

Checklist: Privacy Inputs to be reviewed by gns0-rds-pdp-privacy@icann.org

Input Document	Identified by	Reviewed by / Link to	Status
ICANN Procedure For Handling WHOIS Conflicts with Privacy Law (2008) and GNSO Policy underlying current procedure	Issue Report	Metalitz	S
Review of the ICANN Procedure for Handling WHOIS Conflicts with Privacy Law (2014)	Issue Report	Metalitz	S
2013 RAA's Data Retention Specification Waiver and Discussion Document (2014)	Issue Report	Metalitz	S
WHOIS Studies (2012-2014) , especially <ul style="list-style-type: none"> - WHOIS Privacy/Proxy Abuse Study - WHOIS Privacy/Proxy Relay and Reveal Survey 	Charter	Folly	S
SAC055, WHOIS: Blind Men and an Elephant (September 2012)	Issue Report	Folly	S
Privacy & Proxy Services Accreditation PDP Final Report (2015)	Charter	Metalitz	S
Thick WHOIS PDP Final Report (2011-2013)	Metalitz	Metalitz	S
and IRT Legal Review		Metalitz	S
Article 29 WP statement on the data protection impact of the ICANN RAA (2013-2014) <ul style="list-style-type: none"> - https://www.icann.org/en/system/files/correspondence/namazi-to-kohnstamm-25mar14-en.pdf - https://www.icann.org/en/system/files/correspondence/kohnstamm-to-jeffrey-08jan14-en.pdf - https://www.icann.org/en/system/files/correspondence/jeffrey-to-kohnstamm-20sep13--en.pdf https://www.icann.org/en/system/files/correspondence/kohnstamm-to-crocker-chehade-06jun13-en.pdf 	Issue Report	Scheckler (p6)	S
Article 29 WP comments on the data protection impact of the revision of the ICANN RAA concerning accuracy and data retention of WHOIS (2012) <ul style="list-style-type: none"> - https://www.icann.org/en/system/files/correspondence/kohnstamm-to-crocker-atallah-26sep12-en.pdf - https://www.icann.org/en/news/correspondence/chehade-to-kohnstamm-09oct12-en 	Issue Report	Ali (p5)	S
Article 29 WP on ICANN Procedure for Handling WHOIS Conflicts with Privacy Law (2007) <ul style="list-style-type: none"> - http://gns0.icann.org/en/correspondence/cerf-to-schaar-24oct07.pdf - https://www.icann.org/en/system/files/files/cerf-to-schaar-15mar07-en.pdf - https://www.icann.org/en/correspondence/schaar-to-cerf-12mar07.pdf 	Issue Report	Walsh	S
Article 29 WP on ICANN's WHOIS Database Policy (2006) <ul style="list-style-type: none"> - https://www.icann.org/en/system/files/files/schaar-to-cerf-22jun06-en.pdf - https://www.icann.org/en/correspondence/lawson-to-cerf-22jun06.pdf - https://www.icann.org/en/correspondence/parisse-to-icann-22jun06.pdf - https://www.icann.org/en/system/files/files/fingleton-to-cerf-20jun06-en.pdf 	Issue Report	Folly	S
Article 29 WP Opinion on the application of the data protection principles to WHOIS directories Article 29 WP 76 Opinion 2/2003	Issue Report	Walsh	S
Additional Article 29 WP documents that may be of interest to this PDP WG	-	-	-

