ICANN67 | Virtual Community Forum – GAC: PSWG Update
Wednesday, March 11, 2020 - 09:00 to 9:30 CUN

GULTEN TEPE: Hello everyone. Good morning, good afternoon good evening. This is Gultan Tepe from ICANN GAC support team. Welcome. This is the public safety working group update session being held Wednesday 11th of March, 2020 at 1400UTC. The zoom room audio is in English in order to access the French or Spanish audio please join the streaming links that's being shared on the main ICANN67 website. GAC agenda page under each session. As well as on the calendar invite sent to you. We will not be doing a roll call today for the sake of time. But GAC member attendance will be noted, and available in the annex of the ICANN67 GAC communique. And the GAC minutes. Recognizing that these are public sessions, and that other members of the ICANN community may be in attendance GAC leadership and staff encourage all of you who are GAC representatives and observers to update your participant name in the zoom room by adding GAC into parenthesis after your name. You may take the way I typed my name as an example. This will help us to identify GAC session attendance, keep accurate GAC attendance reports and facilitate the queue for participant comments on questions during this session. If you would like to ask a question or make a comment in English, French or Spanish, please type it into the chat by starting and ending your sentence with question, or comment. And please keep them short if possible. French or Spanish questions will be translated into English,

and read out loud by our remote participation manager Julia Charvolen. Staff will put periodic reminders of this process in had the zoom room chat. If you are in the zoom room and wish to speak you may also raise your hand and we will manage the queue. A kind reminder to please state your names when you speak, not only for transcription purposes but also for interpreters to identify you on the audio streaming. Please also speak clearly, and at a reasonable speed to allow for accurate interpretation. Finally, this session, like all other ICANN activities, is governed by the ICANN expected standards of behavior. I will put a link in the chat to those standards for your reference. So with that, I will hand the floor to GAC chairman, Manal.

MANAL ISMAIL, GAC CHAIR: Thank you Gulten. Good morning, good afternoon and good evening everyone and welcome to the GAC public safety working group update. This session is scheduled for half an hour. So we should be ending at 14:30 UTC or 9:30 Cancun time. During the session the public safety working group leaders will update the GAC on developments since our last meeting in ICANN66 but also would present us the PSWG Work Plan I'm sorry, for the coming year 2020 to 2021. So as the session is scheduled only for 30 minutes allow me to hand over to PSWG colleagues.

LAUREEN KAPIN: Can I be heard?

MANAL ISMAIL, GAC CHAIR: Yes.

LAUREEN KAPIN: Thank you everyone. Welcome to the update of the Public Safety Working Group. As was mentioned it's only a half hour presentation so we will be hold questions until the end if there's time, and without further ado I'm going it launch into the update I'm Laureen Kapin in the United States Federal Trade Commission where I focus on consumer trade protection issues and up one of the co-chairs of the Public Safety Working Group so for today we have 2 main points to cover we would like to tell you briefly about our Work Plan for the coming year, and by the way this was already part of your briefing materials so you can actually examine that Work Plan in detail by going back to your briefing materials, although we've cover it a little bit today as a trailer, what I will let you know is that subjectmatterwise it's similar to our prior Work Plans in terms of prioritizing the fight against DNS abuse, and ensuring effective and efficient access to domain name registration data, but we have gone into more detail about the sub-components of that work. Our second, our second plea for you today is really to ask you as members of the GAC to reach out to your public safety authorities and encourage them to join us we do work that is exclusively focussed on protecting the public from harm in connection with their on-line activities and as we know those activities are getting more and more frequent on a wider and wider range of topics including very sensitive ones reporting how people spend their money. Divulging sensitive communications, and

providing sensitive information, and with that higher frequency of on-line activity means a higher risk of being taken advantage of by criminals who are seeking to part you from your hard-earned dollars, so we really do the public's work, and we would so appreciate any outreach and encouragement you can give to public safety authorities in your jurisdiction to come join us in this work, and please know that you can always reach out to any one on the Public Safety Working Group and we will be happy to connect person to person with someone who might be interested, and tell them the ways they can contribute, which by the way doesn't mean that they have to come to all the meetings. A lot of the work is done on-line and inter-sessionally just as the GAC does its work that way. So those are the two topics we're going to folk on this morning and without further introduction I am going to ask to move onto the next slide, and you will be hearing from Cathrin Bauer-Bulst my co-chair and also Christopher Lewis-Evans to discuss the Work Plan in more details. I'm passing the baton now.

