

Maria Otañes: Good morning, good afternoon, and good evening. Welcome to the NCSG Webinar on WHOIS and GDPR on 02 March at 14:00 UTC

Joan Kerr NPOC: Hello Everyone

Poncelet Ileleji: Hello all

Maria Otañes: hello, welcome

LUIS MARTINEZ MX: Good morning

Elsa Saade: Hi everyone

Farzaneh Badii: Hi everybody

Michael Karanicolas: Hi all!

Stephanie Perrin: Hi everybody! we will wait till 9 sharp to start

Akinremi Peter Taiwo: Hi all

Stephanie Perrin: I will keep an eye on the chat so if something is not clear as we go along, please do not hesitate to ask a question

Nadira AL-Araj: Hi All

Ines Hfaiedh: Hi everyone !

Mónica Trochez: Hi!

Collin Kurre: Greetings from snowy London

tara: hello all, I went through all installations

Ayden Férdeline: Hi all, glad to be in Adobe at least - have been on the phone bridge

Ayden Férdeline: hope London is warmer than Berlin @Collin, it is -7 C here...

Akinremi Peter Taiwo: Thick and Thin concept*

Sudhakara: hi

Ayden Férdeline: Stephanie is being modest... she is a very active participant in the RDS Review Team!

Sudhakara: Mysore temp is 18c

tara: we'd love to hear more about GDPR compliance

Sudhakara: rds committee.

tara: thanks

pascal bekono: Which link to get the presentation please ?

Ayden Férdeline: you can see other letters on this topic, i.e. Business/Intellectual Property Constituency letter to Article 29 WP, here: <https://www.icann.org/resources/pages/gdpr-legal-analysis-2017-11-17-en>

LUIS MARTINEZ MX: Do you foresee a relationship between Digital Object Architecture and GDPR ?

Raoul Plommer (NPOC): Pivacy By Design pops to mind

pascal bekono: thanks Ayden

Bill: TBDF is a Canadian term :-) elsewhere TDF

tara: `icANN does not make any verification of IDs, does it? so what worth the data collected?

Stephanie Perrin: Sorry, we like hyphens in Canada, thus trans-border data-flow

Raoul Plommer (NPOC): In my understanding, It's the registrars that mostly collect personal data and they can't verify it either.

Farzaneh Badii: <https://www.icann.org/en/system/files/files/proposed-interim-model-gdpr-compliance-summary-description-28feb18-en.pdf>

Bill: actually now everyone insists on cross-border which annoys me but anyway

Stephanie Perrin: Some registrars have higher requirements for ID verification than others. Many country code registrars have residency requirements, and require verification of address.

Raoul Plommer (NPOC): Yes... ccTLD in Finland checks its data against the national database, as far as I know.

Raoul Plommer (NPOC): At least it used to, before registration was opened to foreign ppl too

Raoul Plommer (NPOC): that might've changed, but I doubt it.

Raoul Plommer (NPOC): The Calzone model :DD

Maria Otañes: the doc is scrollable

Raoul Plommer (NPOC): That pizza meme has really escalated

David Olive: The most recent blog from Göran has been published which includes links to the final versions of the Proposed Interim Model for GDPR Compliance summary description and the non-paper spreadsheet. It has been announced on our data protection/privacy page, in the "Latest Announcements, Updates, and Blogs" section.

Stephanie Perrin: Verification standards are one of the ongoing discussions between the Registrars and ICANN. They can check that they are not getting nonsense entries (eg santa claus North Pole) but verifying an address is expensive and they are resisting further attempts. as it is, the requirement for registrants, on pain of losing your domain, is to notify your registrar within 3 weeks of moving. This is very strict, eg in Canada you have usually 3 months to notify your government agency (for your health card or drivers licence) to notify re address change

Bill: is GAC supposed to follow the lead of DPAs or just consult with?

David Olive: Blog at <https://www.icann.org/news/blog/data-protection-privacy-update-seeking-input-on-proposed-interim-model-for-gdpr-compliance>

David Olive: Latest Updates - <https://www.icann.org/resources/pages/data-protection-announcements-2017-12-08-en>

Ayden Férdeline: When is the model 'final?' We are two months away from enforcement of the GDPR beginning. When will ICANN org make a decision...?

Ayden Férdeline: It will take time to implement and roll out

David Olive: Data Protection Page : <https://www.icann.org/dataprotectionprivacy>

Collin Kurre: +1 stephanie

Rafik Dammak: an interim means limited in time, what is timeline till we find a long term solution?

Stephanie Perrin: I am happy to share the standards development proposal which I have been mentioning since Abu Dhabi. I do not know whether it will receive the funding we applied for here in Canada, but in the interests of time I have been sharing it with a few other stakeholders.

Raoul Plommer (NPOC): Interim=Until ICANN is threatened with a lawsuit?

