

## Checklist: Privacy Inputs to be reviewed by [gns0-rds-pdp-privacy@icann.org](mailto:gns0-rds-pdp-privacy@icann.org)

Input Document	Identified by	Reviewed by / Link to	Status
<a href="#">ICANN Procedure For Handling WHOIS Conflicts with Privacy Law</a> (2008) and <a href="#">GNSO Policy underlying current procedure</a>	Issue Report	<a href="#">Metalitz</a>	S
<a href="#">Review of the ICANN Procedure for Handling WHOIS Conflicts with Privacy Law (2014)</a>	Issue Report	<a href="#">Metalitz</a>	S
2013 RAA's <a href="#">Data Retention Specification Waiver</a> and <a href="#">Discussion Document</a> (2014)	Issue Report	<a href="#">Metalitz</a>	S
<a href="#">WHOIS Studies (2012-2014)</a> , especially <ul style="list-style-type: none"> <li>- <a href="#">WHOIS Privacy/Proxy Abuse Study</a></li> <li>- <a href="#">WHOIS Privacy/Proxy Relay and Reveal Survey</a></li> </ul>	Charter	<a href="#">Folly</a>	S
<a href="#">SAC055, WHOIS: Blind Men and an Elephant</a> (September 2012)	Issue Report	<a href="#">Folly</a>	S
<a href="#">Privacy &amp; Proxy Services Accreditation PDP Final Report</a> (2015)	Charter	<a href="#">Metalitz</a>	S
<a href="#">Thick WHOIS PDP Final Report</a> (2011-2013)	Metalitz	<a href="#">Metalitz</a>	S
and <a href="#">IRT Legal Review</a>		<a href="#">Metalitz</a>	S
Article 29 WP statement on the data protection impact of the ICANN RAA (2013-2014) <ul style="list-style-type: none"> <li>- <a href="https://www.icann.org/en/system/files/correspondence/namazi-to-kohnstamm-25mar14-en.pdf">https://www.icann.org/en/system/files/correspondence/namazi-to-kohnstamm-25mar14-en.pdf</a></li> <li>- <a href="https://www.icann.org/en/system/files/correspondence/kohnstamm-to-jeffrey-08jan14-en.pdf">https://www.icann.org/en/system/files/correspondence/kohnstamm-to-jeffrey-08jan14-en.pdf</a></li> <li>- <a href="https://www.icann.org/en/system/files/correspondence/jeffrey-to-kohnstamm-20sep13--en.pdf">https://www.icann.org/en/system/files/correspondence/jeffrey-to-kohnstamm-20sep13--en.pdf</a></li> <li>- <a href="https://www.icann.org/en/system/files/correspondence/kohnstamm-to-crocker-chehade-06jun13-en.pdf">https://www.icann.org/en/system/files/correspondence/kohnstamm-to-crocker-chehade-06jun13-en.pdf</a></li> </ul>	Issue Report	<a href="#">Sheckler</a> (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"> <li>- <a href="https://www.icann.org/en/system/files/correspondence/kohnstamm-to-crocker-atallah-26sep12-en.pdf">https://www.icann.org/en/system/files/correspondence/kohnstamm-to-crocker-atallah-26sep12-en.pdf</a></li> <li>- <a href="https://www.icann.org/en/news/correspondence/chehade-to-kohnstamm-09oct12-en">https://www.icann.org/en/news/correspondence/chehade-to-kohnstamm-09oct12-en</a></li> </ul>	Issue Report	<a href="#">Ali</a> (p5)	S
Article 29 WP on ICANN Procedure for Handling WHOIS Conflicts with Privacy Law (2007) <ul style="list-style-type: none"> <li>- <a href="http://gns0.icann.org/en/correspondence/cerf-to-schaar-24oct07.pdf">http://gns0.icann.org/en/correspondence/cerf-to-schaar-24oct07.pdf</a></li> <li>- <a href="https://www.icann.org/en/system/files/files/cerf-to-schaar-15mar07-en.pdf">https://www.icann.org/en/system/files/files/cerf-to-schaar-15mar07-en.pdf</a></li> <li>- <a href="https://www.icann.org/en/correspondence/schaar-to-cerf-12mar07.pdf">https://www.icann.org/en/correspondence/schaar-to-cerf-12mar07.pdf</a></li> </ul>	Issue Report	<a href="#">Walsh</a>	S
