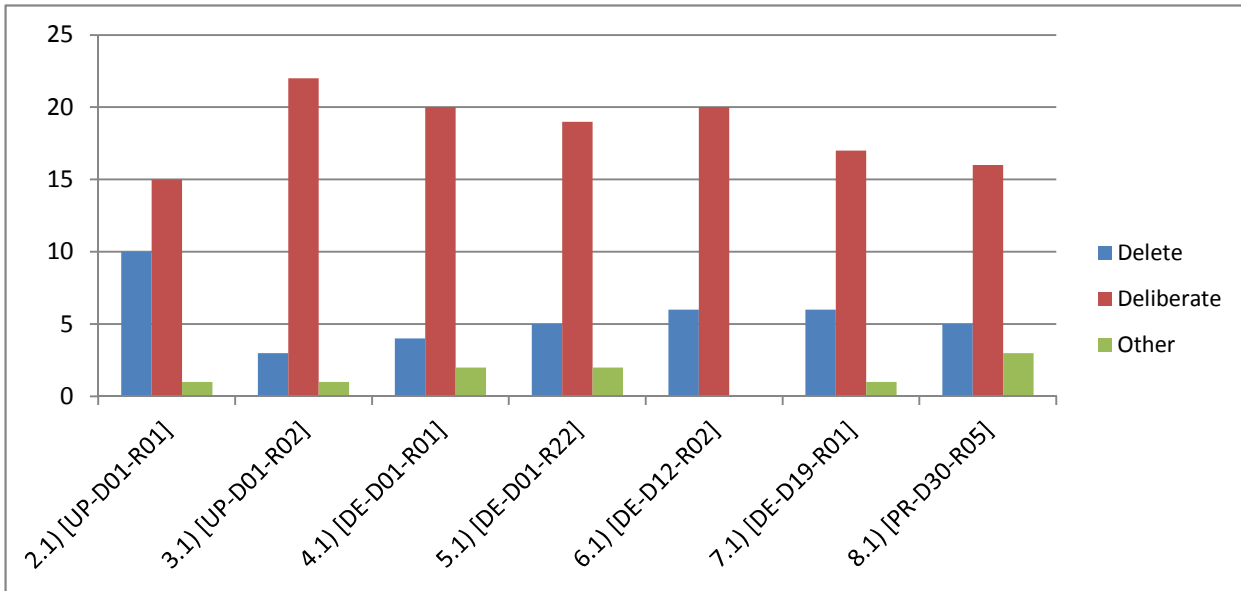


**Based on 26 Completed Responses (26 Nov)**

Column1	Delete	Deliberate	Other
2.1) [UP-D01-R01]	10	15	1
3.1) [UP-D01-R02]	3	22	1
4.1) [DE-D01-R01]	4	20	2
5.1) [DE-D01-R22]	5	19	2
6.1) [DE-D12-R02]	6	20	0
7.1) [DE-D19-R01]	6	17	1
8.1) [PR-D30-R05]	5	16	3

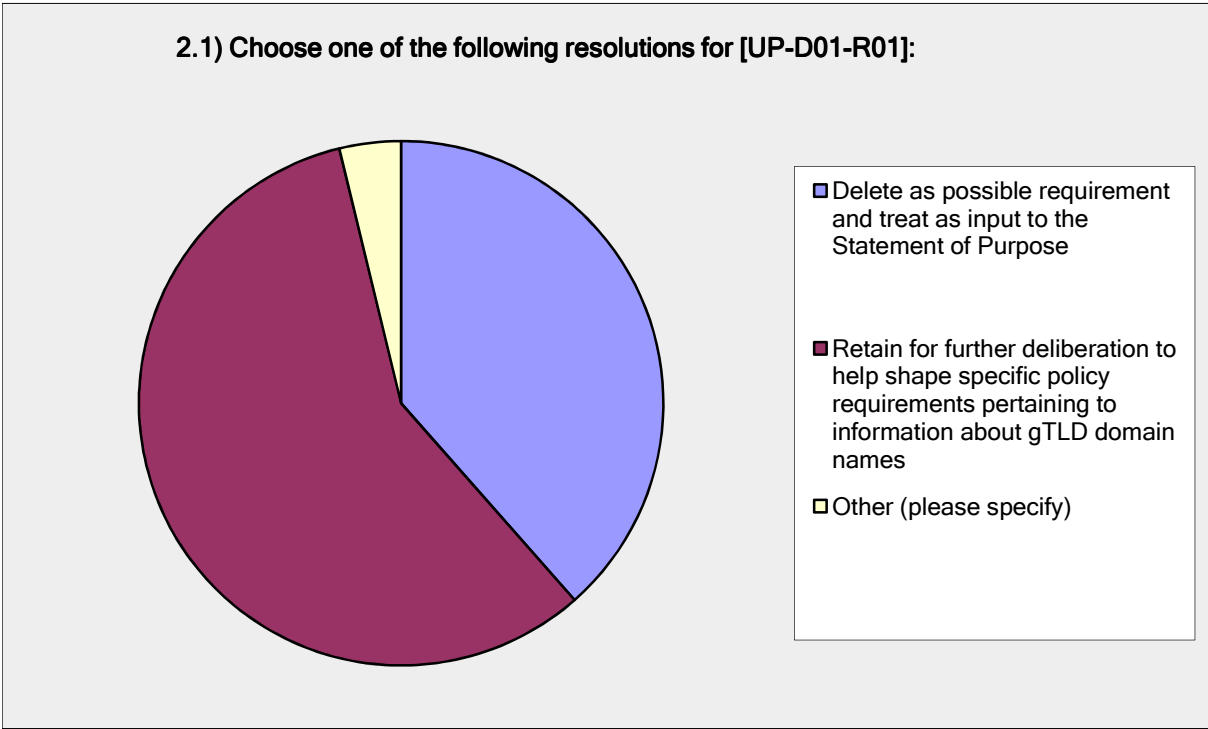
Closed on midnight UTC  
11/25/2016 with  
35 Respondents  
26 Completed  
9 Started, not Submitted



2.1) Choose one of the following resolutions for [UP-D01-R01]:

Answer Options	Response Percent	Response Count
Delete as possible requirement and treat as input to the	38.5%	10
Retain for further deliberation to help shape specific policy requirements pertaining to information about gTLD domain names	57.7%	15
Other (please specify)	3.8%	1
<i>answered question</i>		<b>26</b>
<i>skipped question</i>		<b>0</b>

Number	Other (please specify)
1	requires considerable refinement



2. [UP-D01-R01] - Next Steps for Deliberation

In follow up to initial deliberation on Users/Purposes Possible Requirement [UP-D01-R01]

*“In support of ICANN’s mission to coordinate the global Internet’s system of unique identifiers, and to ensure the stable and secure operation of the Internet’s unique identifier system, information about gTLD domain names is necessary to promote trust and confidence in the Internet for all stakeholders.” (p. 16, Section IIb, Purpose)*

Source Document 01: [EWG Final Report](#)

