

## **RDS/WHOIS2 Request for Data: Privacy/Proxy Services**

Questions sent to ICANN org for discussion on 20 March 2018 call

Answers provided by Registrar Services staff leading PP IRT (compliance responses provided separately)

### **1. Challenges your team has identified with the implementation?**

- **Gaps in final recommendations:** Policy recommendations don't need to (and shouldn't) consider every implementation-related detail, but in this case guidance on fundamental issues was lacking. This has complicated this implementation as we've been required to address these issues while speculating about what the intent of the WG was. The areas where this is most apparent are:
  - A reference to a to-be-created law enforcement authority framework, with no recommendations as to the substance of that framework;
  - An expectation that the program would allow for providers that are affiliated with (and not affiliated with) a registrar, with no guidance on how the recommendations should be applied to these very different types of providers.
- **Time pressures:** This isn't an issue unique to this project, but balancing the need to get this program implemented in a timely manner with the need for thoroughness and to avoid over-straining the community volunteers has been an ongoing issue.

### **2. What internal systems will this implementation impact?**

As this is a completely new contracted party, nearly all internal departments will be impacted in some way. The most directly impacted include: Registrar Services, GDD Operations, Compliance, Legal, Global Support, Accounting. The program will utilize existing systems, but these will be adapted to provide the services required to support this program.

### **3. Is there budget allocated for this implementation?**

Yes.

### **4. What impact will the implementation have on existing providers from a cost-impact perspective?**

There will be new requirements as a result of the Final Recommendations as well as fees to obtain and maintain accreditation. ICANN org is working to minimize these costs on providers by streamlining requirements for registrar affiliates and consulting with the IRT about ways to minimize burdens on providers while still meeting the intent of the Final Recommendations.

### **5. Any part of the implementation that will require new technology?**

- ICANN org: New technology (the naming services portal) will be used, but it will not be unique to this program. Our goal is to get the program onto the new portal along with the other contracted parties. If this program is fully implemented before the portal is complete, a stopgap may be needed for management of data associated with the program.
- Providers (based on current proposed requirements) will use the ICANN RRI (reporting) system, which is new to registrars but already used by registry operators.

### **6. Will this require modification of the RAA?**

The interim RAA privacy/proxy spec will expire. No amendments to RAA itself. Per the RAA, registrars are required to comply with the new policy requirements as a result of the PDP process that led to this new program.

### **7. What plans does the compliance team have for ensuring compliance?**

See answers provided by ICANN Contractual Compliance.

**8. What is the expected budget impact for ongoing operations for this compliance work.**

See answers provided by ICANN Contractual Compliance.

**9. How long do you estimate it will take for the implementation? e.g. what is the estimated remaining timeline for the implementation?**

We aim to publish for public comment as soon as possible (early April). This would put comment period closing in late May. If few changes are required, ICANN org could potentially announce final requirements in regular 1 Aug cycle. On this timeline, would begin accepting applications in December, and requirements going into effect the following December.

**10. With regard to the RAA spec:**

**Please provide information on the volume and content of compliance report regarding the privacy / proxy RAA spec.**

**Has the RAA spec achieved the objectives set by ICANN ORG when it included this as a new requirement for the 2013 RAA? What were these objectives?**

**Has ICANN ORG identified any challenges with regard to implementation or compliance of this spec?**

See answers provided by ICANN Contractual Compliance.