

**Recommendation 7 (8):** Partner with mechanisms and entities involved with the collection of TLD data. As feasible, collect TLD registration number data per TLD and registrar at a country-by-country level in order to perform analysis based on the same methods used in the LAC study.<sup>1</sup>

**Rationale/related findings:** The lack of country-level data will continue to frustrate future CCT Review Teams' efforts to analyze competition between registries and TLDs in the domain marketplace. In particular, the lack of country-specific data frustrates efforts to understand the competition between gTLDs and ccTLDs. ccTLD data, which is useful in understanding the overall TLD marketplace, is particularly hard to come by.

**To:** ICANN organization

**Prerequisite or Priority Level:** Low

**Consensus within team:** Yes

**Details:** Some of this data is collected by third parties such as CENTR, so it is possible that ICANN can arrange to acquire the data.

**Success Measures:** The availability of relevant data for use by the ICANN organization, contractors and the ICANN community for its work in evaluating competition in the DNS space.

**Recommendation 12:** The GNSO should initiate a new Policy Development Process to create a consistent privacy baseline across all registries, including to explicitly cover cases of privacy violation such as sharing or selling personal data without consent of that person. The GNSO PDP should consider limiting the collection and processing personal data within rules which are mandatory for all gTLD registries. It should also consider not allowing registries to share personal data with third parties without consent of that person or under circumstances defined by applicable law. Also, it is necessary to be aware of new European personal data regulation – the General Data Protection Regulation (GDPR) – especially on issues such as the possible applicability of the regulation and new terms for processing of the personal data.

**To:** GNSO

**Prerequisite or Priority Level:** Medium

**Consensus within team:**

**Details:** Despite that Registry Agreement has references to privacy laws and policies, some of the registries are explicit that they have right to share personal data with third parties without consent of that person or under circumstances defined by applicable law.

**Success Measures:** The development of relevant policy and update of Registry Agreement.

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<sup>1</sup> ICANN (2016), Latin American and Caribbean DNS Marketplace Study, accessed 5 September 2017, <https://www.icann.org/en/system/files/files/lac-dns-marketplace-study-22sep16-en.pdf>