

Chat Transcript

Plenary Session: Impact of Regulatory Developments on ICANN Policy Topics
Monday, 14 June 2021 12:30-14:00 CEST

00:30:12 Wafa Dahmani: Hi all
00:30:33 Alfredo Calderon: Echo!!!!
00:31:15 Alfredo Calderon: Resolved...
00:32:28 Chantelle Doerksen (ICANN org): Hello, my name is Chantelle Doerksen, and I will be monitoring this chat.

During this session, questions or comments will only be read aloud if submitted within the Q&A pod. They will be read aloud during the time set by the Chair or Moderator of this session.

Please note that chat sessions are being archived and follow the ICANN EXPECTED STANDARDS OF BEHAVIOR (<https://www.icann.org/resources/pages/expected-standards-2016-06-28-en>) and the ICANN COMMUNITY ANTI-HARASSMENT POLICY (<https://www.icann.org/news/blog/community-anti-harassment-policy>).

00:32:34 Vanda Scartzini - Brazil: hi everyone again
00:32:54 hadia Elminiawi: Hello - thank you for this session
00:33:13 Herb Waye Ombuds: Greetings from the ICANN Office of the Ombuds. Our virtual Office is open for drop-in visits during ICANN71. Details are posted in the discussion forum on the main ICANN71 page. Anyone wishing to speak with the Ombuds team of Herb & Barb can also reach us at ombudsman@icann.org
Stay safe and be kind.

00:33:28 Vanda Scartzini - Brazil: hi herb. nice to see you here
00:34:00 Herb Waye Ombuds: Hi Vanda... warm greetings to Jorge
00:34:42 Alfredo Calderon: Welcome to all ICANN71 Fellows, NextGen and Newcomers.
00:34:42 Nigel Hickson: Good morning to all. Look forward to this Session.
00:34:55 Becky Burr: virginiaGreetings from Rappahannock County,
00:35:19 Alejandra Reynoso .gt - ccNSO: For those who joined later, I want to let you know that I will be speaking in Spanish ;)
00:35:55 Lawrence Olawale-Roberts: Good morning all from Nigeria
00:36:17 Alfredo Calderon: Welcome to all ICANN71 Fellows, NextGen and Newcomers.
00:36:23 Ken-Ying Tseng: Good evening from Taiwan!
00:36:48 Katarina Gevorgyan ICANN71 Fellow: Greetings from Armenia!!
00:36:58 Alfredo Calderon: Good morning, afternoon or evening to all.
00:39:17 Ken-Ying Tseng: Good evening from Taiwan!
00:41:02 Bonface Witaba: Good afternoon from Nairobi.
00:42:07 Goran Marby: The proposal also includes the actual root
00:42:10 Noreen Anderson: Good evening. 😊
00:42:44 Narayanaswamy Baluswamy: Good evening evryone.

00:43:11 Ashley Heineman (RrSG Chair/GoDaddy): I thought there was a clarification that the authoritative root servers were *not* included. Guess I heard wrong. :-(

00:44:19 Elaine Pruis: Proposed amendment

00:44:33 John McCormac - HosterStats.com: There are hundreds of thousands of single domain name DNS that are only authoritative for their own domain names. Most of these are automatically set up by the registrar control panels. There needs to be some clarification on the coverage of these DNS in NIS2.

00:44:43 Goran Marby: This has also been recognized by the European Parliament.

00:44:48 Paul Muchene: Seems RDAP is a good candidate for this proposal

00:45:20 DANIEL K. NANGHAKA: GDPR is one of the factors that is affecting the Domain Name Registration Data in this new wake of Security and Resilience

00:46:18 Chantelle Doerksen (ICANN org): As a reminder, questions or comments will only be read aloud if submitted within the Q&A pod. They will be read aloud during the time set by the Chair or Moderator of this session.

00:46:21 DANIEL K. NANGHAKA: @Paul RDAP has been used widely and been referenced to several times

00:46:26 Netchoice: This legislation seems to be designed to correct ICANN's over-interpretation of GDPR. It is a welcome clarification.

00:46:45 Paul Muchene: Noted @Daniel

00:47:09 Goran Marby: Actually, it is the other way around. It is the correct the outcome of the GDPR

00:48:09 Ashley Heineman (RrSG Chair/GoDaddy): +1

00:49:03 Jeffrey Neuman: @Paul - How do you believe RDAP addresses the EU Proposals?

