

## Adobe Connect - Chat Transcript from RDS WHOIS2 Plenary Call #11 – 19 October 2017

Brenda Brewer: (10/18/2017 16:54) Good day all! Welcome to RDS-WHOIS2 Plenary Meeting #11 on 19 October 2017 @ 12:30 UTC.

Lili SUN: (10/19/2017 07:19) Good morning Alan and Thomas!

Thomas Walden: (07:20) Good morning, Lili

Lili SUN: (07:20) Hi Jean-Baptiste and Brenda!

Dmitry Belyavskiy: (07:22) Hello everybody!

Lili SUN: (07:22) Yes, loud and clear.

Stephanie Perrin: (07:24) no sound yet?

Lili SUN: (07:25) @Stephanie I'm responding Dmitry, he tested his Mic just now.

Stephanie Perrin: (07:25) ah now I hear, thanks Lili!

Brenda Brewer: (07:26) Hi everyone!

Alice Jansen: (07:36) [https://urldefense.proofpoint.com/v2/url?u=https-3A\\_community.icann.org\\_display\\_WHO\\_Legal-2BDocuments&d=DwICaQ&c=FmY1u3PJp6wrcrwl3mSVzgfbPSS6sJms7xcl4I5cM&r=kbiQDH54980u4nTPfwdloDLY6-6F24x0ArAvhdeDvvc&m=EjVuBUUZ1XnuMkqAYm-Iz2kTpHZRYUNvxNOWHTMf-9g&s=508ijwfeJVnz5hyJwL87QphVwSfDdal\\_fZLAS5aPAms&e=](https://urldefense.proofpoint.com/v2/url?u=https-3A_community.icann.org_display_WHO_Legal-2BDocuments&d=DwICaQ&c=FmY1u3PJp6wrcrwl3mSVzgfbPSS6sJms7xcl4I5cM&r=kbiQDH54980u4nTPfwdloDLY6-6F24x0ArAvhdeDvvc&m=EjVuBUUZ1XnuMkqAYm-Iz2kTpHZRYUNvxNOWHTMf-9g&s=508ijwfeJVnz5hyJwL87QphVwSfDdal_fZLAS5aPAms&e=)

Alice Jansen: (07:36) you can find the forms on this page :-)

Lisa Phifer 2: (07:42) Trend analysis might apply to that particular objective?

Cathrin Bauer-Bulst: (07:46) Indeed, thank you Susan!

Susan Kawaguchi: (07:46) Sounds good

Stephanie Perrin: (07:46) We are not far apart, except that failure to identify an issue as requiring recommendations is encompassed by the steps identified, and captured by the overall definition

Lili SUN: (07:50) I agree with Cathrin, some of the topics are corelated.

Dmitry Belyavskiy: (07:50) I think we do not need 14 mailing lists, but 14 email aliases can be more suitable and usable

Stephanie Perrin: (07:51) Is there any flexibility in changing the groups one has been assigned to? I realize that failure to attend the meeting in Brussels has set me somewhat behind in understanding what is going on.

Stephanie Perrin: (07:51) It is important that the lists be archived, so Lisa's suggestion is a good one IMHO

Chris Disspain: (07:53) hello all

Chris Disspain: (07:53) Am I just in time to be too late????

Cathrin Bauer-Bulst: (07:53) No we're still here, hello Chris!

Chris Disspain: (07:58) Damn! ;-)

Cathrin Bauer-Bulst: (07:59) there's always next time :)

Lisa Phifer 2: (08:03) Chris: RT1 Annual Reports, Consumer Trust, and Safeguarding Registrant Data

Chris Disspain: (08:05) excellent...And what am I supposed to be doing re those?

Lisa Phifer 2: (08:07) Chris, you will be participating in the first-pass planning effort on those 3 items, along with others assigned to those topics. We will be discussing what's involved in the first -pass planning shortly.