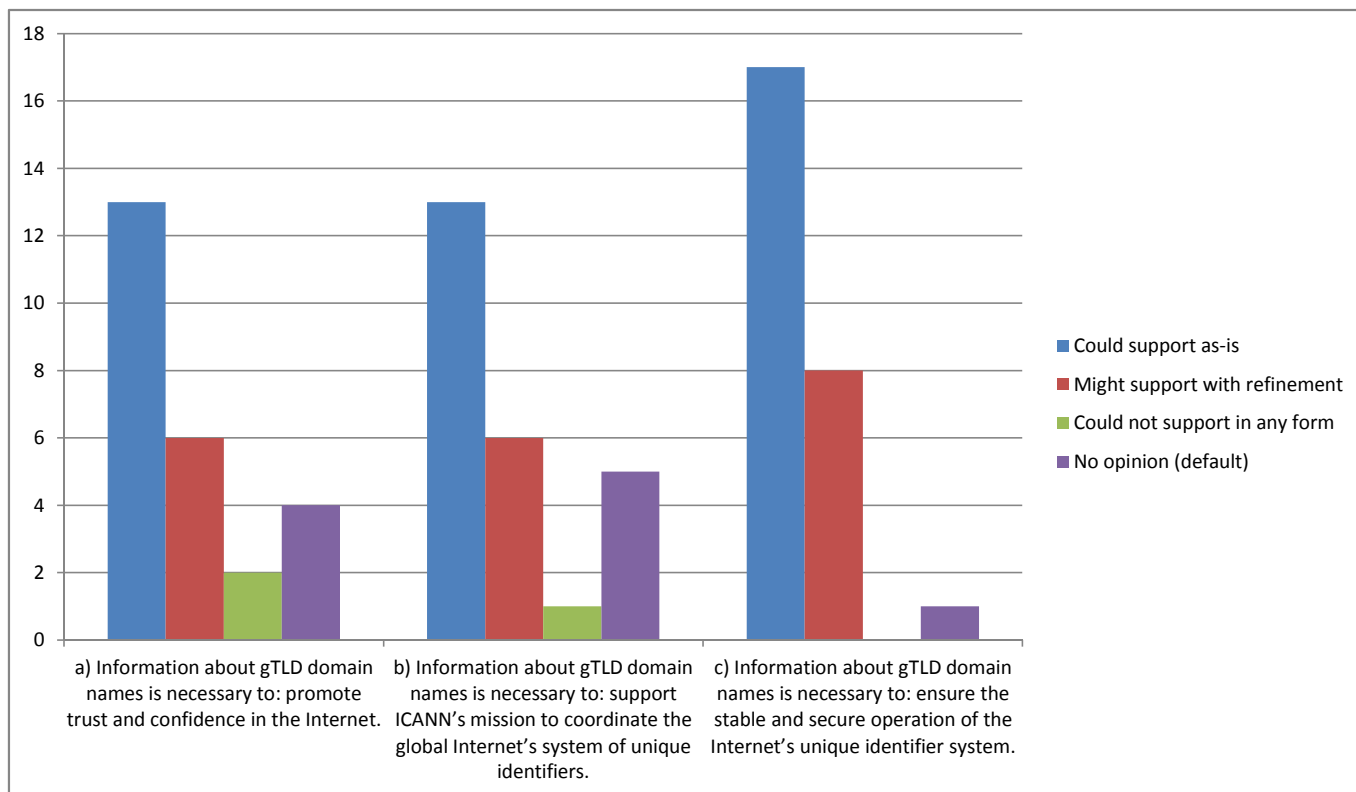
Similar to:  
Draft Statement of Purpose

2.2) Please indicate your level of support for the following draft recommendation(s) derived from initial WG deliberation on [UP-D01-R01], understanding that all responses are preliminary and will only be used to inform next-step deliberation:

Answer Options	Could support as-is	Might support with refinement	Could not support in any form	No opinion (default)	Response Count
a) Information about gTLD domain names is necessary to: promote trust and confidence in the Internet.	13	6	2	4	25
b) Information about gTLD domain names is necessary to: support ICANN's mission to coordinate the global Internet's system of unique identifiers.	13	6	1	5	25
c) Information about gTLD domain names is necessary to: ensure the stable and secure operation of the Internet's unique identifier system.	17	8	0	1	26

		Question Totals
Other (please specify)		2
<b>answered question</b>		<b>26</b>
<b>skipped question</b>		<b>0</b>

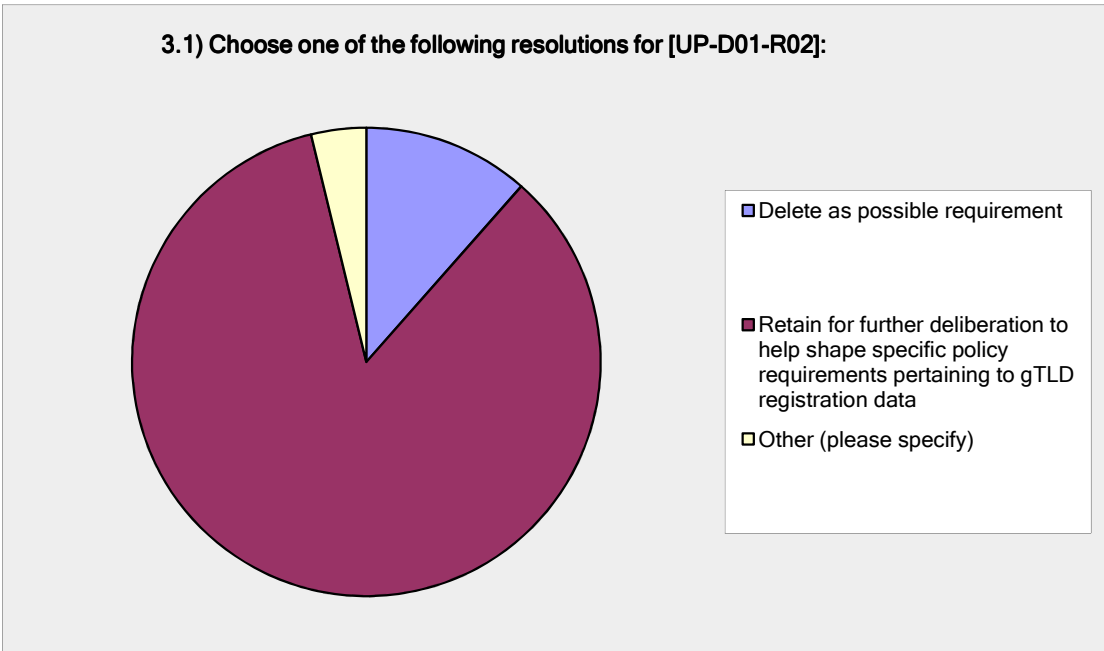
Number	Other (please specify)
1	It all hinges on the definition of "Information"
2	Information about (blah blah) is indeed necessary, the question is how much info, where is it held, and who gets access to it under what circumstances. These short sentences are too high level to be really useful



**3.1) Choose one of the following resolutions for [UP-D01-R02]:**

Answer Options	Response Percent	Response Count
Delete as possible requirement	11.5%	3
Retain for further deliberation to help shape specific policy requirements pertaining to gTLD registration data	84.6%	22
Other (please specify)	3.8%	1
<i>answered question</i>		<b>26</b>
<i>skipped question</i>		<b>0</b>

Number	Other (please specify)
1	I have an issue with the phrasing "for permissible purposes only". Is this requirement about collection, validation and disclosure (a positive requirement) or about limiting it to permissible purposes (a negative requirement). I support collection, validation and disclosure. I am concerned about using this requirement to support limitations on these tasks.



