Privacy & Proxy Services Accreditation Issues PDP Working Group

Graeme Bunton & Steve Metalitz, interim WG co-chairs
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Status Update

- Initial Report published for public comment 5 May 2015:
  - Contains key preliminary recommendations & several open questions
  - Comments close 7 July 2015
- Key preliminary recommendations:
  - No need to distinguish between privacy & proxy services (for accreditation)
  - Minimum mandatory published terms of service
  - Designated contact point for reporting abuse (to TEAC standard in IRTP)
  - Initial handling of Relay requests in electronic form, including what happens in event of persistent delivery failure
  - Definitions for Disclosure & Publication (two aspects of Reveal)
  - Specifying consequences of Disclosure/Publication to customers
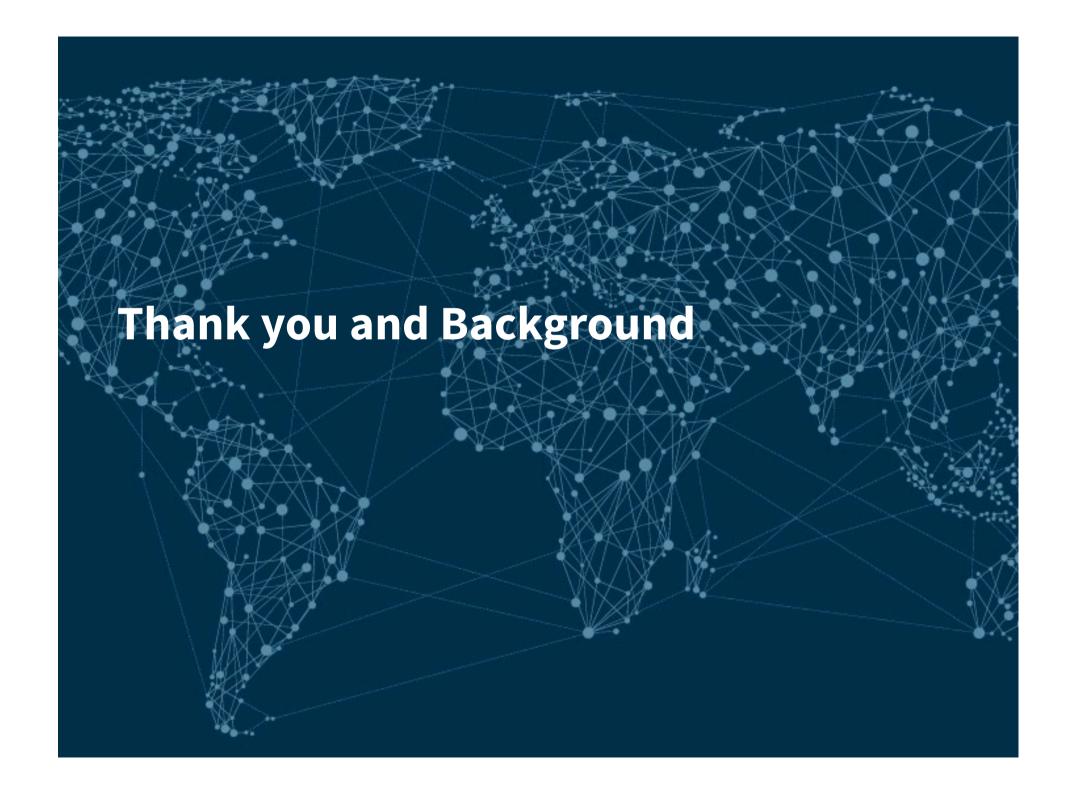 - Illustrative Disclosure framework for IP requests

Open Questions

- Whether domain names registered for purposes associated with online financial transactions can use P/P services

  - Currently WG is divided (two additional statements filed in Initial Report)

- Escalation of relay requests following initial forwarding of an electronic request

  - No consensus yet on whether/how provider should/must forward further notices (and in what form – postal? Electronic? Any?)

  - No consensus yet on charging of [reasonable] cost-recovery fee

- Remaining questions on Disclosure & Publication

  - How to handle requests from third parties other than IP owners (e.g. LEA)

  - Whether Publication should be mandatory for malware & illegal activity

  - Remedies for unwarranted Publication

Next Steps

- WG will review all public comments received in preparing Final Report

- Final Report anticipated for submission in **Sept/Oct 201**5

- Implementation will need to begin as soon as possible (assuming approval from GNSO Council & ICANN Board)

  - Current interim P/P specification in 2013 Registrar Accreditation Agreement expires 1 January 2017

Thank you and Background

Further Information on the PPSAI PDP Working Group

- Chartered in Oct 2013 to develop policy recommendations on issues not addressed in the 2013 RAA negotiations that are suited to a PDP

- WG conducted over 60 meetings starting in Dec 2013, including a facilitated F2F meeting at ICANN51 and at each ICANN Public Meeting

- GNSO webpage for the WG: http://gnso.icann.org/en/group-activities/active/ppsa

- Public Comment Forum: https://www.icann.org/public-comments/ppsai-initial-2015-05-05-en

- Template for Comments: https://s.zoomerang.com/s/VTLNGF5

- Full Initial Report: http://gnso.icann.org/en/issues/raa/ppsai-initial-05may15-en.pdf (Executive Summary also available in all 6 official UN languages)