Article 29 WP on ICANN's WHOIS Database Policy (2006) <ul style="list-style-type: none"> <li>- <a href="https://www.icann.org/en/system/files/files/schaar-to-cerf-22jun06-en.pdf">https://www.icann.org/en/system/files/files/schaar-to-cerf-22jun06-en.pdf</a></li> <li>- <a href="https://www.icann.org/en/correspondence/lawson-to-cerf-22jun06.pdf">https://www.icann.org/en/correspondence/lawson-to-cerf-22jun06.pdf</a></li> <li>- <a href="https://www.icann.org/en/correspondence/parisse-to-icann-22jun06.pdf">https://www.icann.org/en/correspondence/parisse-to-icann-22jun06.pdf</a></li> <li>- <a href="https://www.icann.org/en/system/files/files/fingleton-to-cerf-20jun06-en.pdf">https://www.icann.org/en/system/files/files/fingleton-to-cerf-20jun06-en.pdf</a></li> </ul>	Issue Report	<a href="#">Folly</a>	S
Article 29 WP Opinion on the application of the data protection principles to WHOIS directories <a href="#">Article 29 WP 76 Opinion 2/2003</a>	Issue Report	<a href="#">Walsh</a>	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
- <a href="#">Article 29 WP 5 Recommendation 2/97</a>	Perrin	<a href="#">Sheckler</a> (p1)	S
- <a href="#">Article 29 WP 33 Opinion 5/2000</a>	Perrin	<a href="#">Sheckler</a> (p2)	S
- <a href="#">Article 29 WP 41 Opinion 4/2001</a>	Perrin	<a href="#">Sheckler</a> (p3)	S
- <a href="#">Article 29 WP 56 Working Document 5/2002</a>	Perrin	<a href="#">Sheckler</a> (p4)	S
- <a href="#">Article 29 WP 217 Opinion 6/2014</a>	Kimpian	<a href="#">Perrin</a>	A
- <a href="#">Article 29 WP Opinion 1/2010</a>	Perrin	<a href="#">Perrin</a>	A
- <a href="#">Article 29 WP 20 Opinion 3/1999</a>	Ali	<a href="#">Ali</a>	S
Council of Europe Declaration	-	-	-
- <a href="#">Declaration of Committee of Ministers on ICANN, human rights and the rule of law</a> (3 June 2015)	Kimpian	<a href="#">Sheckler</a> (p5)	S
- <a href="#">Council of Europe's Treaty 108 on Data Protection</a>	Kleiman	<a href="#">Kleiman</a>	S
EDPS Correspondence regarding Registration Data	-	-	-
- <a href="#">Opinion of the European Data Protection Supervisor: Europe's role in shaping the future of Internet Governance</a> (23 June 2014)	Perrin	<a href="#">Ferdeline</a>	S
- <a href="#">ICANN's public consultation on 2013 RAA Data Retention Specification Data Elements and - Legitimate Purposes for Collection and Retention</a> (17 April 2014)	Kimpian	<a href="#">Ferdeline</a>	S
<a href="#">European Commission Website: Obligations of Data Controllers</a>	Kleiman	<a href="#">Kleiman</a>	S
European Commission EU-US Privacy Shield related documents	-	-	-
- <a href="#">European Commission News Announcement: EU-US Privacy Shield</a>	Kleiman	<a href="#">Kleiman</a>	S
- <a href="#">Judgment of the Court (Grand Chamber) - Maximilian Schrems v Data Protection Commissioner</a>	Kleiman	<a href="#">Kimpian</a>	S
- <a href="#">EU-U.S. Privacy Shield draft (full text, February 2016)</a>	Kleiman	<a href="#">Kimpian</a>	S
- <a href="#">Opinion 01/2016 on the EU-U.S. Privacy Shield draft adequacy decision of the Article 29 WP 238</a>	Kleiman	<a href="#">Kimpian</a>	S
- <a href="#">European Parliament News Announcement: Data protection reform – Parliament approves new rules fit for the digital era</a> (April 2016)	Samuels	<a href="#">Samuels</a>	S
<a href="#">European Data Protection Directive, 1995</a>	Kleiman	<a href="#">Kleiman</a>	S
International Working Group on Data Protection in Telecommunications and Media Documents	-	-	-
- <a href="#">Common Position relating to Reverse Directories</a> (Hong Kong, 15.04.1998)	Perrin	<a href="#">Ali</a> (p4)	S
