

Source	Reference	Issue	RDS-WHOIS2 Possible?	Decision
Bylaws	4.6(e)(iv)	Prior WHOIS-RT Recommendations	AG: Yes	Call #5: Team agreed in-scope
Bylaws	4.6(e)(ii)	Current Implementation "effectiveness"	AG: Yes, but effectiveness in what way? Last RDS-RT Recommendations? Call #5: Some said RDS PDP is determining purpose(s) of WHOIS; this duplication should be avoided. Others said RT should assess effectiveness for three purposes listed in bylaws: law enforcement, promoting consumer trust and safeguarding registrant data.	Call #5: Team agreed in-scope but did not converge on criteria for determining "effectiveness." Action: Stephanie to suggest language on effectiveness component
Bylaws	4.6(e)(iii)	OECD Privacy/Transborder Data Flow	AG: Yes (as per my message)	Call #5: Team agreed in-scope; may state simply that today's WHOIS is in conflict with some related laws (e.g., GDPR)
GNSO	Scope Msgs Page 2	Assess RDS efforts wrt legitimate needs of law enforcement, promoting consumer trust and safeguarding registrant data	AG: RDS PGP: No. Other: ?	Call #5: May be covered under Bylaws 4.6.(e)(ii) above Action: ICANN org to help leadership produce draft text reflecting Review Team's discussion on law enforcement objective
GNSO	Scope Msgs Page 2	Assess RDS efforts to recommend improvements	AG: No Call #5: Several stated this would unnecessarily overlap RDS PDP.	
GNSO	Scope Msgs Page 3	Compliance effectiveness	AG: Yes	
GNSO	Scope Msgs Page 3	Assess RDAP	AG: No	Call #5: Team agreed in-scope; may state simply that RDAP meets current purposes in ways that today's WHOIS protocol cannot (e.g., IDN support)
Carlton	Scope Msgs Page 3	Assess current protocol for current purposes	AG: Yes (effort minimal)	Reflected above
Carlton, others	Scope Msgs Page 1	IDN	AG:Yes	

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Principles

- Work should be focused on efforts likely to produce real results
- Work should have a reasonable expectation of leading to implementable recommendations

AG: 17 Aug 2017, including draft updates to reflect 17 August Plenary call discussion provided by ICANN org for leadership consideration

FOR EASY REFERENCE: This Review Team is tasked, as per the Bylaws, Section 4.6(e):

(ii) The Board shall cause a periodic review to assess the effectiveness of the then current gTLD registry directory service and whether its implementation meets the legitimate needs of law enforcement, promoting consumer trust and safeguarding registrant data ("Directory Service Review").

(iii) The review team for the Directory Service Review ("Directory Service Review Team") will consider the Organisation for Economic Co-operation and Development ("OECD") Guidelines on the Protection of Privacy and Transborder Flows of Personal Data as defined by the OECD in 1980 and amended in 2013 and as may be amended from time to time.

(iv) The Directory Service Review Team shall assess the extent to which prior Directory Service Review recommendations have been implemented and the extent to which implementation of such recommendations has resulted in the intended effect.