CATHRIN BAUER-BULST: Thank you, all. This is Cathrin Bauer-Bulst with the European Commission if honor ton Laureen's co-chair. I will just take you through the first part of the slide and remind you briefly about the Public Safety Working Group's objectives. Which you as the GAC members set out when the group was created, you asked the group to focus on making sure that there is an ongoing compassion of the resilience of the domain name system to abuse and other violations of

the law, to make sure that there is sufficient support for authorities in their ability to investigate and attribute crime and cybersecurity incidents and to basically take any action needed to reach those 2 goals including aspects such as co-operating on public safety policies with other parts of the ICANN community, and also assessing the ICANN compliance mechanisms for contractual compliance as to their fitness for reaching those objectives. And we as the time translated this into our first Work Plan, and it has stayed with us now in the most recent iteration. The 2018 to 2019 Work Plan which is the one we've currently been working on, translated those objectives into 4 strategic goals. The first goal was to develop the DNS abuse and cybercrime mitigation capabilities and we were looking at the work on DNS abuse highlighting in public forums how DNS abuse was being dealt with in the organization, and working with the contracted parties on improving the ability to detect and mitigate DNS abuse. The second strategic goal that has kept us quite busy was the goal to preserve and improve domain registration directory services effectiveness. You already heard about that yesterday, about the work that has been going on and off reforming the WHOIS policy so I will not go into much detail here, just to say that of course this has taken up a lot of band width of the group. The third goal as ring today building efficient and Public Safety Working Group operations this. Work is quite time intensive and resource intensive and that's something that public authorities don't have much to spare of. So we are consistently continuously struggling with making sure that we have enough man and woman power to participate in all the necessary forum to actually do the work in between meetings and to contribute where needed.

Hence Laureen's and my strong plea to consider contributing to this effort on behalf of public safety, and public interest. And the 4th goal of the Public Safety Working Group active Work Plan was on the need to -- participation in the Public Safety Working Group work and making sure that we really have a representative stakeholder input so that we're not just representing a few countries, but really making sure that we have Joe graphic and topic wise the best possible representation we can have. And now we have moved on from this previous Work Plan, have slightly updated it and for this I have the honor of passing the floor to Christopher Lewis-Evans.

CHRIS LEWIS-EVANS: Thank you very much. Christopher Lewis-Evans from the National Crime Agency in the U.K. So as Cathrin has just said, the 2020, '21 Work Plan is from a top level not very different from the previous Work Plan. So as you can see there, we maintain strategic goals one on 2. Which everyone will have heard a lot of and starting at Montreal and during this ICANN virtual meeting so those are the DNS abuse and the domain name registration services. We then merged 3 and 4 together to just really emphasize that a little bit, and show how much progress was actually made certainly in the stakeholder relationships. I think during normal ICANN meetings we would have meetings with just about every other stakeholder group within ICANN. But then where the real changes come is in the detail, and Fabian has thankfully shared the Work Plan in the chat there so you will see a PDF link further up in the chat. Of so where this has changed is we have made

the ICANN's a lot more detailed underneath, and broken each of those down to quick detail. The main advantage for this for us within the PSWG is to show where we're making progress and where we're effecting change and some of this could be highlighted with just how much DNS abuse has been talked about in the last 2 or 3 ICANN meetings, so you know it was obviously number 1 on our Work Plan 2018, 2019. I think without all the stakeholder engagement that the PSWG has been doing and you know with the help of GAC advice, you know it really has become the forefront of many conversations, so being able to record this properly is really helpful for getting further engagement from the sort of PSWG folks because going back and reporting on what has been done is very difficult and is very major aspect of this. So I won't go into the details because there are lots of them, but please feel free to have a look at the brief in notes that were passed around on the link that Fabien has put there and the other thing is we've put leads against each of those so that helps you if you have queries about any one of the aspects to know where to funnel your questions. So obviously we expect this to be endorsed in the ICANN67 communique and will be part of that so if we can go onto the next slide please. And I pass back over to Laureen.

