ICANN | GNSO

Generic Names Supporting Organization

EPDP on the Temporary Specification for gTLD Registration Data

Update for Week of 10 September 2018

WHAT HAPPENED THIS WEEK?

➢ In response to some of the EPDP Team Members' feedback regarding not having sufficient time to comprehensively review homework items from other Team Members, the Leadership Team proposed changing the sequence in which topics are dealt. The Team will now have at least 7 days between an initial discussion and a follow-up discussion. The Leadership Team has also asked EPDP Team Members to commit to deliver any work product(s) from assigned action items on day 4 (at the latest) after the action item was assigned.

➢ In response to the question regarding how the EPDP Team's work plan corresponds with the charter questions, the EPDP Team agendas will now include the corresponding charter questions. The text of the Temp Spec has been prioritized according to (1) provisions for which ICANN has received EPDB advice; (2a) provisions for which the EPDP Team Members indicated may be incompliant with GDPR (per the triage input); (2b) provisions for which EPDP Members indicated should be changed, but the provisions are not incompliant with GDPR; (4) provisions relating to existing ICANN Consensus policies, e.g., Transfer Policy, UDRP, etc.; (5) provisions relating to background or administration. For more information on the above categorization, please refer to the category allocation.

➢ The EPDP Leadership elected to retain CBI to provide mediation and facilitation services. Mediators from CBI, who specialize in multi-stakeholder negotiation and mediation, will attend the F2F session in Los Angeles to assist the EPDP Team in making progress.

➢ The triage report was submitted as first deliverable for the EPDP: https://community.icann.org/x/jxBpBQ.

➢ **Risk**: Due the expedited timeline and associated workload, EPDP team members are struggling to provide requested input within the requested timeframe. The work plan assigns topics for each scheduled EPDP call, but the time allocated is not enough, as more discussions are needed per EPDP team members requests. This is impacting the current work plan as we have delays regarding sections, e.g., section 4.4. Attempts are made to have follow-up deliberations in mailing lists and via homework too. F2F in LA is also aimed for making more steady progress on several areas/sections and the end of it we will have a better idea if we are are able to deliver following the timeline.

➢ **Issue**: While the weekly update format went through different iterations, it remains difficult to show the work progress based on deliberations only. Several components/topics have inter-dependencies and deliberations are going back and forth between them. Gating questions were added to the reporting in order to highlight the charter items being covered by the ongoing deliberations.

➢ This week, the EPDP Team focused on the following Charter questions:

  o a1) Are the purposes enumerated in the Temporary Specification valid and legitimate?
  o a2) Do those purposes have a corresponding legal basis?
  o a3) Should any of the purposes be eliminated or adjusted?
  o a4) Should any purposes be added?
  o b1) What data should registrars be required to collect for each of the following contacts: Registrant, Tech, Admin, Billing?
  o b2) What data is collected because it is necessary to deliver the service of fulfilling a domain registration, versus other legitimate purpose as outlined in part (A) above?
  o f1) Should there be any changes made to registrant data that is required to be redacted? If so, what data should be published in a freely accessible directory?
  o f2) Should standardized requirements on registrant contact mechanism be developed?
  o f3) Under what circumstances should third parties be permitted to contact the registrant, and how should contact be facilitated in those circumstances?

WHAT IS ON NEXT WEEK'S AGENDA?

➢ The Team will meet with the CBI mediators on Monday, 17 September to provide input on structure and agenda for the F2F meeting in Los Angeles. On Wednesday, 19 September, Becky Burr will lead a GDPR Q&A session; accordingly, EPDP Team Members were asked to complete the IT Governance training in advance of the session with Becky Burr. The Team will continue deliberating on § 4.4 (Legitimate Purposes for Processing), review an updated data element matrix provided by Thomas Rickert and the Support Team, and begin deliberating on Appendix A (Registration Data Directory Services).