00:49:03 Ozan Sahin - ICANN Org: Dear Panelists - Timewise, we are 5 minutes behind the program at the moment.

00:49:23 Vittorio Bertola: The point is that the GDPR allows to publish certain information, even without user consent, if there is another law that requires so. This could simply be the missing law that makes that happen. It is not interpreting anything, it would change the legal scenario.

00:49:35 Emma CANER (OVHcloud): +1

00:49:39 Vittorio Bertola: The point is that the GDPR allows to publish certain information, even without user consent, if there is another law that requires so. This could simply be the missing law that makes that happen. It is not interpreting anything, it would change the legal scenario.

00:50:26 James Bladel: Notwithstanding the costs & operational challenge, these two regulations appear to be an endorsement of SSAD

00:51:18 Jeffrey Neuman: @Paul - How do you believe RDAP addresses the EU Proposals?

00:51:23 Tomoya Ouchi (Japan): Thank you Olivier, for informative overviews of NIS2 and DSA! Data accuracy could be a key in DNS ecosystem.

00:51:32 Goran Marby: It confirms the role of the contracted parties when it comes to disclosing the data.

00:51:38 Marc Trachtenberg: @ James - more like an attempt to make SSAD meaningful

00:53:04 Nigel Hickson: Re NIS2; here is a proposal (by committee of EP) to amend NIS2, touches on root / name servers; see (15); https://www.europarl.europa.eu/doceo/document/ITRE-PR-692602_EN.pdf

00:53:26 Paul Muchene: @Jeffrey I was of the view RDAP was to help address GDPR concerns that are currently not present in whois

00:54:08 Jeffrey Neuman: RDAP is a technical protocol. It is policy agnostic.

00:54:57 Michele Neylon (Blacknight): People making comments about what RDAP will "fix" obviously haven't actually looked at what RDAP actually is

00:55:05 Maxim Alzoba: RDAP shows the same data as whois

00:56:18 Chantelle Doerksen (ICANN org): As a reminder, questions or comments will only be read aloud if submitted within the Q&A pod. They will be read aloud during the time set by the Moderator of this session.

Questions will be addressed at the end during part 3.

00:58:22 Mary Wong - ICANN Org: Hello JOANNA & PANELISTS - just a reminder that we'll switch to immersive view after Alexander's presentation, for Parts 2 & 3

00:59:05 Joanna Kulesza: Noted, thank you @Mary.

01:00:46 Brenda Brewer- ICANN org: Panelist, a kind reminder to speak slowly. Thank you.

01:02:55 Ozan Sahin - ICANN Org: Panelists - Quick time check: we are now 9 minutes behind the original program.

01:03:12 Nigel Hickson: Thank you Alexander this was really interesting.

01:03:28 Narayanaswamy Baluswamy: Interesting

01:04:39 Brenda Brewer- ICANN org: ⌘ Is there an expectation that ICANN (both community and organization) should respond to these developments?
⌘ How should the ICANN community respond? ⌘ What are alternative paths?
⌘ How should the ICANN multistakeholder model take into account legislative and regulatory proposals that could have an impact on ICANN policies and the DNS, such as the examples highlighted in this session?
⌘ What lessons have we learned from experience, and how can we be better prepared in the future?

01:04:40 Joanna Kulesza: Is there an expectation that ICANN (both community and organization) should respond to these developments? ⌘ How should the ICANN community respond?
⌘ What are alternative paths?
⌘ How should the ICANN multistakeholder model take into account legislative and regulatory proposals that could have an impact on ICANN policies and the DNS, such as the examples highlighted in this session? ⌘ What lessons have we learned from experience, and how can we be better prepared in the future?

01:06:20 Roberto: Wow! new screen?

01:06:57 Dave Kissoondoyal - ALAC: Great.. We are innovating

01:07:09 Joanna Kulesza: We're enjoying the benefits of the immersive view @Roberto, glad you enjoy it.

01:07:35 Owen Smigelski (Namecheap): Here is info on ICANN improvements for virtual meeting: <https://www.icann.org/en/blogs/details/icann71-virtual-meeting-improvements--updates-1-6-2021-en>

01:09:52 Olivier Crépin-Leblond: Immersive view available to people who have updated their Zoom to the latest version. It's rather nice.