**3. [UP-D01-R02] - Next Steps for Deliberation**

**In follow up to initial deliberation on Users/Purposes Possible Requirement [UP-D01-R02]:**

***“gTLD registration data [must be] collected, validated and disclosed for permissible purposes only.” (p. 21, p. 31 Principle 6)***

**Source Document 01: [EWG Final Report](#)**

Similar to:

[UP-D01-R03]

gTLD registration directory services must “accommodate in some manner all identified permissible purposes”, including the following users and permissible purposes. (pp. 21-25, 27-29) – see [UP-D01-R04 to R14]

[UP-D19-R01]

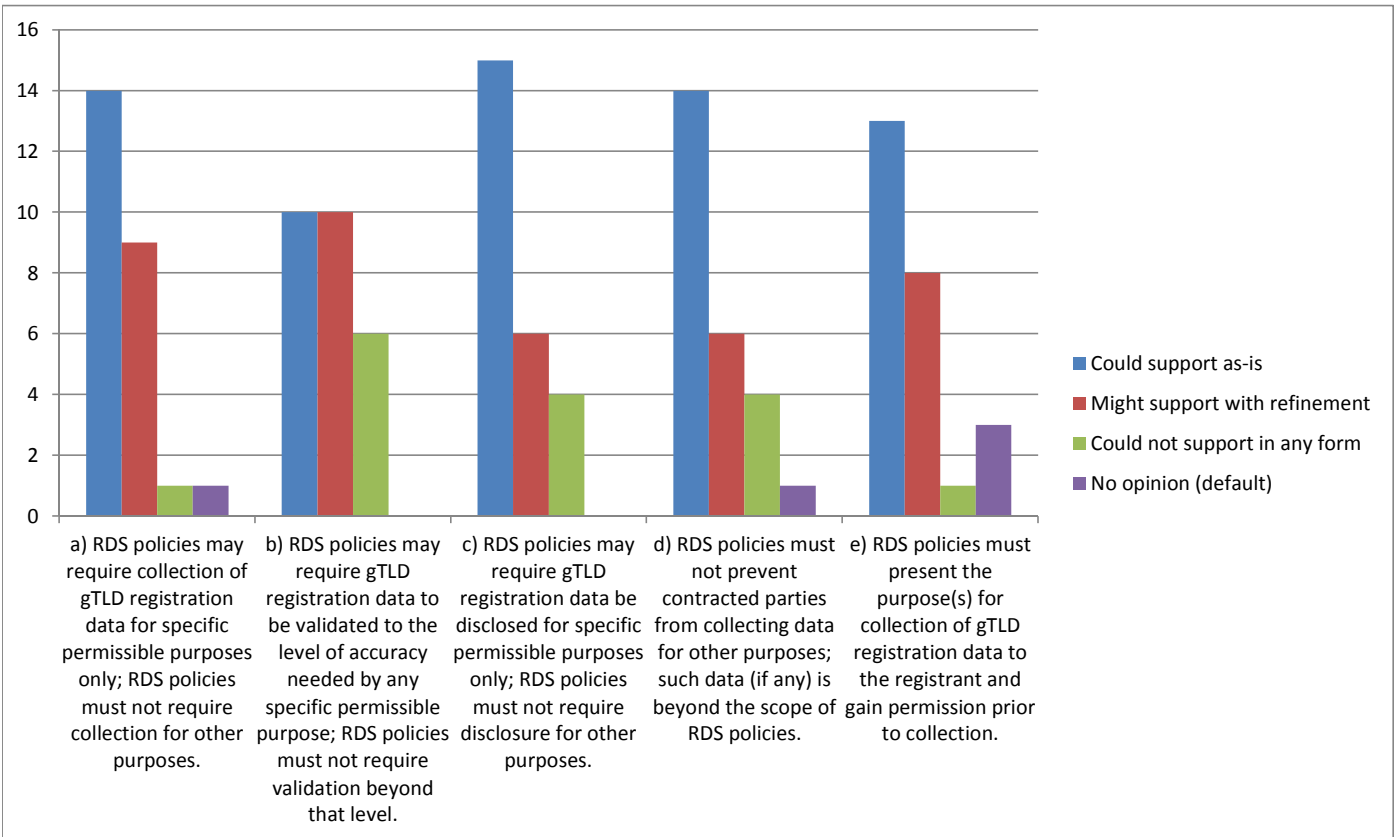
Based on the ICANN Governmental Advisory Committee (GAC) proposed principles and recommendations related to gTLD WHOIS services on the basis of general public policy issues, gTLD WHOIS [that is, registration directory] services should reflect and respect the following functions: detailed in [UP-D19-R02 to R09]

**3.2) Please indicate your level of support for the following draft recommendation(s) derived from initial WG deliberation on [UP-D01-R02], understanding that all responses are preliminary and will only be used to inform next-step deliberation:**

Answer Options	Could support as-is	Might support with refinement	Could not support in any form	No opinion (default)	Response Count
a) RDS policies may require collection of gTLD registration data for specific permissible purposes only;	14	9	1	1	25
b) RDS policies may require gTLD registration data to be validated to the level of accuracy needed by any specific permissible purpose; RDS policies must not require validation beyond that level.	10	10	6	0	26
c) RDS policies may require gTLD registration data be disclosed for specific permissible purposes only; RDS policies must not require disclosure for other purposes.	15	6	4	0	25
d) RDS policies must not prevent contracted parties from collecting data for other purposes; such data (if any) is beyond the scope of RDS policies.	14	6	4	1	25
e) RDS policies must present the purpose(s) for collection of gTLD registration data to the registrant and gain permission prior to collection.	13	8	1	3	25

		Question Totals
Other (please specify)		3
<b>answered question</b>		<b>26</b>
<b>skipped question</b>		<b>0</b>

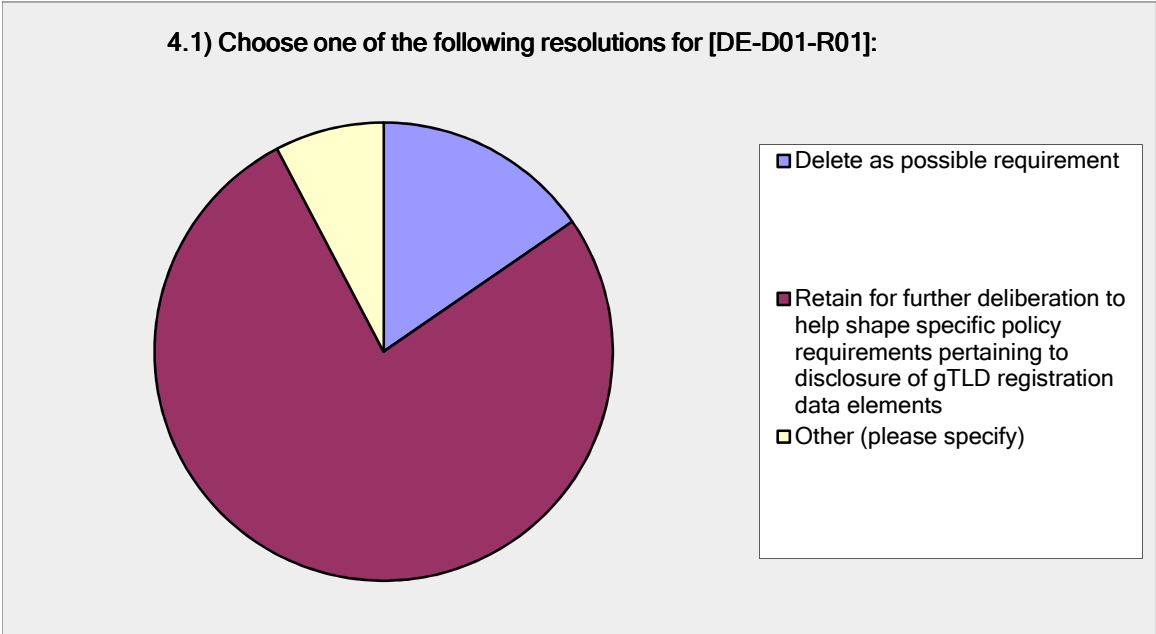
Number	Other (please specify)
1	There is need to identify the reason why the data is collected as long it is not listed in the permissible purpose and consent granted to allow the usage of gTLD registration data.
2	This is all beating around the bush. It is completely impossible to comment on these meaningfully without a real understanding of what "permissible purposes" are.
3	These will depend on what legal requirements there may be, which the WG does not yet have firm documentation and firm advice about. There may also be many permissible purposes, and it is difficult to enforce access based on a declared specific purpose.



**4.1) Choose one of the following resolutions for [DE-D01-R01]:**

Answer Options	Response Percent	Response Count
Delete as possible requirement	15.4%	4
Retain for further deliberation to help shape specific policy requirements pertaining to disclosure of gTLD registration data elements	76.9%	20
Other (please specify)	7.7%	2
<i>answered question</i>		<b>26</b>
<i>skipped question</i>		<b>0</b>

Number	Other (please specify)
1	Very confusing statements, demonstrating the difficulty of attempting to pull statements out of existing documents out of context
2	Not sufficiently clear what the end-result of this will be, and what the actual goal of this is. Again, without understanding "permissible purposes" and what "purpose driven" means and whether and how there will be gated access, this is impossible to answer.



