

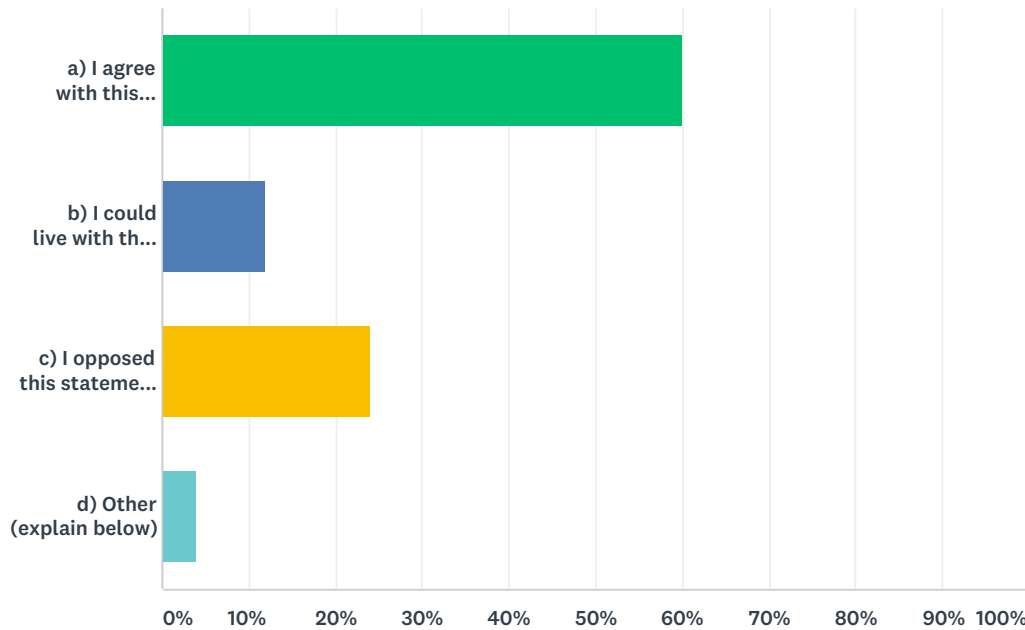
**Q1 Your name (must be RDS PDP WG Member - not WG Observer - to participate in polls) If you are a WG Observer and wish to participate in polls, you must upgrade to WG Member to do so. Please do NOT participate in this poll if you are a WG Observer who has not upgraded to WG Member.**

Answered: 25 Skipped: 0

#	RESPONSES	DATE
1	Jeremy Malcolm	2/17/2018 5:37 PM
2	Tapani Tarvainen	2/17/2018 8:50 AM
3	Ayden Férdeline - NEW RESPONSE, PLEASE DISREGARD PREVIOUS	2/17/2018 5:17 AM
4	Greg Shatan	2/16/2018 9:35 PM
5	Kathy Kleiman	2/16/2018 2:55 PM
6	Steve Metalitz	2/16/2018 12:43 PM
7	Alex Deacon	2/16/2018 12:07 PM
8	Mason Cole	2/16/2018 10:16 AM
9	Steve Crocker	2/16/2018 7:43 AM
10	Nathalie Coupet	2/16/2018 6:09 AM
11	Vicky Sheckler	2/16/2018 5:09 AM
12	Theo Geurts	2/16/2018 3:21 AM
13	Benny Samuelson	2/16/2018 3:17 AM
14	Rod Rasmussen	2/15/2018 10:21 PM
15	Sam Lanfranco	2/15/2018 7:05 PM
16	Andrew Sullivan	2/15/2018 1:23 PM
17	Sara Bockey	2/15/2018 11:28 AM
18	Greg Aaron	2/14/2018 2:35 PM
19	Maxim Alzoba	2/14/2018 11:24 AM
20	Griffin Barnett	2/14/2018 9:22 AM
21	Brian Winterfeldt	2/14/2018 9:21 AM
22	Chuck Gomes	2/14/2018 8:06 AM
23	Erica Varlese	2/14/2018 2:37 AM
24	GZ Kabir	2/14/2018 12:15 AM
25	Michael Hammer	2/14/2018 12:11 AM

