# Privacy and Proxy Service Provider Accreditation Program

**Implementation Review Team Meeting**

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Working Meeting and Status Update
30 August 2018

# Agenda

- ⊙ Status Update

- ⊙ Summary of PPAA Markups

- ⊙ Discussion Questions

- ⊙ Next Steps

# Status Update

- ⊙ GDPR Privacy & Proxy Service Provider Accreditation Agreement (PPAA) review complete
    - ○ Analysis is ongoing
    - ○ PPAA markup is not a final proposal: For discussion purposes only
    - ○ Markup addresses contractual issues, but broader questions also identified

- ⊙ IRT to review markup and discussion questions
    - ○ Proposed timeline: 2 weeks

- ⊙ Once IRT review is complete, will proceed to public comment
    - ○ Ideally before ICANN63, but depends on extent of discussions
    - ○ Any Policy questions could be escalated to GNSO Council

- ⊙ Session is planned for ICANN63 in Barcelona

# Summary: PPAA Markup

- ⊙ Section 3.5.3.3.
  - ○ Required provisions for Customer agreements re: data processing

- ⊙ IP Framework Specification
  - ○ Proposed new reason for refusal to disclose—reasonable basis for believing disclosure would violate relevant data protection laws (Section 3.3.7)

- ⊙ Data Processing Specification

- ⊙ Non-substantive copy edits throughout

- ⊙ GDPR-related matters under consideration
  - ○ Defining data to be collected, purpose
  - ○ Controller arrangements amongst Provider/ICANN/Registrar
  - ○ How to manage provisions that are similar to Temp Spec or that could be impacted by ePDP?

# Discussion Question 1

How should we approach drafting provisions that are similar to the Temp Spec, which could be impacted by the ePDP?

## Discussion Question 2

Does the IRT believe proceeding to Public Comment Period at this stage will provide a benefit to the community to discuss the policy implementation in parallel with the ePDP?

# Discussion Question 3

Are disclosure frameworks intended to give Providers no or limited discretion on disclosure if framework requirements are met?

# Discussion Question 4

There are additional questions about disclosure frameworks, such as:

What should requirements be for logging disclosure requests?

# Discussion Question 5

Any other issues?

# Engage with ICANN

## Thank You and Questions

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