**4. [DE-D01-R01] - Next Steps for Deliberation**

**In follow up to initial deliberation on Data Elements Possible Requirement [DE-D01-R01]**

***The [gTLD registration directory service] must accommodate purpose-driven disclosure of data elements.***

**Source Document 01: [EWG Final Report](#)**

Similar to:

[UP-D01-R35]

Purpose-based contact data must be provided for every registered domain name which makes public the union of data elements that are mandatory.

[DE-D01-R07]

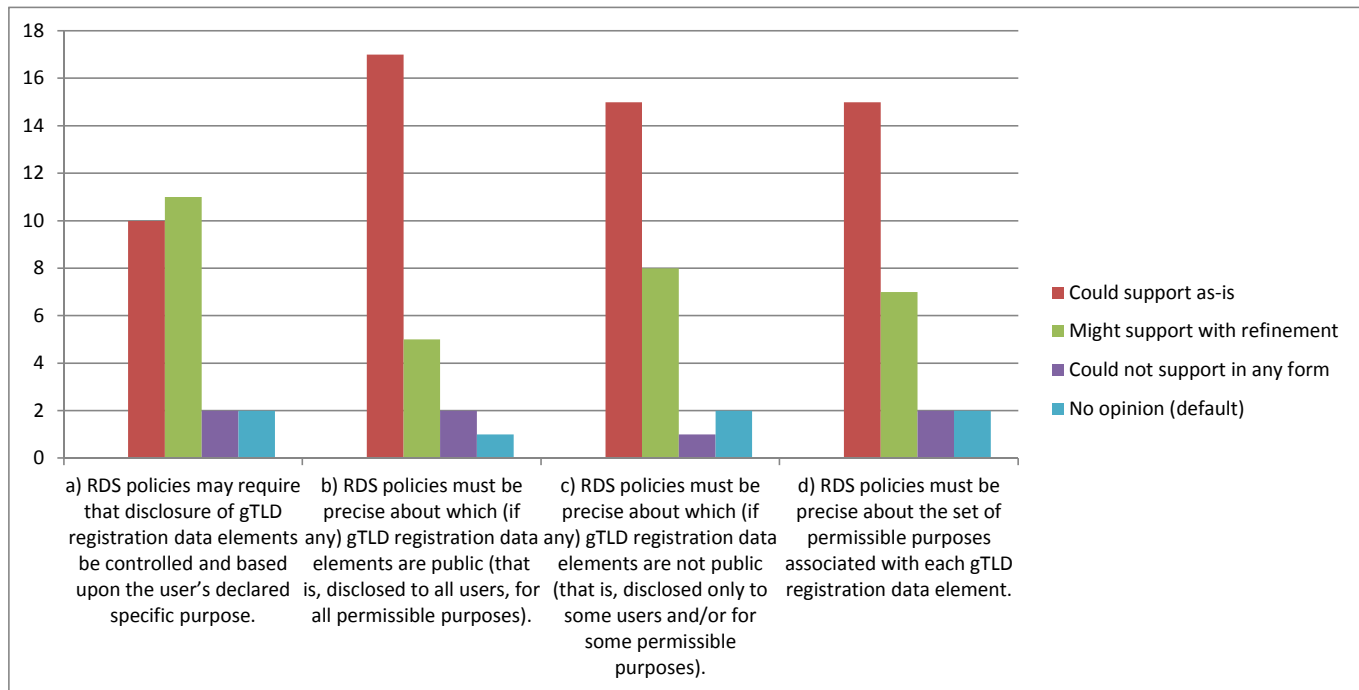
Each [gTLD registration] data element must be associated with a set of permissible purposes.

4.2) Please indicate your level of support for the following draft recommendation(s) derived from initial WG deliberation on [DE-D01-R01], understanding that all responses are preliminary and will only be used to inform next-step deliberation:

Answer Options	Could support as-is	Might support with refinement	Could not support in any form	No opinion (default)	Response Count
a) RDS policies may require that disclosure of gTLD registration data elements be controlled and based upon the user's declared specific purpose.	10	11	2	2	25
b) RDS policies must be precise about which (if any) gTLD registration data elements are public (that is, disclosed to all users, for all permissible purposes).	17	5	2	1	25
c) RDS policies must be precise about which (if any) gTLD registration data elements are not public (that is, disclosed only to some users and/or for some permissible purposes).	15	8	1	2	26
d) RDS policies must be precise about the set of permissible purposes associated with each gTLD registration data element.	15	7	2	2	26

		Question Totals
Other (please specify)		5
<i>answered question</i>		<b>26</b>
<i>skipped question</i>		<b>0</b>

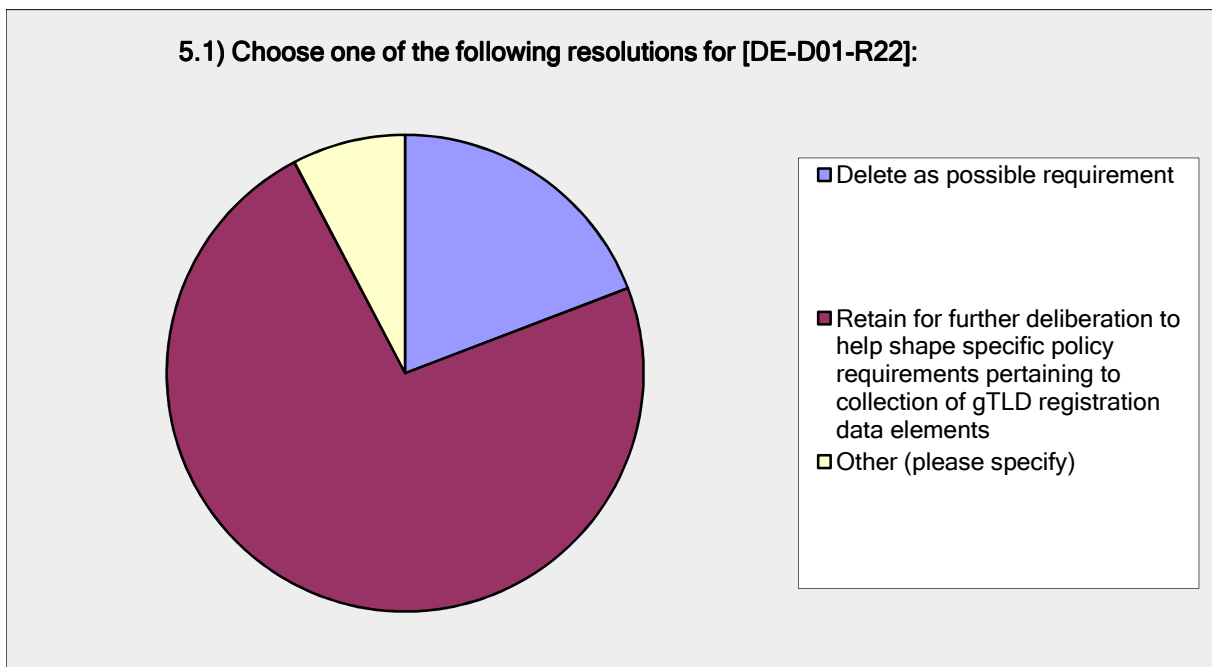
Number	Other (please specify)
1	For a, there must be acknowledgement that disclosure is sometimes required or necessary for purposes other than those specified for users, such as for law enforcement or to deter illegal activity, etc.
2	D is quite problematic. Not all purposes are permissible across all circumstances, attempts to come up with an automatically accessible data base upon provision of a credential are not likely to succeed.
3	The repeated emphasis on "precision" in these recommendations is puzzling, especially given the allergy many participants have with regard to "accuracy" in the data elements themselves.
4	Regarding d), what is the average rate of emergence of new purposes over time? How can we make sure we allow new purposes and integrate them in RDS policies?
5	It seems impossible to disclose and enforce based on declared purpose of user. There are many purposes and use cases.