LAUREEN KAPIN: Thank you. And I'm going to briefly just highlight for folks an issue that has not only been a priority for the Public Safety Working Group but that is demonstrated by the many sessions during ICANN67, and inter-sessional work. It's also a priority for other parts of the

community, and that is a great development. The registrar stakeholder group meetings have included this topic, and indeed they are working on a guide to registrar abuse reporting and we will be looking for more information on that to be published this week. And they are also working on a standard form for abuse complaints, so we, we really welcome these developments. The Public Safety Working Group met with Jamie Hedlund from contract compliance on Monday, and that was a very productive and constructive meeting. I do want to let people know that in response to the GAC's Montreal advice that contract compliance actually has now on its website information on how public safety authorities can both file a request for domain name registration information and also information on how to find out who the registrar is to whom to direct that request. So that is all very welcome news, and more welcome news they are also working on a standard form that is going to be particularly targeted to making complaints about a failure to get access to this information in a way that would be inconsistent with what is now the temporary specification requirements. So again these are very positive developments. If you weren't able to attend the ALAC session on DNS abuse, a key part of it is actually taped and available on YouTube and the link is there and I will tell you that these are great slides, and explanations of what DNS abuse is, and how it can be avoided in a way that's really down to earth and easy to understand and might I add, fairly entertaining so I would encourage you all to take a look at that. It's really great work. And finally there was also a session again spear-headed by the at-large group on whether contract compliance has the tools it needs to deal with complaints about DNS abuse. And

there were several concrete scenarios that were posed to contract compliance, and also we had James BLADEL from GoDaddy I on that panel also to give us registrar perspective and again if you weren't able to attend that session you can see it and listen to it because it's all recorded and I would encourage you to do so because these weren't abstract conversations. They were conversations dealing with real world scenarios, and with that I'm going to pass the baton over to my colleague, Gabe, to take the next slide please.

GABRIEL ANDREWS: Thanks. So this is Gabriel Andrews for the record. All right. So a lot of the theme of continuing to make you aware of other DNS abuse related discussions that are happening. And we want to -- throw some support behind what Laureen just said with regard to the at large policy sessions I really want to reiterate how productive and how good the quality of conversation was within those. And so those if you're going to pick only anything. One thing to listen to I would suggest it would be the at large policy sessions on DNS abuse and noncontractual compliance. In addition the Board met with a number of constituencies in which the conversations touched and DNS abuse and these would include those you see listed here the SSAC in particular always is very pertinent to the conversation, but as well both the RySG. The CSG. ALAC, registrar and registry groups and within the registry stakeholder group as well again there was further discussion with regard to the framework to address DNS abuse that was put out in Montreal. I wanted to throw anecdotal support behind

the effort thus far. I note since Montreal and at least one occasion I as a law enforcement officer reached you to the one of the signatory parties and referenced a violation that they had called out as something that they would act within the framework and they took immediate action. In fact, I don't want to hold them to the time-line but acted within 30 minutes and so it was very gratifying to see that there was actually substance behind the claims and at least this one anecdotal experience and I hope that's a trend that will it continue amongst you have a the signatory parties to the framework to address DNS abuse. I believe that's enough. I don't want to waste time going into each the meetings. Again, their multiple discussed DNS abuse throughout and there are a few still to come with the ICANN Board meeting with the ALAC today as well as with the RySG. Everything else is historic and if you view any of the his tore I cans the at large policy in contract compliance were both great ... encryption that get did DoH and .DNS and the DNS over TLS which sounds technically but they broke down what it is, why it matters and what the impact on policy and public security is which again [inaudible] thank you.

LAUREEN KAPIN: Can we have the next slide and we will pass the baton to Chris?

CHRIS LEWIS-EVANS: Yes. So thank you. Christopher Lewis-Evans for the record. So, Gabriel just mentioned there there's been a lot of work from the sort of contracted parties side on frameworks to address DNS abuse and the

first one which came out just before ICANN66 was the voluntary framework. I can't remember how many -- I think it was about 28 by the end of ICANN66 registrars and registries. It's now signed by 56 different registrars and registries. This is obviously a framework signing them up to different or slightly high levels of abuse mitigation than may have currently been undertaken and as Gabriel mentioned it has provided some extra support to Public Safety Working Group members, and others ... so we really welcome this on going developments, and you know steps that the contracted parties are taking to address DNS abuse. And obviously look forward to the date when that number is much higher than 56. In conjunction with that I think it was February time. Just looking off to the side, the .com announcement for the RA on the letter of intent that was signed along with it. This has certain sessions in there that are very pertinent to DNS abuse, so the letter of intent ties them to certain aspect of where this is providing security stability and resilience for DNS and then working with ICANN to leverage different DNS methods to spot abuse. We think this is very important because obviously .com approximately 70% of all gTLD domains so you know having this some effect on that scale is really really important. For protecting the DNS in general. And then I will switch back over to Laureen for the board engagement on DNS abuse. Thank you.