Chris Disspain: (08:10) and I shall be delighted to do so

Stephanie Perrin: (08:13) I would point out that the most important change is not the slight differences in law that arrive with the GDPR, it is simply the risk of 4% fines. It would be useful if the law firm were asked to point out the most egregious risks in non-compliance at the moment. I would point to the requirement to do business that is contained in the RAA, that registrars get consent (obligatory) from the end user. This makes a mockery of the concept of consent, and is in my view a slam dunk case for a complainant. ICANN has very few months to figure out where its biggest risks lie, and one of the most interesting points from the legal opinion was the message, loud and clear, that ICANN is a co-controller.

Lisa Phifer 2: (08:19) I think Alan those may be items where the answer to Questions we will need to answer are "non"

Lisa Phifer 2: (08:20) none

Stephanie Perrin: (08:21) I thought you were getting bilingual there for a moment, must be the Brussels effect....

Alice Jansen: (08:22) Your French made me smile too, Lisa :-)

Stephanie Perrin: (08:23) You just had one, was there no substantive discussion?

Chris Disspain: (08:23) I'm HERE

Stephanie Perrin: (08:24) You can always count on me to be difficult Alan, you know that.

Lili SUN: (08:24) No worries, Alan, I'm here.

Stephanie Perrin: (08:25) In the interests of time, I have not queried the approach we are taking to the OECD Guidelines....sounds to me like we need a change to the Bylaws to escape that requirement but I have homework to do.

Lisa Phifer 2: (08:26) The OECD objective states the team has considered the guidelines as required by the bylaws. Please review the rationale given there and raise any further edits you see needed.

Alan Greenberg: (08:26) @Stephanie. Yes, the section on OECD here is explaining why we are not doing it now, and I would not be surprised if the scope item on reviewing the Bylaws section results in our recommending a change.

Stephanie Perrin: (08:27) Face to face meetings are expensive and very demanding in terms of time and resources of volunteers. Perhaps we should try out Susan's excellent frame for effectiveness and see whether the trip to Brussels was worth the expenditure of the various kinds of resources.

Stephanie Perrin: (08:27) Even for me at home, devoting two days to it was intense.

Cathrin Bauer-Bulst: (08:27) I'm happy!

Lisa Phifer 2: (08:28) @Alan and all, as considering the guidelines is a bylaws requirement, it is important that the team note it has fulfilled that mandate, albeit without further detailed review

Stephanie Perrin: (08:28) How exactly has it been fulfilled?

Lisa Phifer 2: (08:29) Please refer to the text given in the scope and objectives table

Alan Greenberg: (08:30) We are saying that we will not do it, despite Bylaw mandate, and presumably if the VBoard feels we are negligent, they will say so.

Alice Jansen: (08:30) [https://urldefense.proofpoint.com/v2/url?u=https-3A\\_community.icann.org\\_download\\_attachments\\_64084086\\_RDS-2DWHOIS2-2DRT-2520Work-2520Plan-2520v3.xlsx-3Fversion-3D1-26modificationDate-3D1507800879000-26api-3Dv2&d=DwICaQ&c=FmY1u3PJp6wrcrwl13mSVzgfkbPSS6sJms7xcl4I5cM&r=kbiQDH54980u4nTPfwdloDLY6-6F24x0ArAvhdeDvvc&m=EjVuBUUZ1XnuMkqAYm-](https://urldefense.proofpoint.com/v2/url?u=https-3A_community.icann.org_download_attachments_64084086_RDS-2DWHOIS2-2DRT-2520Work-2520Plan-2520v3.xlsx-3Fversion-3D1-26modificationDate-3D1507800879000-26api-3Dv2&d=DwICaQ&c=FmY1u3PJp6wrcrwl13mSVzgfkbPSS6sJms7xcl4I5cM&r=kbiQDH54980u4nTPfwdloDLY6-6F24x0ArAvhdeDvvc&m=EjVuBUUZ1XnuMkqAYm-)