5.1) Choose one of the following resolutions for [DE-D01-R22]:

Answer Options	Response Percent	Response Count
Delete as possible requirement	19.2%	5
Retain for further deliberation to help shape specific policy requirements pertaining to collection of gTLD registration data elements	73.1%	19
Other (please specify)	7.7%	2
<i>answered question</i>		<b>26</b>
<i>skipped question</i>		<b>0</b>

Number	Other (please specify)
1	have no real view on this
2	I would like some refinement since the purpose of sharing for internal use is not that clear to me.



5. [DE-D01-R22] - Next Steps for Deliberation

**In follow up to initial deliberation on Data Elements Possible Requirement [DE-D01-R22]**

*Validators, Registries and Registrars may collect, store, or disclose additional data elements for internal use that is never shared with the [gTLD registration directory service].*

**Source Document 01: [EWG Final Report](#)**

Similar to:  
[DE-D01-R19]

To avoid collecting more data than necessary, all other Registrant-supplied data not enumerated above and used for at least one permissible purpose must be optionally collected at the Registrant’s discretion. Validators, Registries and Registrars must allow for this data to be collected and stored if the Registrant so chooses.

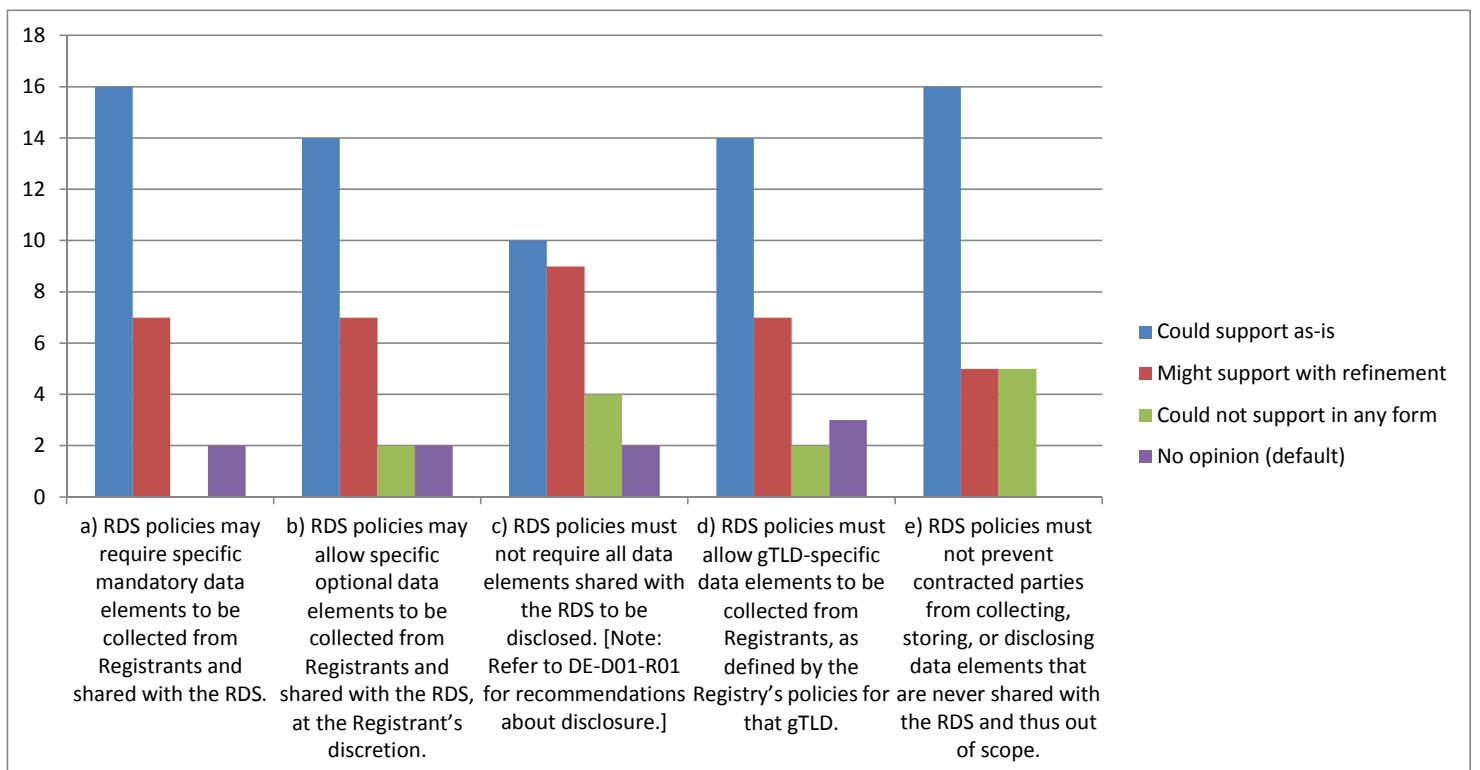


**5.2) Please indicate your level of support for the following draft recommendation(s) derived from initial WG deliberation on [DE-D01-R22], understanding that all responses are preliminary and will only be used to inform next-step deliberation:**

Answer Options	Could support as-is	Might support with refinement	Could not support in any form	No opinion (default)	Response Count
a) RDS policies may require specific mandatory data elements to be collected from Registrants and shared with the RDS.	16	7	0	2	25
b) RDS policies may allow specific optional data elements to be collected from Registrants and shared with the RDS, at the Registrant's discretion.	14	7	2	2	25
c) RDS policies must not require all data elements shared with the RDS to be disclosed. [Note: Refer to DE-D01-R01 for recommendations about disclosure.]	10	9	4	2	25
d) RDS policies must allow gTLD-specific data elements to be collected from Registrants, as defined by the Registry's policies for that gTLD.	14	7	2	3	26
e) RDS policies must not prevent contracted parties from collecting, storing, or disclosing data elements that are never shared with the RDS and thus out of scope.	16	5	5	0	26

		Question Totals
Other (please specify)		3
<i>answered question</i>		<b>26</b>
<i>skipped question</i>		<b>0</b>

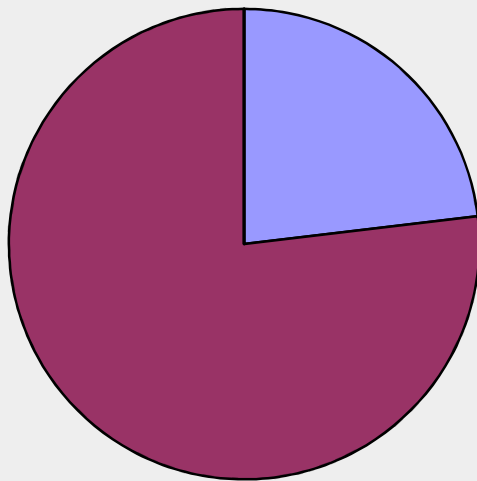
Number	Other (please specify)
1	These statements are too vague to be really helpful.
2	"No opinion" reflects confusion with the concept of the proposed requirement.
3	Current policy requires registrars to collect information about the ACCOUNT HOLDER, which may be different from the Registrant, and Account Holder is not displayed in WHOIS. So perhaps use that example as a way of discussing these requirements. In the case of "e" Account Holder is WITHIN scope, so the wording of "e" doesn't seem logical. Also, use of term "RDS" is poor and imprecise in "a" and "b". Regarding "b", RDS policies may ALSO allow specific optional data elements to be shared with the RDS at the REGISTRAR's discretion -- a current example is reseller information.



