# Presentation Title

ICANN
AT-LARGE SUMMIT II

#ATLAS2

Name, Title
Session
Date of Presentation

ICANN

# Registrant Data: Existing Rules

BACKGROUND:

Submission by the LEAs for reform of the 2013 RAA

*If proxy/privacy registrations are allowed, registrars are to accept proxy/privacy registrations only from ICANN accredited Proxy Registration Services. ICANN to implement accreditation system for Proxy Services using the same stringent checks and assurances as provided in these points, to ensure that all proxy services used are traceable and can supply correct details of registrant to relevant authorities.*

# Registrant Data: Existing Rules

Whois Policy Review Team Final Report 2012:

There are legitimate uses of privacy proxy (p/p) services

- *Individuals – who prefer not to have their personal data published on the Internet as part of a WHOIS record;*

- *Organizations – as religious, political or ethnic minority, or sharing controversial moral or sexual information; and*

- *Companies – for upcoming mergers, new product or service names, new movie names, or other product launches*

# Registrant Data: Existing Rules

Whois Policy Review Team Final Report 2012:

There are also problematic uses of p/p services

- *law enforcement shared its concern over the abuse of proxy services by criminals seeking to hide, companies defrauding customers, and parties attacking the security of the Internet including by botnets and malware; and*

- *the current use of privacy and proxy services raises questions about whether ICANN is meeting its AoC commitments relating to 'timely, unrestricted and public access' to WHOIS data.*

## 2013 RAA

- **Clause 3.14** Registrars must agree to comply with any ICANN adopted Specification or Policy that established a Proxy Accreditation. … Until such time as the Proxy Accreditation Program is established, Registrar agrees to comply with the Specification on Privacy and Proxy Registrations.

(*query why this is only for proxies*)

# Registrant Data: Existing Rules

## Specification on Privacy and Proxy Registrations

"Privacy Service" is a service by which a Registered Name is registered to its beneficial user as the Registered Name Holder, but for which alternative, reliable contact information is provided by the P/P Provider for display of the Registered Name Holder's contact information in the Registration Data Service (Whois) or equivalent services.

"Proxy Service" is a service through which a Registered Name Holder licenses use of a Registered Name to the P/P Customer in order to provide the P/P Customer use of the domain name, and the Registered Name Holder's contact information is displayed in the Registration Data Service (Whois) or equivalent services rather than the P/P Customer's contact information.

"P/P Provider" or "Service Provider" is the provider of Privacy/Proxy Services, including Registrar and its Affiliates, as applicable.

# Registrant Data: Existing Rules

Specification's Basic Requirements

- Compliance with the Specification

- Publish terms of service

- Provide an abuse point of contact for third parties wishing to report abuse or infringement of trademarks (or other rights)

- Provide description of processes in handling abuse reports, etc and circumstances under which the P/P customers' identity and/or contact details will be published/revealed

# Registrant Data: Existing Rules

GNSO WG established November 2013: Terms of Reference (summary)

- Main Issues

- Maintenance of p/p services

- Registration of p/p

- Contact point provided by p/p service

- Relay of complaints to p/p customer

- Reveal of p/p customers' identities

- Termination of [accreditation] of p/p service

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# Registrant Data: Existing Rules

Release of Issues Paper April 2014: ALAC Comments

- requirements should apply to all P/P providers

-  verification requirements as contained in 2013 RAA should apply

- need for balance between legitimate rights to privacy and legitimate rights of LEAs etc to contact information

# Registrant Data: Existing Rules

Provisional Agreement about:

- treatment for privacy and proxy providers for accreditation purposes

- Domain name registrations involving p/p providers should be clearly labelled as such in Whois

- Majority agreement that access to p/p providers should be open to commercial and non-commercial entities equally

- ICANN should publish and maintain a publicly accessible list of all accredited p/p providers, with all appropriate contact information.

- Registrars should provide a web link to p/p services run by them or their Affiliates, and p/p providers should declare their Affiliation with a Registrar (if any) as a requirement of the accreditation program

- Verification of registrant information should be as required in the 2013 RAA and, if information verified by the registrar, does not need to be duplicated by the p/p provider.

# Registrant Data: Existing Rules

Some of the Outstanding Issues

- Accreditation – by whom, with what tests and what compliance arrangements

- Responsiveness requirements – what and to whom

- Preservation of anonymity in the transfer process

# Registrant Data: Future Rules

Is there an alternative to today's WHOIS that would better serve the global Internet community?

# Registration Directory Data: Future

EWG's Answer: **Yes!**

- Today's WHOIS model of giving every user the same entirely anonymous public access to often-inaccurate data should be abandoned.

WHOIS

I'm full of garbage!

# EWG MANDATE

ICANN Board's mandate to EWG:

- Reexamine purpose & provision of gTLD registration data

- Envision a next-generation solution to better serve global Internet community needs

- Create a foundation to help the ICANN community (via the GNSO process) create a new policy for gTLD directory services

# EWG MEMBERS

Jean-Francois Baril (Lead Facilitator)

| | |
|---|---|
| Pekka Ala-Pietilä | Michele Neylon |
| Lanre Ajayi | Michael Niebel |
| Steve Crocker | Stephanie Perrin |
| Chris Disspain | Rod Rasmussen |
| Scott Hollenbeck | Carlton Samuels |
| Jin Jian | Faisal Shah |
| Susan Kawaguchi | Fabricio Vayra |
| Nora Nanayakkara | |

# PROCESS TO FINAL REPORT

……reflects **15+ month** effort

- Thousands of hours on in-depth research

- 2600+ pages of comments, responses, results

- 19 public community consultations

- 35 EWG face-to-face meeting days

- 42 EWG calls

- More than 200 subteam calls

# HIGHLIGHTS OF FINAL REPORT

➢ Strikes a balance between **accuracy, access, and accountability**

➢ Details a proposed next-generation Registration Directory Service (RDS)

➢ Collects, validates and discloses gTLD registration data for **permissible purposes** only

   ➢ Leaves minimum data publicly available

   ➢ Safeguards the rest through a new paradigm of purpose-driven gated access

➢ **Introduces new contracted parties** to

   ➢ Validate Contact Data – improve accuracy

   ➢ Accredit RDS Users – improve accountability

# EWG ACTIVITIES HERE

Extended Q&A Opportunities for community

- EWG Final Report Discussion **Session #1**

- **Monday, 23 June, 1700 - 1900**

- EWG Final Report Discussion Session #2

- **Wednesday, 25 June, 0800 – 1000**

# Social Media

https://twitter.com/ICANN

http://gplus.to/icann

https://www.facebook.com/icannorg

http://youtube.com/user/icannnews

http://www.linkedin.com/company/icann