- <a href="#">Common Position on Privacy and Data Protection aspects of the Registration of Domain Names on the Internet</a> (Crete, 4./5.05.2000)	Perrin	<a href="#">Ali</a> (p3)	S
- <a href="#">Common Position on Privacy and Data Protection aspects of the Publication of Personal Data contained in publicly available documents on the Internet</a> (Crete, 4./5.05.2000)	Perrin	<a href="#">Ali</a>	S
- <a href="#">Common Position on Incorporation of telecommunications-specific principles in multilateral</a>	Perrin	<a href="#">Ali</a> (p2)	S

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<a href="#">privacy agreements: Ten Commandments to protect Privacy in the Internet World</a> (Berlin, 13/14.09.2000)			
- <a href="#">Common Position on data protection aspects in the Draft Convention on cyber-crime of the Council of Europe</a> (Berlin, 13/14.09.2000)	Perrin	<a href="#">Ali</a> (p1)	S
<a href="#">NORC Study of WHOIS Privacy/Proxy Prevalence</a> (2010)	Issue Report	<a href="#">Coupet</a>	S
<a href="#">EWG Recommendations for a Next-Generation RDS</a> , especially	Charter	<a href="#">Samuels</a>	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: <a href="#">Data Protection Considerations Applicable to Collection of gTLD Reg Data Memo</a>	Framework	<a href="#">Coupet</a>	S
EWG Research: <a href="#">WHOIS Privacy and Proxy Service Provider Practices Survey</a>	Charter	<a href="#">Coupet</a>	S
<a href="#">EWG Tutorial</a> Pages 28-30 and <a href="#">EWG FAQs</a> 31-38	Issue Report	<a href="#">Coupet</a> (p2)	S
Statements/Blogs by <a href="#">Ajayi</a> and <a href="#">Perrin</a>	Issue Report	<a href="#">Coupet</a> (p3)	S
<a href="#">Process Framework</a> for a PDP on Next-Generation RDS, especially Page 9, Row 5	Charter	<a href="#">Coupet</a> (p4)	S
<a href="#">Human Rights Council - Report by the UN Special Rapporteur on the right to privacy</a>	Ferdeline	<a href="#">Coupet</a> (p5)	S
<a href="#">Judgement on preliminary ruling under Article 267 TFEU from Audiencia Nacional (Spain)</a>	Ferdeline	<a href="#">Coupet</a> (p6)	S
<a href="#">Africa Union Convention on Cybersecurity and Personal Data Protection</a>	Mutung'u	<a href="#">Mutung'u</a>	S
Relevant National Laws or Court Rulings that may apply to gTLDs, including			
- <a href="#">US Supreme Court Case - McIntyre v. Ohio Elections Commission, 514 U.S. 334 (1995)</a>	Kleiman	<a href="#">Kleiman</a>	A
- <a href="#">The Constitution of the State of California (USA): Article 1, Section 1</a>	Kleiman	<a href="#">Kleiman</a>	S
- <a href="#">Massachusetts Right of Privacy, MGL c.214, s.1B</a>	Kleiman	<a href="#">Kleiman</a>	S
- <a href="#">US Judicial Redress Act of 2015</a>	Kleiman	<a href="#">Kleiman</a>	S
- <a href="#">Ghana Protection Act, 2012</a>	Mutung'u	<a href="#">Mutung'u</a>	S
- <a href="#">South Africa's Act No. 4 of 2013: Protection of Personal Information Act</a>	Mutung'u	<a href="#">Mutung'u</a>	S
<a href="#">Governance of Privacy: Policy Instruments in Global Perspective</a> (MIT Press 2006)	Perrin	???	???
<a href="#">Book: Global Tables of Data Privacy Laws and Bills</a> (Greenleaf, 4rd Edition, January 2015)	Perrin	<a href="#">Kleiman</a>	S
<a href="#">Article: Global data privacy laws 2015: 109 countries, with European laws now a minority</a> (Greenleaf)	Kleiman	<a href="#">Kleiman</a>	S
<a href="#">WorldLII Database of National Data Privacy Legislation</a>	Kleiman	<a href="#">Coupet</a> (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.