01:10:24 Goran Marby: One of the problems with accuracy is that ICANN is prohibited by GDPR to check. ICANN compliance do not have access to concealed data. We have asked the EU Parliament to look into that.

01:11:38 Brian King: @Goran, actually ICANN, as a controller, has an obligation to ensure data accuracy under the GDPR.

01:12:22 Fred Baker: SO ICANN has an obligation to ensure the accuracy of data it cannot see?

01:13:02 Reg Levy - Tucows: In my experience, ICANN Compliance has not needed access to previously-public whois data for the majority of its questions

01:13:11 Goran Marby: Brian, we do not have the data and therefore the controller role in that perspective does not really exist.

01:13:24 Reg Levy - Tucows: data minimization has been an interesting move for the industry but beneficial overall, it seems

01:13:32 Goran Marby: And a proof of that is that we do not access to the data

01:15:07 Marc Trachtenberg: @Reg - can you clarify what you mean when you say data minimization has been beneficial overall? How so?

01:17:00 Vanda Scartezini - Brazil: liked the two panelist related to NIS2 - clearer for me now and related Budapest agreement

01:17:11 Goran Marby: Adding to EC answers about the role of the Data Protection Authority. The Belgian DPA asked the EC to ask questions to the DPB in Jan 2000.

01:17:18 Brian King: @Goran, the fact of whether you have the data is relevant to whether you are a processor, not a controller. ICANN determines the purposes and means of the processing, which makes it a controller.

01:18:18 Chantelle Doerksen (ICANN org): As a reminder, questions or comments will only be read aloud if submitted within the Q&A pod. They will be read aloud during the time set by the Moderator of this session.

01:18:34 Mary Wong - ICANN Org: PANELISTS, just a quick reminder to speak at a pace that allows for live interpretation (like Joanna ;))

01:18:36 Dave Kissoondoyal - ALAC: +1 Interpretation

01:18:45 Fred Baker: Hearing Spanish on the English channel

01:19:01 Sarah Wyld (Tucows): Fred the English translation audio is working as expected for me

01:19:02 Jeffrey Neuman: @Goran, here is the definition of a data controller: "The data controller determines the purposes for which and the means by which personal data is processed. So, if your company/organisation decides 'why' and 'how' the personal data should be processed it is the data controller." See https://ec.europa.eu/info/law/law-topic/data-protection/reform/rules-business-and-organisations/obligations/controller-processor/what-data-controller-or-data-processor_en

01:19:08 Goran Marby: That is an interesting point of view that has been discussed many times and the perspective does not seem have support. Including the regulation that is discussed here.

01:19:28 Bikram Shrestha: Please translate in English

01:19:49 Alan Barrett: Fred, click that globe icon and check that you are on English, not on "Off"

01:19:50 Tobias Sattler: The English translation works fine for me

01:19:53 Amr Elsadr: English translation working fine on my end.

01:20:09 Reg Levy - Tucows: you have to select "English", we were all on the "no translation" channel automatically

01:20:30 Judith Hellerstein: Yes. That is correct. Select english and not original audio

01:20:33 Jorge Cancio - : gracias, Alejandra - podemos aprender mucho de la diversidad de soluciones encontradas por diversos ccTLDs

01:20:58 Bikram Shrestha: Thank you

01:21:46 Marc Trachtenberg: @Goran, Who, other than ICANN does not support the perspective that ICANN is a controller?

01:21:50 Joke Braeken: More information about ccTLD TLD-OPS is available here: <https://ccnso.icann.org/en/resources/tld-ops-secure-communication.htm> TLD-OPS is the incident response community for and by ccTLDs and brings together people who are responsible for the operational security and stability of their ccTLD.

01:21:53 Dean Marks: +1 Jorge

01:22:37 Chantelle Doerksen (ICANN org): Reminder: To listen to the interpretation, please click on the interpretation icon in the Zoom toolbar and select the language you will listen to and/or speak during this session.

01:24:53 Fabricio Vayra: +1 Jeff Neuman. Moreover, GDPR is clear that if you tell the data subject up front the purposes and uses of data collection, a Registrar could be the controller for the purposes of domain registration and a processor to ICANN as a controller for other purposes (which would include provision of Whois). ICANN's own counsel confirmed as much in memo. But, again, this becomes a self fulfilling process if ICANN decides to not structure the purposes and disclosures as such or to ignore the plain language Jeff has pointed out.