6.1) Choose one of the following resolutions for [DE-D12-R02]:

Answer Options	Response Percent	Response Count
Delete as possible requirement	23.1%	6
Retain for further deliberation to help shape specific policy requirements pertaining to gTLD registration data elements	76.9%	20
Other (please specify)	0.0%	0
<i>answered question</i>		<b>26</b>
<i>skipped question</i>		<b>0</b>

6.1) Choose one of the following resolutions for [DE-D12-R02]:



- Delete as possible requirement
- Retain for further deliberation to help shape specific policy requirements pertaining to gTLD registration data elements
- Other (please specify)

6. [DE-D12-R02] - Next Steps for Deliberation

**In follow up to initial deliberation on Data Elements Possible Requirement [DE-D12-R02]**

***The [gTLD registration directory service] should collect and display uniform sets of data regardless of the registry involved. (sec. 5.2)***

**Source Document D12: [GNSO PDP on Thick WHOIS Final Report \(2013\)](#)**

Similar to:

[DE-D12-R01]

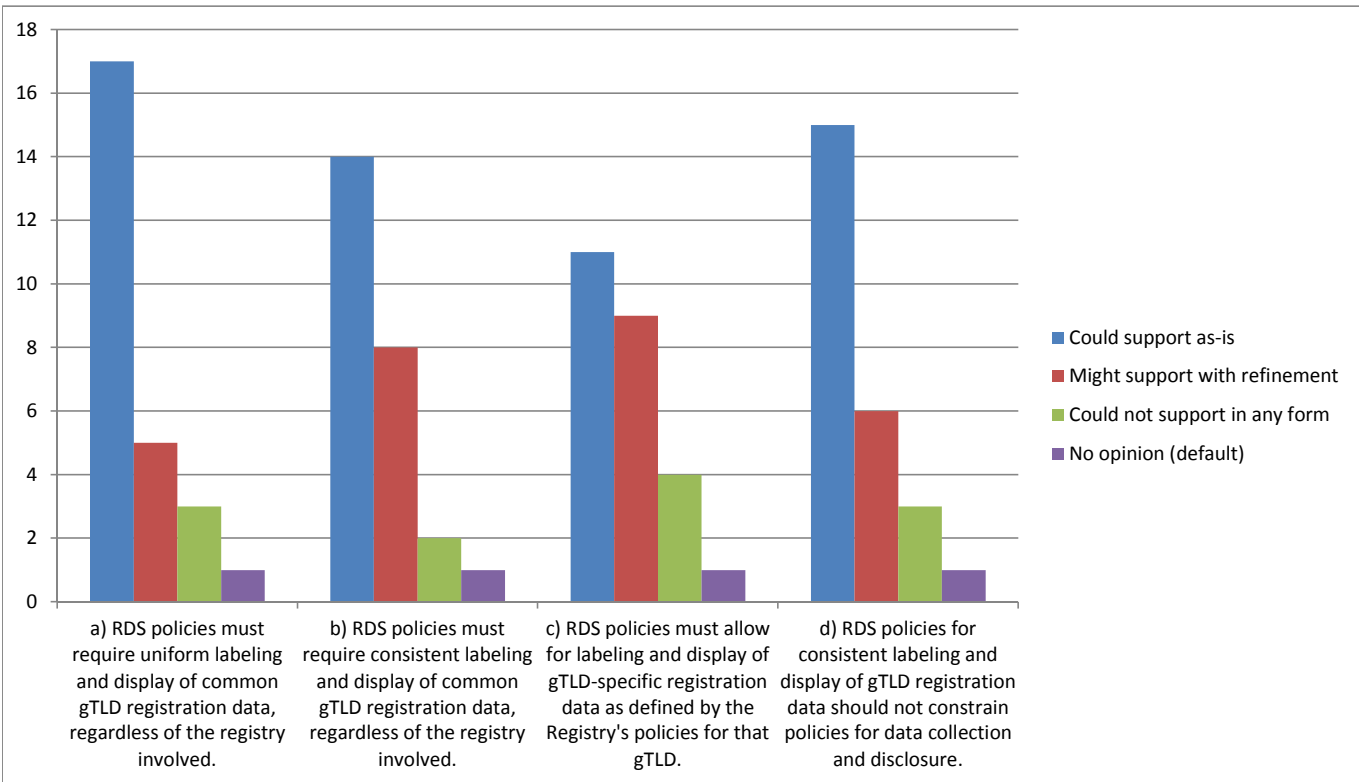
Registration information from all registries should follow consistent rules for labeling and display, as per the model outlined in specification 3 of the 2013 RAA. (Rec. #1)

6.2) Please indicate your level of support for the following draft recommendation(s) derived from initial WG deliberation on [DE-D12-R02], understanding that all responses are preliminary and will only be used to inform next-step deliberation:

Answer Options	Could support as-is	Might support with refinement	Could not support in any form	No opinion (default)	Response Count
a) RDS policies must require uniform labeling and display of common gTLD registration data, regardless of the registry involved.	17	5	3	1	26
b) RDS policies must require consistent labeling and display of common gTLD registration data, regardless of the registry involved.	14	8	2	1	25
c) RDS policies must allow for labeling and display of gTLD-specific registration data as defined by the Registry's policies for that gTLD.	11	9	4	1	25
d) RDS policies for consistent labeling and display of gTLD registration data should not constrain policies for data collection and disclosure.	15	6	3	1	25

		Question Totals
Other (please specify)		2
<i>answered question</i>		<b>26</b>
<i>skipped question</i>		<b>0</b>

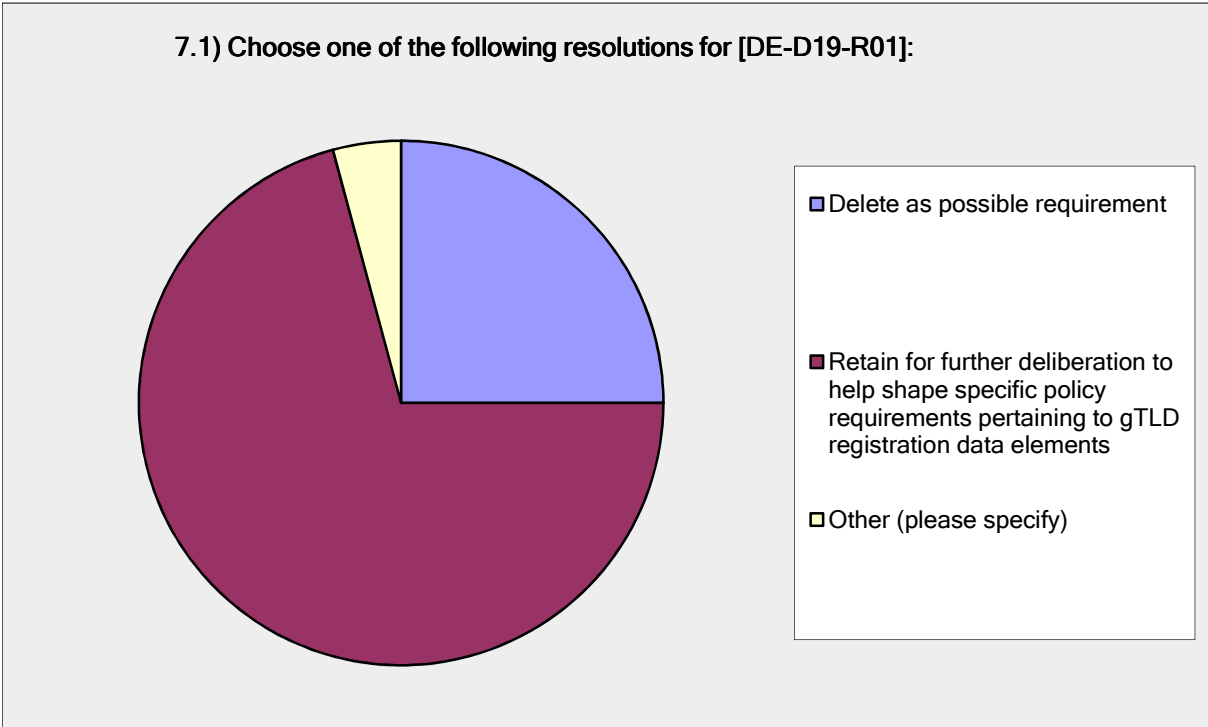
Number	Other (please specify)
1	c) would defeat the purpose of having uniform RDS policies
2	As worded, DE-D12-R02 needs work. The reason is that some gTLDs have and need unique fields, such as for trademark or community identifiers, and DE-D12-R02 seems to preclude those. However, "uniform labeling and display of common gTLD registration data, regardless of the registry involved" is a good thing and is a better summary of the issue.



