

**NCPH INTERSESSIONAL MEETING PLENARY #4
15 FEBRUARY 2017**

AC Chat:

Ozan Sahin: (2/15/2017 10:30) Hello, welcome to NCPH Intersessional Meeting on Wednesday, 15 February 2017.

Ozan Sahin: (10:30) My name is Ozan Sahin and I will be monitoring this chat room.

Ozan Sahin: (10:31) We will start the first Plenary Session of Wednesday momentarily.

Ozan Sahin: (10:37) Please be informed that start time has been updated as 10:45 (UTC)

Stephanie Perrin: (10:37) thanks

Benedetta Rossi: (10:45) @Stephanie, please use the hand function if you'd like to be placed in the queue and we'll flag it to the session co-chairs

Stephanie Perrin: (10:47) I would need a call out again,

Benedetta Rossi: (10:48) We are arranging a dial out for you now, Stephanie

Stephanie Perrin: (10:56) I think a teaching module on IP law is a great idea. Should be available on the website as a self learning module, possibly with a team of volunteers to help with questions. I hear the current meeting cost 400K, that would buy us a lot of training modules.

Brian J. Winterfeldt - Mayer Brown: (10:57) Good idea Stephanie.

Stephanie Perrin: (10:57) A set of slides is not, in my view, going to solve the knowledge gap that we see in most of the folks we attract to ICANN through our outreach mechanisms.

Stephanie Perrin: (11:04) I guess Greg missed my drift there....let me know if you want more clarity....

Greg Shatan: (11:04) I jested....

Stephanie Perrin: (11:04) thought so.

Ozan Sahin: (11:12) Lori is speaking now

Stephanie Perrin: (11:14) Lori, we are not that heavy on data protection experts. There is me, and I am heavy.

Stephanie Perrin: (11:14) We need the same briefing materials for data protection law.

Stephanie Perrin: (11:18) Please tell the chairs to remind people to introduce themselves. I am starting to sound like Marilyn Cade, but this is ridiculous. WE have a protocol, please get everyone to use it.

Ozan Sahin: (11:19) I will, Stephanie. Lori is on the mic now

Stephanie Perrin: (11:19) Thanks!

Ozan Sahin: (11:25) Martin Silva Valent on the mic now.

Ozan Sahin: (11:32) Erika Mann is speaking

Stephanie Perrin: (11:36) Both Data protection law and copyright law are impacted by cases, we need the important cases flagged for both as Erika has noted.

Marc Trachtenberg: (11:37) These cases are specific to the law of a particular country. I personally don't think that the contemplated resource should reach that level

Tapani Tarvainen: (11:40) There are not all that many radically different data protection regimes. In particular EU data protection cases are relevant to the entire EU, and de facto also to a number of other countries that've followed EU lead there.

matthew shears: (11:46) perhaps some illustrative examples rather than an exhaustive list

Tapani Tarvainen: (11:47) perhaps especially cases appealed all the way to EUJ or SCOTUS

Tapani Tarvainen: (11:49) CJEU that is

Stephanie Perrin: (11:52) Significant cases I think is what is required.

Stephanie Perrin: (11:53) The issue that Phil just raised strikes me as a very undesirable precedent.

Ozan Sahin: (11:57) Ed Morris on the mic now.

Greg Shatan: (12:01) ICANN Expected Standards of Behavior, Bullet Point 7: Work to build consensus with other stakeholders in order to find solutions to the issues that fall within the areas of ICANN's responsibility. The ICANN model is based on a bottom-up, consensus driven approach to policy development. Those who take part in the ICANN process must take responsibility for ensuring the success of the model by trying to build consensus with other participants.

Ozan Sahin: (12:04) Klaus is on the mic now

Stephanie Perrin: (12:10) Klaus just said he did not know, up until 10 minutes ago, what he was doing here. I actually think this discussion on the need for IP training was a productive use of people's time, so I am curious as to why he said that. I don't think most of the folks around the table could pass a multiple choice quiz on IP law at beginners level, ditto for DP law, so if folks don;t think we have a problem, I would like someone to explain how we get people to contribute usefully to PDP discussions if they walk in tabula rasa. This is a hard problem, we need to tackle it, yes we need balanced teaching materials, but it strikes to the heart of the efficacy of the MS model. We cannot be the blind leading the blind.

Greg Shatan: (12:15) I agree with Stephanie.

Ozan Sahin: (12:18) David Cake is speaking now.

Marc Trachtenberg: (12:22) +1 Stephanie and Greg

Stephanie Perrin: (12:23) I shall print the transcript out and put these +1s on the fridge gentlemen....

Ozan Sahin: (12:25) Thanks for attending NCPH Plenary 4.

Ozan Sahin: (12:26) We will sessions with ICANN Budgeting Discussion in 15 minutes.