If you would like to follow this effort as an observer, please email the GNSO Secretariat: gnso-secs@icann.org

MORE INFORMATION
- EPDP Working Group Workspace Wiki: https://go.icann.org/2LKujuF
- PDP Working Group Charter: https://go.icann.org/2MsBAAx
- Project Workplan: https://go.icann.org/2nVanHD
- Project Timeline: https://go.icann.org/2wyqLD0

STATUS REPORT

Red: Serious Delay/Issues
Amber: Manageable Delay/Issues
Green: No Delay/Issues

Meeting #	Date	Topic 1	Topic 2	Planned Deliverable(s)	Status
1	1-Aug	Orientation, Background, Operating Mode			Done
2	7-Aug	Temp Spec Triage - Part 1			Done
3	9-Aug	Temp Spec Triage - Part 1			Done
4	14-Aug	Temp Spec Triage - Part 2			Done
5	16-Aug	Temp Spec Triage - Part 3			Done
6	21-Aug	Temp Spec Triage - Part 4			Done
7	28-Aug	Proposed Approach to Deliberations			Done

8	28-Aug	Section 4.4 - Purposes for processing	Triage report*; Appendix D, E, G - URS, UDRP, Transfers*		4.4 In Progress
9	30-Aug	Section 4.4 - Purposes for processing	Appendix C - Data Processing Requirements - Activity & Role Chart		4.4 In Progress
10	4-Sep	Section 4.4 - Purposes for processing	Appendix C - Data Processing Requirements - Activity & Role Chart	**Triage Report** * submitted in 15th September	Done
11	6-Sep	Appendix C.3 - Processor Requirements	Appendix C - Data Processing Requirements - Activity & Role Chart		Appendix C In Progress
12	11-Sep	Appendix C.3 - Processor Requirements	Appendix A 2.1 & 3.0 - European Economic Area	Redline 4.4	4.4 & Data Elements Survey in Progress
13	13-Sep	Appendix A 2.2 - 2.4 - Redacted data set*	Appendix A 2.1 & 3.0 - European Economic Area	Data Elements Survey	4.4 & Data Elements Survey in Progress
14	18-Sep	Appendix A 2.2 - 2.4 - Redacted data set*	Sections 5,6,7 Registry / Registrar Requirements	Redline Appendix C	
15	20-Sep	Section 7.2 Consent	Sections 5,6,7 Registry / Registrar Requirements	Redline Appendix A 2.1, 2.2-2.4, 3.0	
16	24-Sep	LA - TBD			
17	25-Sep	LA - TBD			
18	26-Sep	LA - TBD			
19	2-Oct	Sections 4.1-3, 4.5, C.1-2 - Principles & Lawfulness for Processing	Appendix A 1.0 - RDAP & Search	Redline Sections 5,6,7	

20	4-Oct	Sections 4.1-3, 4.5, C.1-2 - Principles & Lawfulness for Processing	Appendix A 4.0 - Access to Non-public data	
21	9-Oct	Appendix D, E, G - URS, UDRP, Transfers*	Sections 1,2,3, & 8 - Scope, Definitions, Effective Date, Misc.*	Redline Sections 4.1-3, 4.5, C.1-2
22	11-Oct	Appendix B - Data Escrow + Appendix F - Bulk Transfers	Prepare for ICANN meeting	Plan to address Appendix D,E,G
23	16-Oct	Prepare for ICANN meeting		63 meeting materials
24	20-Oct	Barcelona - EPDP Team		
25	21-Oct	Barcelona - HIT		
26	24-Oct	Barcelona - EPDP Team		
27	25-Oct	Barcelona - EPDP Team		TBD
28	1-Nov	TBD		TBD
--		Meeting #XX - Parking Lot -		TBD - placeholder for items not completed above on time
--	5-Nov	Publication of draft Initial Report		
--	5-Nov	Publish Initial Report		Initial Report
--	17-Dec	Public comment forum on the Initial Report		Public Comment Period launch