7.1) Choose one of the following resolutions for [DE-D19-R01]:

Answer Options	Response Percent	Response Count
Delete as possible requirement	25.0%	6
Retain for further deliberation to help shape specific policy requirements pertaining to gTLD registration data elements	70.8%	17
Other (please specify)	4.2%	1
<i>answered question</i>		<b>24</b>
<i>skipped question</i>		<b>2</b>

Number	Other (please specify)
1	See responses for item 7.2



7. [DE-D19-R01] - Next Steps for Deliberation

**In follow up to initial deliberation on Data Elements Possible Requirement [DE-D19-R01]**

*Based on the ICANN Governmental Advisory Committee (GAC) proposed principles, gTLD [registration directory] services "should provide sufficient and accurate data about domain name registrations and registrants (...)" (para 3.3)*

**Source Document 19: [GAC Principles regarding gTLD WHOIS Services](#) (28 March 2007)**

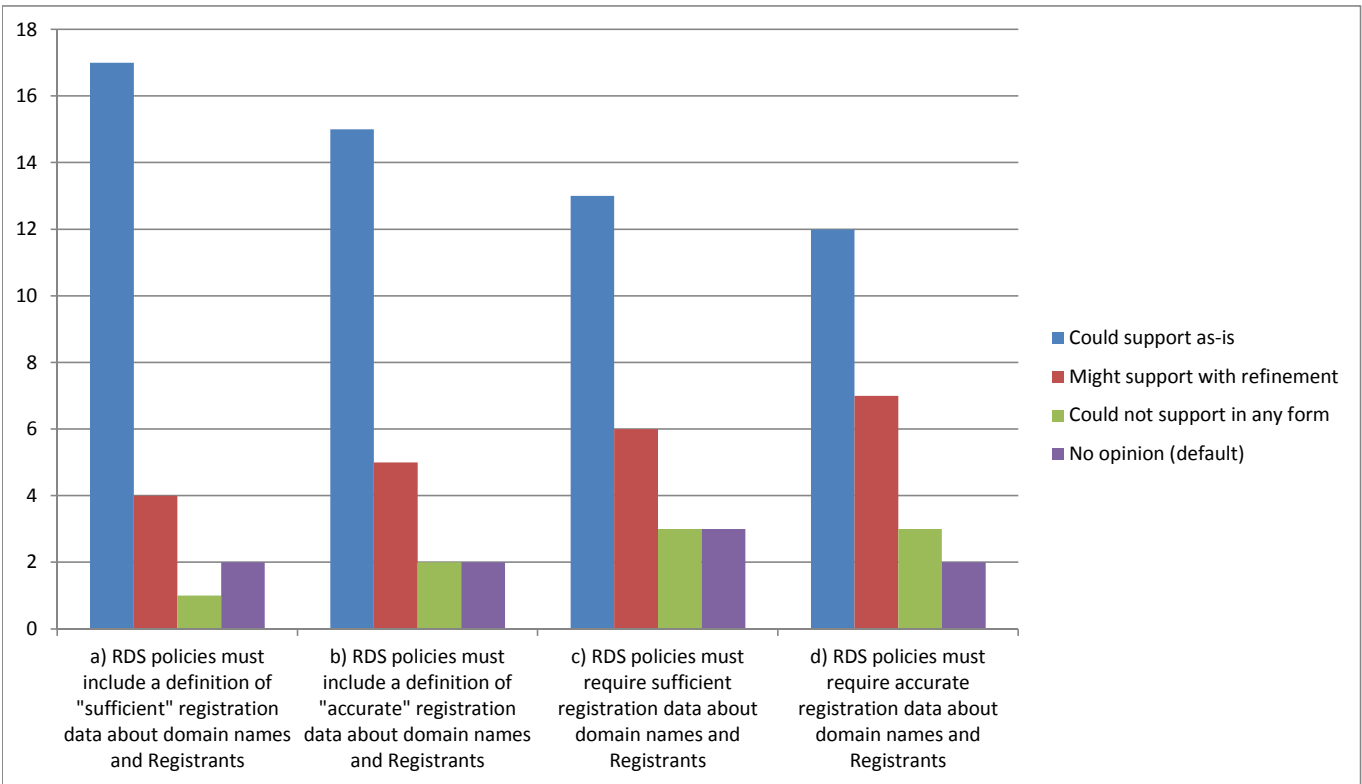
Similar to:  
[DA-D19-R01] (duplicate)

7.2) Please indicate your level of support for the following draft recommendation(s) derived from initial WG deliberation on [DE-D19-R01], understanding that all responses are preliminary and will only be used to inform next-step deliberation:

Answer Options	Could support as-is	Might support with refinement	Could not support in any form	No opinion (default)	Response Count
a) RDS policies must include a definition of "sufficient" registration data about domain names and Registrants	17	4	1	2	24
b) RDS policies must include a definition of "accurate" registration data about domain names and Registrants	15	5	2	2	24
c) RDS policies must require sufficient registration data about domain names and Registrants	13	6	3	3	25
d) RDS policies must require accurate registration data about domain names and Registrants	12	7	3	2	24

		Question Totals
Other (please specify)		2
<i>answered question</i>		25
<i>skipped question</i>		1

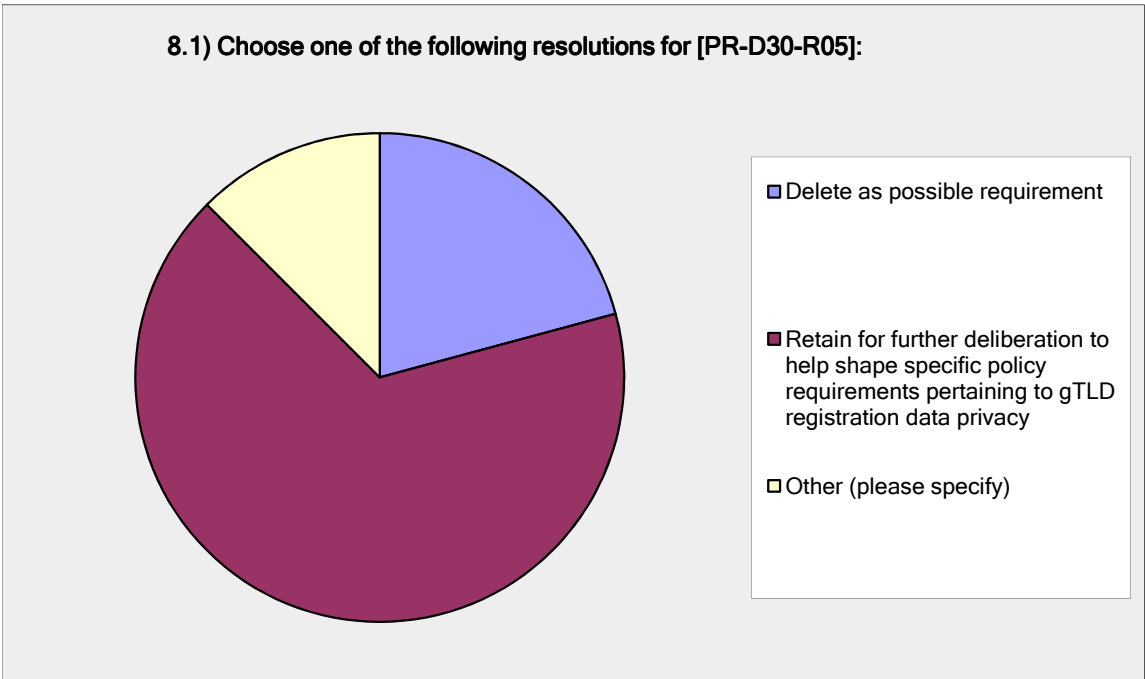
Number	Other (please specify)
1	minimal requirements to verify formatting (eg. not accepting 123-456-7890 as a phone number) is about all we can do. Pricing will destroy the market if we ask registrars to verify data, or pay data verifiers
2	Policies can require accurate data, but this is nearly impossible in practice.



