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GNSO Registration Data Accuracy Scoping Team – Update

To:
- Manal Ismail, GAC Chair
- Jonathan Zuck, ALAC Chair
- Rod Rasmussen, SSAC Chair

Cc: Melina Stroungi (GAC), Velimira Nemiguentcheva-Grau (GAC), Kenneth Merrill (GAC), Alan Greenberg (ALAC), Michael Palage (ALAC), Steve Crocker (SSAC)

Dear Manal, Jonathan and Rod,

As your respective groups have been actively participating in the GNSO's Registration Data Accuracy Scoping Team, I wanted to give you an update on the latest developments. As you may be aware, the GNSO Council recently considered the Scoping Team's write up for assignments #1 (enforcement and reporting) and #2 (measurement of accuracy) during its November meeting. The Council adopted recommendation #3 and deferred its consideration of recommendations #1 and #2.

This means in effect that:

1. Work is paused in relation to proposals that require access to registration data (as recommended by the scoping team);
2. The Council will encourage ICANN org to proceed with their outreach to the EDPB and proceed with the Data Protection Impact Assessment in connection with the scenario(s) in which the request and processing of registration data takes place as a matter of urgency;
3. The Council will request ICANN org and Contracted Parties to finalize the negotiations on the Data Processing Agreement (DPA) as soon as practicable as the absence of a completed DPA may act as a roadblock for additional policy work before Council.

Consideration of recommendations #1 (registrar survey) and #2 (registrar audit) has been deferred until such time as the DPA negotiations between ICANN org and Contracted Parties have completed and there is feedback from ICANN org on if/how it anticipates the requesting and processing of registration data will be undertaken in the context of measuring accuracy, or for six months, whichever is the shorter.

Once both the DPA negotiations are completed and feedback from ICANN org has been received, the GNSO Council will review the formation and instructions to the Scoping Team to ensure these are still fit for purpose. The Council will also request the Scoping Team to further consider potential proposals that require access to registration data and how these proposals impact the existing recommendations #1 and #2. In other words, in light of the new information, does the Scoping Team still recommend the Council consider these proposals as is, or are these no longer relevant/no longer a priority? If after 6 months from this resolution, the DPA negotiations are not completed and/or the required feedback from

ICANN org has not been provided, the Council will discuss and determine whether or not to continue deferring the consideration of recommendations #1 and #2.

We hope this update is helpful, and we understand that accuracy is a priority for many of you. In light of the importance, the Council wants to ensure that it has all the relevant information so that it can make an informed decision on how to proceed. Should you have any questions or comments, please let me know.

Kindly,

Sebastien Ducos
GNSO Chair