**Q2 Domain Name Certification as a purpose for PROCESSING** In the 13 February call, the WG returned to deliberating on Domain Name Certification, considering whether this is a legitimate purpose for PROCESSING registration data. When answering this question, please apply the GDPR definition of "processing:" 'processing' means any operation or set of operations which is performed on personal data or on sets of personal data, whether or not by automated means, such as collection, recording, organisation, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction; During the call, both support and opposition were expressed for the following statement: Domain Name Certification is a legitimate purpose for processing registration data, based on the following definition: Information collected by a certificate authority to enable contact between the registrant, or a technical or administrative representative of the registrant, to assist in verifying that the identity of the certificate applicant is the same as the entity that controls the domain name. "Processing" includes but is not limited to data collection. Do not assume that a purpose for processing is also a purpose for collection; this will be deliberated separately. Similarly, do not assume that "processing" implies public or non-public access to data or who will have access; this will be deliberated separately. Please express your level of support (agree, could live with, oppose, other - explain) for the statement given above. If you wish to abstain or have no opinion, simply skip this question.

Answered: 25 Skipped: 0



ANSWER CHOICES	RESPONSES
a) I agree with this statement.	60.00% 15
b) I could live with this statement.	12.00% 3
c) I opposed this statement (explain below)	24.00% 6
d) Other (explain below)	4.00% 1
TOTAL	25

#	RATIONALE FOR YOUR RESPONSE OR PROPOSED ALTERNATIVE	DATE
1	This is out of scope for ICANN as a requirement upon its contracted parties.	2/17/2018 5:37 PM
2	Certification would be legitimate purpose for a company in that business but not for ICANN. As an additional observation, the statement conflicts with the boxed explanation: if the purpose is to enable contact, it certainly implies some access to the data.	2/17/2018 8:50 AM
3	As discussed in last week's meeting, ICANN is not a certification authority and therefore should not be engaged in the processing of data for certification purposes (or forcing others to process the data for certification purposes).	2/17/2018 5:17 AM
4	As discussed many times in the WG meeting, ICANN is not a certification authority and therefore should not be processing the data (or forcing others to process the data) for certification purposes. Processing has be core to your mission which it is clearly not here.	2/16/2018 2:55 PM
5	CA's issue the certificate on a domain name level. This is not tied to a person or registrant data. The exception here is are the so-called EV certificates. Which requires a more in-depth verification. However, this type of certificate is only available to companies, who are usually exempt from data protection laws. Most domain name certification is done through a text record in the name servers. <a href="https://support.comodo.com/index.php?/Knowledgebase/Article/View/791/0/alternative-methods-of-domain-control-validation-dcv">https://support.comodo.com/index.php?/Knowledgebase/Article/View/791/0/alternative-methods-of-domain-control-validation-dcv</a>	2/16/2018 3:21 AM
6	Because processing not limited to data collection, still includes collection.	2/15/2018 11:28 AM
7	I think this text needs more clear reading... actually data is collected by a Registrar and not by Certificate Authority (at the registration stage), and not all Registrants need Domain Name Certificates (so it is an optional item, and not obigatory). P.s: it means that some data fields can be collected only for some registrants and not for all of them.	2/14/2018 11:24 AM
8	Domain name certification is a fundamental security measure for many businesses and individuals, and an important aspect of a trusted and secure DNS.	2/14/2018 9:22 AM