**8.1) Choose one of the following resolutions for [PR-D30-R05]:**

Answer Options	Response Percent	Response Count
Delete as possible requirement	20.8%	5
Retain for further deliberation to help shape specific policy requirements pertaining to gTLD registration data privacy	66.7%	16
Other (please specify)	12.5%	3
<i>answered question</i>		<b>24</b>
<i>skipped question</i>		<b>2</b>

Number	Other (please specify)
1	Do not understand the implications of this statement well enough to weigh in
2	I dont really understant the purpose of this
3	Defer



**8. [PR-D30-R05] - Next Steps for Deliberation**

**In follow up to initial deliberation on Privacy Possible Requirement [PR-D30-R05]**

*The requirement for a third country to ensure an adequate level of data protection was further defined by the CJEU in Schrems...It also indicated that the wording 'adequate level of protection' must be understood as "requiring the third country in fact to ensure, by reason of its domestic law or its international commitments, a level of protection of fundamental rights and freedoms that is essentially equivalent to that guaranteed within the European Union by virtue of the Directive read in the light of the Charter" pg.10*

**Source Document 30: [Opinion 01/2016 on the EU-U.S. Privacy Shield draft adequacy decision of the Article 29 WP 238](#)**

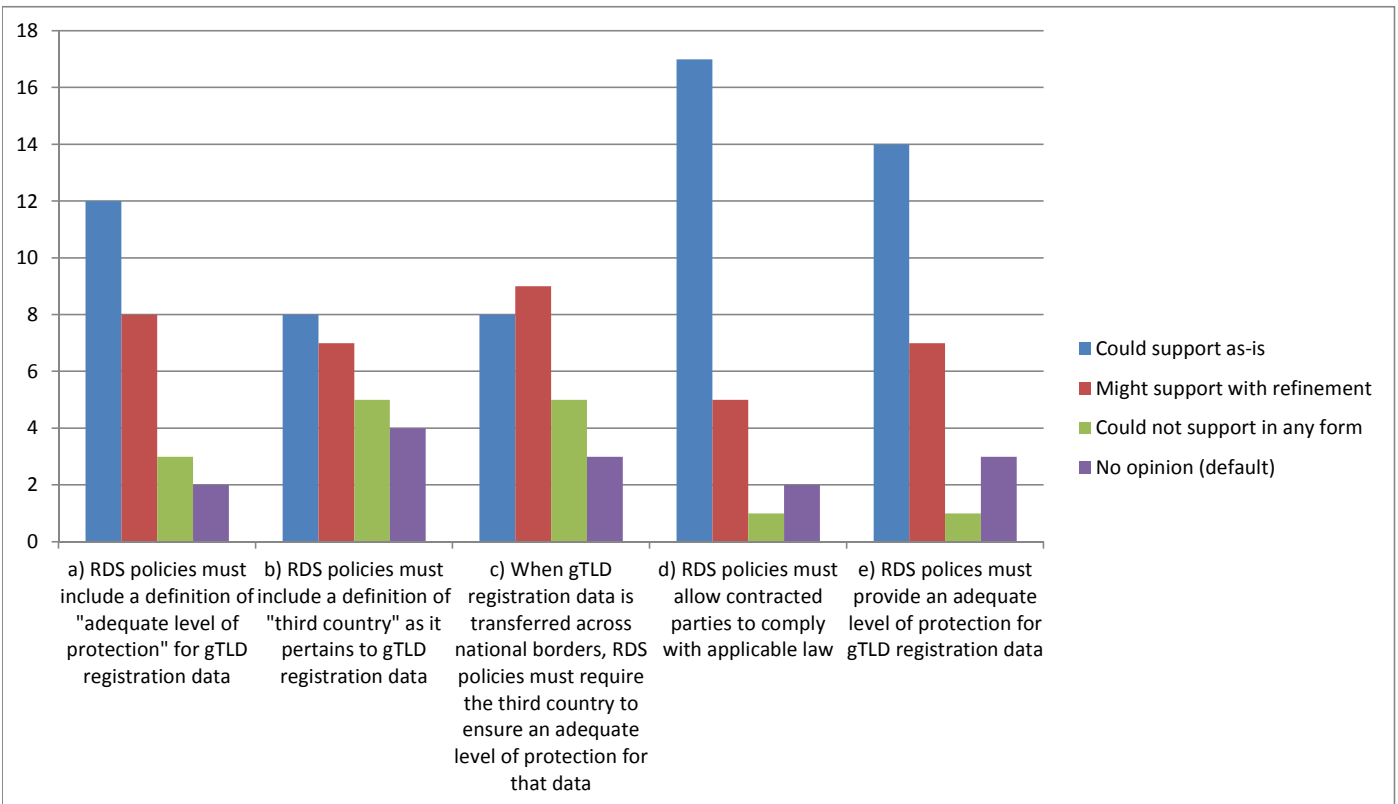
Similar to:  
[UP-D30-R02] (duplicate)

8.2) Please indicate your level of support for the following draft recommendation(s) derived from initial WG deliberation on [PR-D30-R05], understanding that all responses are preliminary and will only be used to inform next-step deliberation:

Answer Options	Could support as-is	Might support with refinement	Could not support in any form	No opinion (default)	Response Count
a) RDS policies must include a definition of "adequate level of protection" for gTLD registration data	12	8	3	2	25
b) RDS policies must include a definition of "third country" as it pertains to gTLD registration data	8	7	5	4	24
c) When gTLD registration data is transferred across national borders, RDS policies must require the third country to ensure an adequate level of protection for that data	8	9	5	3	25
d) RDS policies must allow contracted parties to comply with applicable law	17	5	1	2	25
e) RDS polices must provide an adequate level of protection for gTLD registration data	14	7	1	3	25

		Question Totals
Other (please specify)		4
<i>answered question</i>		25
<i>skipped question</i>		1

Number	Other (please specify)
1	don't think the RDS policies should weigh into cross-border data flow legal issues
2	Good luck answering b) and c)
3	Define 'applicable law' when it is always changing and the 'critere de rattachement' (connecting criterion) is always evolving? What if the applicable law does not provide an adequate level of protection? The answer, is that it really depends on the applicable law at hand.
4	The WP does not have sufficient briefing and legal advice yet to even consider the complexities of this issue. Also, this particular document seems randomly picked from the many documents having to do with privacy and data protection; I am not sure why we are concentrating on this one right now.



9) Did you encounter any problems when completing this poll? If so, please explain what you found confusing or difficult to help us refine this

Answer Options	Response Count
	9
<i>answered question</i>	<b>9</b>
<i>skipped question</i>	<b>17</b>

Number	Response Text
1	Poll much to detailed and early in the deliberation process. Many of the questions can be interpreted in several ways depending from which point of view. I did feel very uneasy filling out the poll.
2	I find this way of working mystifying, but the tool worked
3	n
4	no, it worked great
5	N/A
6	Yes, I had to go back and forth and open multiple windows for review
7	Too vague as yet. Nice attempt though.
8	I don't find the multiple choices on the initial questions clear. The proposed recommendations are too granular and their results could vary immensely depending on how other concepts are deal with.
9	well defined and very clear where are we standing and what the next level.