP has an appropriately narrow scope, which does not include review of Registration Data accuracy issues.
  + The Accuracy Reporting System (ARS), which is an ICANN Org program developed outside of any GNSO PDP is not a suitable topic for any EPDP to address, let alone the current one. For the GNSO to provide policy recommendations on the ARS, a traditional PDP is required, including an issues scoping phase, which is not the case with EPDPs.

**II. NCSG Briefings on ongoing public comments and PDPs:**

* GNSO Review of all RPMs in all gTLDs PDP
  + Question raised on how GDPR and other privacy/data protection legislation might have been considered, particularly in the context of disclosing Registrant personal information to a URS providers.
  + Emphasis in reviewing the URS and compliance with GDPR has been on whether redaction of personal information is necessary when publication of URS proceedings is done, but not on the disclosure of personal information to the URS providers.
  + Questions on whether the EPDP Phase 1 recommendation made a mistake in identifying the appropriate lawful basis under GDPR for Data Controller processing of Registration Data for the purposes of ICANN Dispute Resolution Processes (UDRP, URS, PICDRP and PDDRP). Kathy Kleiman and Amr Elsadr to follow-up and coordinate on this.
* GNSO EPDP on the Temporary Specification for gTLD Registration Data
  + The EPDP Team has published in Initial Report, which is open for public comment. A template prepared by Policy Staff to collect feedback on the Initial Report is being used to prepare the NCSG input.
  + A number of important and contentious issues are still being debated on the EPDP including, but not limited to:
    - Whether automation of decisions to disclose personal information in gTLD Registration Data is legally permissible.
    - Should ICANN policies granting Registrant privacy protections only apply to Registrants located in territories where these protections exist under local law, or should the policies be globally applicable?
    - Financial sustainability of the development and operation of the Standardized System for Access and Disclosure (SSAD) is an ongoing debate. The NCSG is attempting to keep the cost burden of this system on its beneficiaries; third parties seeking disclosure of gTLD Registration Data.