LAUREEN KAPIN: Thanks. No, went too fast. Go back to the last slide. Thank you this is just the last point on this slide. I do want to highlight that this also

been both community involvement and board engagement on this issue and I would like to highlight 2 things. There was a very content packed exchange between the business constituency and a response by the ICANN Board on February 12th that really focussed on DNS abuse and again on the same topic that was the subject of a prior session with the ALAC on whether ICANN compliance has the tools it needs and its reason I want to highlight this letter is that many of the issues raised in this letter actually have also been raised in GAC advice, and one specific example is the requirement in the registrar agreement for registrars to take reasonable and prompt steps to investigate and respond appropriately to any reports of abuse. There was a request by the business constituency to perhaps provide more guidance on that and I'll note that the GAC has expressed views on that view pointing out that this requirement of reasonable and prompt steps to investigate and respond appropriately it's fine so far as it goes but that what the contract lacks is consequences for failure to do these things and actually the Board's response admits it. The Board says the RAA does not define with any specificity what reasonable and prompt steps to investigate and respond appropriately means. And the reason I point this out is that this exchange which I encourage you to read in its entirety really highlights that there are ways in which the current contract terms simply don't have the specificity and consequences that might be hoped for when it comes to dealing with DNS abuse. So, I recommend that folks take a look, a close look at that exchange, also, I would highlight that the ALAC has provided some very specific advice on DNS abuse just at the end of last year, and December 24th and that also contains some very useful

perspectives. Next slide please. And I will pass the baton over to my colleague Janos.

JANOS DRIENYORSKI: Thank you from the European Commission as well. Being mindful of the time I will be very short. So this the SSR2 review exercise is a mandated by the ICANN bylaws and has been submitted for the report has been submitted for public comments on the 24th of January this year. And the deadline to provide comments has been extended to the 20th of March. The findings and recommendations of the draft report fall into 2 main categories. One is existing work streams and also the other one is the new work streams. Regarding existing work streams a number of DNS abuse related recommendations of the report fall in the scope of the PSWG Work Plan 2020, 20201 and are consistent with the CCT review recommendations as well as previous GAC input regarding the definition of DNS abuse, limitations of domain abuse reporting new contractor provisions or the effectiveness of contractor compliance and enforcement. With regard to the new work streams the report proposes several recommendations pointing to new work streams also identified in the PSWG Work Plan such as the inclusion of ccTLDs in DNS abuse mitigation efforts and the investigation of the implications of the DNS in -- such as DNS over... and DNS over DLS. The report also reviews basically the SSR1 review conducted in 2012. And finds that out of the 28 SSR1 the previous reviews recommendations none were implemented in full meaning that 26 were implemented partially and

2 were not implemented at all and find that 7 recommendations are still relevant. They remain relevant. So the PSWG considers many of the recommendations to be of high priority and is currently drafting the proposed and GAC public comment which is due as I mentioned by the 20th of March. 2020. Thank you.

LAUREEN KAPIN: Thank you so much. I want to commend my colleagues because we have actually finished a minute early and really with all the introductory time we're way ahead of schedule. But I defer to Manal whether there is any time to ask questions, and I want to thank everyone for their attention, and support of our work, and all the input, and encouragement you give us. We appreciate it enormously.

MANAL ISMAIL, GAC CHAIR: Thank you very much Laureen, Cathrin, Chris, Gabrielle and JANOS, very concise and to-the-point presentation, and thank you for bringing all the activities related to DNS abuse to the attention of the GAC. It's a topic of interest to the GAC. And also the Work Plan I think we are ready to adopt it in our communique. I stop here and see whether there are any comments from GAC colleagues before we conclude. Any comments or questions? Okay. If not, then we are just on time. Thank you again very much for the excellent presentation, and I thank my GAC colleagues. This concludes the GAC Public Safety Working Group update. Our following session should start immediately, but appreciate your patience for a minute or so to prepare for stopping

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the recording for this session and starting for the following session. Thank you everyone. Please remain in the zoom room.

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