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Input Document	Identified by	Reviewed by / Link to	Status
- Article 29 WP 5 Recommendation 2/97	Perrin	Sheckler (p1)	S
- Article 29 WP 33 Opinion 5/2000	Perrin	Sheckler (p2)	S
- Article 29 WP 41 Opinion 4/2001	Perrin	Sheckler (p3)	S
- Article 29 WP 56 Working Document 5/2002	Perrin	Sheckler (p4)	S
- Article 29 WP 217 Opinion 6/2014	Kimpian	Perrin	A
- Article 29 WP Opinion 1/2010	Perrin	Perrin	S
- Article 29 WP 20 Opinion 3/1999	Ali	Ali	S
Council of Europe Declaration	-	-	-
- Declaration of Committee of Ministers on ICANN, human rights and the rule of law (3 June 2015)	Kimpian	Sheckler (p5)	S
- Council of Europe's Treaty 108 on Data Protection	Kleiman	Kleiman	S
EDPS Correspondence regarding Registration Data	-	-	-
- Opinion of the European Data Protection Supervisor: Europe's role in shaping the future of Internet Governance (23 June 2014)	Perrin	Ferdeline	S
- ICANN's public consultation on 2013 RAA Data Retention Specification Data Elements and - Legitimate Purposes for Collection and Retention (17 April 2014)	Kimpian	Ferdeline	S
European Commission Website: Obligations of Data Controllers and Definition of Data Controllers	Kleiman	Kleiman	S
European Commission EU-US Privacy Shield related documents	-	-	-
- European Commission News Announcement: EU-US Privacy Shield	Kleiman	Kleiman	S
- Judgment of the Court (Grand Chamber) - Maximilian Schrems v Data Protection Commissioner	Kleiman	Kimpian	S
- EU-U.S. Privacy Shield draft (full text, February 2016)	Kleiman	Kimpian	S
- Opinion 01/2016 on the EU-U.S. Privacy Shield draft adequacy decision of the Article 29 WP 238	Kleiman	Kimpian	S
- European Parliament News Announcement: Data protection reform – Parliament approves new rules fit for the digital era (April 2016)	Samuels	Samuels	S
European Data Protection Directive, 1995	Kleiman	Kleiman	S
International Working Group on Data Protection in Telecommunications and Media Documents	-	-	-
- Common Position relating to Reverse Directories (Hong Kong, 15.04.1998)	Perrin	Ali (p4)	S
- Common Position on Privacy and Data Protection aspects of the Registration of Domain Names on the Internet (Crete, 4./5.05.2000)	Perrin	Ali (p3)	S
- Common Position on Privacy and Data Protection aspects of the Publication of Personal Data contained in publicly available documents on the Internet (Crete, 4./5.05.2000)	Perrin	Ali	S
- Common Position on Incorporation of telecommunications-specific principles in multilateral	Perrin	Ali (p2)	S

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privacy agreements: Ten Commandments to protect Privacy in the Internet World (Berlin, 13/14.09.2000)			
- Common Position on data protection aspects in the Draft Convention on cyber-crime of the Council of Europe (Berlin, 13/14.09.2000)	Perrin	Ali (p1)	S
NORC Study of WHOIS Privacy/Proxy Prevalence (2010)	Issue Report	Coupet	S
EWG Recommendations for a Next-Generation RDS , especially	Charter	Samuels	S
- Section 6a, Data Protection Principles			
- Section 6b, Principles for Data Access by Law Enforcement			
- Section 7, Improving Registrant Privacy			
- Annex H, Model for Relay and Reveal			
EWG Research: Data Protection Considerations Applicable to Collection of gTLD Reg Data Memo	Framework	Coupet	S
EWG Research: WHOIS Privacy and Proxy Service Provider Practices Survey	Charter	Coupet	S
EWG Tutorial Pages 28-30 and EWG FAQs 31-38	Issue Report	Coupet (p2)	S
Statements/Blogs by Ajayi and Perrin	Issue Report	Coupet (p3)	S
Process Framework for a PDP on Next-Generation RDS, especially Page 9, Row 5	Charter	Coupet (p4)	S
Human Rights Council - Report by the UN Special Rapporteur on the right to privacy	Ferdeline	Coupet (p5)	S
Judgement on preliminary ruling under Article 267 TFEU from Audiencia Nacional (Spain)	Ferdeline	Coupet (p6)	S
Africa Union Convention on Cybersecurity and Personal Data Protection	Mutung'u	Mutung'u	S
Relevant National Laws or Court Rulings that may apply to gTLDs, including			
- US Supreme Court Case - McIntyre v. Ohio Elections Commission, 514 U.S. 334 (1995)	Kleiman	Kleiman	S
- The Constitution of the State of California (USA): Article 1, Section 1	Kleiman	Kleiman	S
- Massachusetts Right of Privacy, MGL c.214, s.1B	Kleiman	Kleiman	S
- US Judicial Redress Act of 2015	Kleiman	Kleiman	S
- Ghana Protection Act, 2012	Mutung'u	Mutung'u	S
- South Africa's Act No. 4 of 2013: Protection of Personal Information Act	Mutung'u	Mutung'u	S
Book: Global Tables of Data Privacy Laws and Bills (Greenleaf, 4rd Edition, January 2015)	Perrin	Kleiman	S
Article: Global data privacy laws 2015: 109 countries, with European laws now a minority (Greenleaf)	Kleiman	Kleiman	S
WorldLII Database of National Data Privacy Legislation	Kleiman	Coupet (p7)	S

Note: Additions are appended to the end of the table unless they clearly fit within an existing category of documents already identified.

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KEY

“Identified by” indicates who first identified the document as input – in several cases, the same document was suggested more than once.

“Reviewed by/Link To” indicates which member of this small team:

- posted a summary of the document, focusing on portions relevant to Privacy (**hyperlinked to submitted summary**), or
- volunteered to summarize portions of the document relevant to Privacy.

“Status” indicates the summary has been **(A)ssigned to the reviewer but not yet submitted** or (S)ubmitted to the email list.