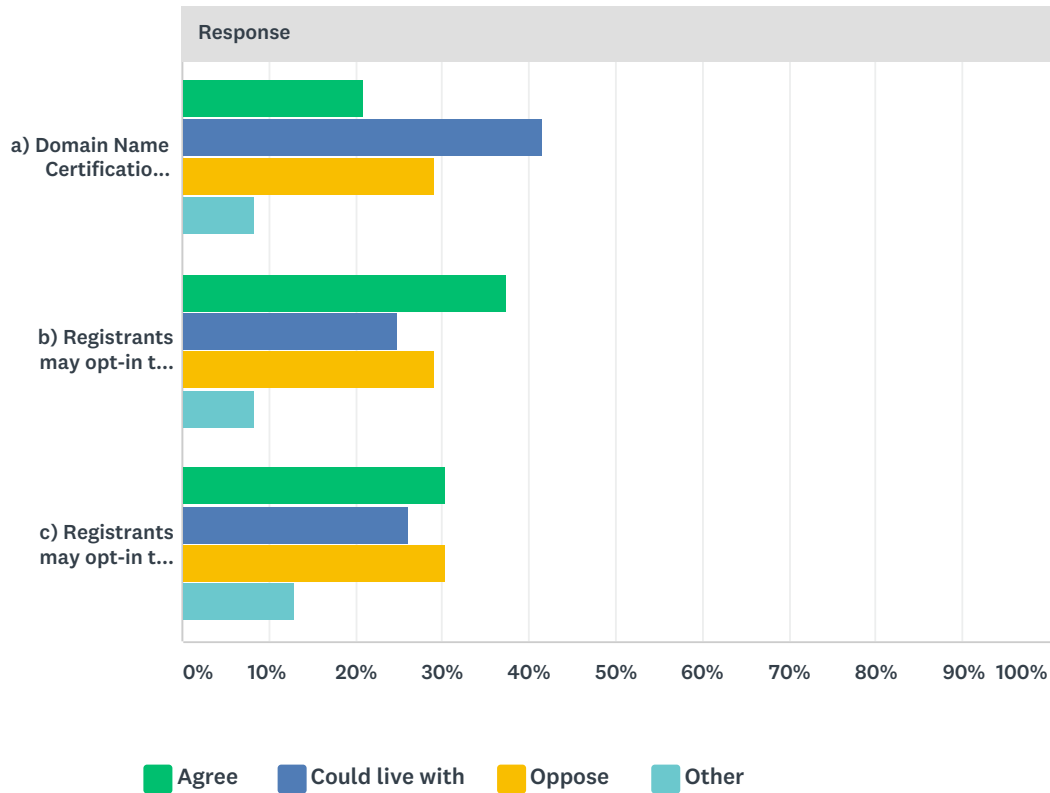
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9	Domain name certification is a fundamental security measure for many businesses and individuals, and an important aspect of a trusted and secure DNS.	2/14/2018 9:21 AM
10	I agree with WG members who have pointed out that DN Certification is not a specific element of ICANN's mission, but believe that limited access could be given to some yet-to-be-identified registration data elements provided that appropriate controls can be put in place to limit any such access in compliance with applicable data protection laws.	2/14/2018 8:06 AM

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**Q3 Domain Name Certification as a purpose for COLLECTION** In the 13 February call, the WG revisited earlier poll results concerning Domain Name Certification as a legitimate purpose (or not) for COLLECTING registration data. During the call, both support and opposition were expressed for the following statement: Domain Name Certification is an OPT-IN purpose for collecting registration data (that is, registries/registrars are required to support collection, but data is collected for this purpose at the registrant's choice). During poll preparation, the leadership team considered the following re-phrasing: Registrants may opt-in to the collection of registration data for the purpose of Domain Name Certification. In this case, registries/registrars are required to support collection of this optional data, but any data collected for this purpose is done at the choice of the registrant. or more simply: Registrants may opt-in to the collection of registration data for the purpose of Domain Name Certification. Do not assume that "collection" implies public or non-public access to data or who will have access; this will be deliberated separately. Please express your level of support (agree, could live with, oppose, other - explain) for EACH of the statements given above. If you wish to abstain or have no opinion, simply skip this question.

Answered: 24 Skipped: 1



Response	AGREE	COULD LIVE WITH	OPPOSE	OTHER	TOTAL
a) Domain Name Certification is an OPT-IN purpose for collecting registration data (that is, registries/registrar are required to support collection, but data is collected for this purpose at the registrant's choice).	20.83% 5	41.67% 10	29.17% 7	8.33% 2	24
b) Registrants may opt-in to the collection of registration data for the purpose of Domain Name Certification. In this case, registries/registrar are required to support collection of this optional data, but any data collected for this purpose is done at the choice of the registrant.	37.50% 9	25.00% 6	29.17% 7	8.33% 2	24
c) Registrants may opt-in to the collection of registration data for the purpose of Domain Name Certification.	30.43% 7	26.09% 6	30.43% 7	13.04% 3	23