Stephanie Perrin: (when I say we here, I mean the University of Toronto)

Collin Kurre: re: Rafik's question, I wonder where the institutional home for developing a more long-term solution will be. Is that the gTLD RDS working group? It seems like these interim model discussions have been happening on the fringes, which could be one of the reason why people feel like they're getting asymmetrical information

Raoul Plommer (NPOC): Yes, it would be nice we'd be treated with the same kind of "clairvoyance" as the BSG

avri doria: they asked

Raoul Plommer (NPOC): ...and they assumed we're not interested, or have no input?

Stephanie Perrin: Bill, in answer to your question: DPAs are mostly independent of government agencies. Normal government consultation prior to going to a multi-stakeholder meeting would not include DPAs. DPAs who are, for instance, Officers of Parliament, (e.g. New Zealand, Canada) have to be very careful to maintain their independence. This is something that has typically been measured in the adequacy determinations under the Directive 95/46, how independent are the DPAs. However, this does not prevent a delegation going to the DPAs and seeking their views on the matter.....and that is a policy division of the departments concerned, in many jurisdictions. It is my view that very little of that consultation has taken place, with the exception of the US delegation where the FTC is a govt agency, and the EU Commission

Stephanie Perrin: However I have no data to support that

Bill: thanks Dr. Perrin

Stephanie Perrin: :-)

Ayden Férdeline: i am sure the contracted parties were also asking, but they didn't get shown the model in advance

Bill: but the question was how the GAC will proceed....

Ayden Férdeline: but please note that i am interested so open to receiving drafts, even early drafts, of evolutions to this interim model please

Rafik Dammak: @Collin likely the RDS would need change on charter if that is the case we are far from that

Dina Solveig Jalkanen: :)

Raoul Plommer (NPOC): I find it pretty bad, that some SG's get crucial information a 7+ days before others.

Stephanie Perrin: Well given the lack of consultation generally, is it likely that they will consult broadly on the development of an accreditation model? Bear in mind that there is a vast myriad of legitimate law enforcement agencies. My favorite example of the far reaching implications of the term LEA is the humane societies....in Canada, power to seize abused animals and prosecute for abuse is delegated down to the animal welfare organizations. If they find a website selling abused animals, or indeed endangered species (separate law but they might have the power to seize) are they going to be accredited to get access to the details of the website/domain name owner

Stephanie Perrin: (sorry, that was in answer to Bill's Question)

Bill: seems like a point to follow

Mary Wong: All, please bear in mind what was said - no one group was privileged or had the specific document leaked ahead of time. Some groups reached out for direct discussions.

Raoul Plommer (NPOC): ...and thus had privileged (early) access to the document.

Rafik Dammak: @Mary since you are the GNSO staff here :) do we need changing the RDS charter to cover this?

Raoul Plommer (NPOC): So is our lesson that we need to be constantly asking to get privvy?

avri doria: "there is nothing so permanent as a temporary solution"

Rafik Dammak: indeed Avri ;)

Farzaneh Badii: Love that Avri!

Mary Wong: @Rafik, that is certainly a discussion the Council should have with the RDS leadership, and probably the Board, since the RDS PDP is a Board-requested PDP.

Rafik Dammak: thanks Mary for the clarification, and to respond to Collin question

Rafik Dammak: @Avri we got a task for the board :)

Joan Kerr NPOC: Perhaps in the future when there is a request from others, then staff could apprise the community that the information has been requested and is available to them as well

Stephanie Perrin: Bear in mind that there are 120 data protection laws, many of which are being updated to be harmonized with GDPR

Raoul Plommer (NPOC): I think that'd be a good modus operandi

Ayden Férdeline: +1 Joan

Stephanie Perrin: Any ICANN model must be global, period. This is getting ridiculous. Canadian companies are trying to be GDPR compliant because of the arcane nature of dataflows these days. It is time for ICANN to just do it.....

Collin Kurre: good suggestion, Joan

Nadira AL-Araj: The layered approach is troublesome

Joan Kerr NPOC: Thanks. Makes it open

Nadira AL-Araj: Thank you for this webinar

matthew shears: thanks!

tara: thank you

Ayden Férdeline: thanks all

Collin Kurre: thanks everyone

Joan Kerr NPOC: Thanks everyone

Akinremi Peter Taiwo: Thanks

Raoul Plommer (NPOC): cheers!

Ines Hfaiedh: thanks all bye

Bill: merci danke

eduardo carrillo: thanks for the webinar! very informative

David Olive: Thanks All

Elsa Saade: thanks all

Joan Kerr NPOC: Thanks Stepanie

Stephanie Perrin: Thanks all, dont hesitate to send questions if you have them.
Stephanie.perrin@mail.utoronto.ca

David Olive: Thanks Ria for assisting

Joan Kerr NPOC: Stephanie

Patricia: thank you!