#	RATIONALE FOR YOUR RESPONSE OR PROPOSED ALTERNATIVE	DATE
1	If it is to be truly optional, it should be optional for registries and registrars also. ICANN should not be mandating their participation.	2/17/2018 5:37 PM
2	Certification is not iCANN's business so ICANN should not require even support for it. Saying it's opt-in doesn't help. In particular, "opt-in purpose" makes no sense, purpose is required before you can even ask for people to opt in (consent). But change of phrasing in b) doesn't change the point, and c) just leaves the requirement for support implied.	2/17/2018 8:50 AM
3	We are talking about setting out the requirements of *ICANN* for the collection of the registration data for DN certification. Since ICANN is not a domain name certification authority, ICANN should be not requiring or facilitating the collection of data for this purpose. Requiring would be involuntary; facilitating would be voluntary. Either way, it's not something ICANN can or should require.	2/17/2018 5:17 AM
4	We are talking about the requirements of *ICANN* for the collection of the registration data for DN certification. Since ICANN is not a domain name certification authority, then ICANN should be not requiring or facilitating the collection of data for this purpose. Requiring would be involuntary; facilitating would be voluntary. Either way, it's not something ICANN can or should be engaged in. It's beyond the scope of what ICANN should be requiring the collection of data for.	2/16/2018 2:55 PM

5	While I would prefer a simple statement that this is a legitimate purpose for collection, I could live with (a) or (b) (and not clear what is the distinction between them) because of the relatively unusual situation that this is a use which the registrant must initiate (i.e., seeking a certification). This will of course not be the case for a number of other purposes that involve third-party uses of the data. (c) strikes me as a less specific and detailed version of (a) or (b).	2/16/2018 12:43 PM
6	See my response in question 2. It seems the scope needs to be narrowed.	2/16/2018 3:21 AM
7	"Registrants may give consent to CA for processing the collected registration data in RDS for the purpose of Domain Name Certification or as a part of Domain Name Certification." Data collected at registration time of the domain might not be complete for a CA to process at any given time, any data not needed for domain registration shall not be collected if not needed. I am sure most registrants are NOT aware that there might be specific needed data for CA at the registration time	2/16/2018 3:17 AM
8	Oppose last one since there is no guarantee that such opt-in will allow for data portability or back-end support at registrar/registry making it meaningless. I can "opt in" to provide all kinds of data during registration that the registrar does nothing with. The goal here is to allow for supporting this common industry practice.	2/15/2018 10:21 PM
9	c) is clean and clear cut. Registrant wants Domain Name Certification, opt-in. In my mind b) is required to make c) operational, and a) is a cumbersome way of effectively saying the same thing. If I am wrong some has to demonstrate that c) does not imply b) does not imply a)	2/15/2018 7:05 PM
10	I can barely tell the difference among these, and I'm not sure the hair needs to be split quite this finely given the progress we've made so far.	2/15/2018 1:23 PM
11	Certification does not need to use RDS	2/15/2018 11:28 AM
12	Domain certification is about knowing the identity of the registrant, and then being able to contact him or her to validate the registrant's identity. I can't imagine a situation in which we don't collect the registrant's name and some way(s) to contact the registrant -- those must always be mandatory for several reasons (such as establishing legal rights, security, billing, etc.). So the opt-in construct here does not work. Certification is certainly an acceptable use of data that was collected for other (always required) allowable purposes.	2/14/2018 2:35 PM
13	Each of these statements expresses the same thing in different ways. Although one might be more clear than others, we could live with any version of the statement. However, we believe statement (c) is the most clear (assuming "Domain Name Certification" is a defined term elsewhere).	2/14/2018 9:22 AM
14	Each of these statements expresses the same thing in different ways. Although one might be more clear than others, we could live with any version of the statement. However, we believe statement (c) is the most clear (assuming "Domain Name Certification" is a defined term elsewhere).	2/14/2018 9:21 AM
15	To abide by the data minimization principle, I think that registrars should only collect yet-to-be-identified registration data elements if a registrant gives permission to do so. In other words, I don't believe that registrars should be required to collect certain data elements unless a registrant opts in for that collection. So I would suggest wording like the following: "Registries/registrars must give registrants the option to allow them to collect certain yet-to-be-identified registration data elements for the purpose of Domain Name Certification, and, if they receive permission to do so, only then would they collect the applicable data elements."	2/14/2018 8:06 AM