01:25:01 Goran Marby: Jorge, agree. Especially as some of the have laws that protects their publication of data.

01:25:46 Maxim Alzoba: situations of conflicts of the local privacy laws and EU ones are going to be troublesome

01:26:10 Viacheslav Erokhin: May be somebody from ICANN org can answer

01:27:17 Fabricio Vayra: <resending to panelists and attendees>: +1 Jeff Neuman. Moreover, GDPR is clear that if you tell the data subject up front the purposes and uses of data collection, a Registrar could be the controller for the purposes of domain registration and a processor to ICANN as a controller for other purposes (which would include provision of Whois). ICANN's own counsel confirmed as much in memo. But, again, this becomes a self fulfilling process if ICANN decides to not structure the purposes and disclosures as such or to ignore the plain language Jeff has pointed out.

01:27:43 desiree_miloshevic: @Joanna Monika Ermer's question to CoE has been up in the queue for some time

01:27:51 Brian King: +1 Fab

01:27:54 Reg Levy - Tucows: Thank you, Alexander, that was helpful; it seems like there is, then, no change with NIS2 from the current state of things, which makes me wonder what the considered purpose of NIS2 is.

01:28:13 RUBENS HENRIQUE KUHL JUNIOR_166293_rubens.junior: Goran could also look at appendix C of the Temp Spec, which says ICANN Org is a controller.

01:28:28 Chantelle Doerksen (ICANN org): As a reminder, questions or comments will only be read aloud if submitted within the Q&A pod.

01:29:12 Goran Marby: Adding to the answer, ICANN cannot enforce policies that validates law.

01:29:23 June Okal: I think it's important to have global guidelines that are agreed on at a high level and then implemented at national levels to ensure uniformity and avoid incompatibility

01:29:28 Joanna Kulesza: @Desiree, thank you, I believe it was answered during Alexander's intervention?

01:29:29 Michele Neylon (Blacknight): Goran - invalidates I assume?

01:29:36 Michele Neylon (Blacknight): or violates?

01:29:38 Fred Baker: Thanks for your note in the Q&A

01:29:41 Michele Neylon (Blacknight): violates* even

01:29:53 June Okal: That's why the multistakeholder model particularly for internet governance works well

01:30:52 Goran Marby: Sorry..middle of the night. A law is above ICANN policy

01:31:34 Fabricio Vayra: +1 Rubens

01:31:38 Viacheslav Erokhin: Thank you Philippe!

01:31:59 desiree_miloshevic: @Joanna - I do not believe so...

01:32:07 RUBENS HENRIQUE KUHL JUNIOR_166293_rubens.junior: If Icann Org is not a controller, then there are no consensus policies to be followed, it's just contracted party discretion. Works for me.

01:32:17 Nigel Hickson: @Phillipe - to have this visibility of national legislation is why we thought this sort of session useful; we can of course discuss such issues in GNSO/GAC discussions.

01:32:29 Joanna Kulesza: Attending to it right now, thank you @Desiree!

01:32:31 marcoh: As for NIS2 doesn't change anything, suggest to compare text between NIS2, NIS and EECC - there are significant changes in definitions and scope, also outside of DNS

01:33:12 Goran Marby: Rubens, we have always said the contracted parties are responsible for the balancing test.

01:34:06 RUBENS HENRIQUE KUHL JUNIOR_166293_rubens.junior:
Goran, can we quote you when ICANN Compliance says we are not following a policy ?

01:34:20 Goran Marby: We as in ICANN org has proposed to set up a "place" during an ICANN meeting and outside where we can update the community about laws and other related things.

01:36:10 Goran Marby: Rubens, have a look at the SSAD. That policy actually tells how Compliance can enforce. We can check that you have done proper work, but

in the end the decision to publish is the contracted parties. As the fines would be directed to the contracted party.

01:36:13 June Okal: That's a very good idea Goran, I hope the scope of laws will be for all laws relevant to the ecosystem and not just EU/US laws

01:36:30 Nigel Hickson: For UK; the proposed draft "On-line Safety" Bill (which addresses a whole range of on-line services) is here https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/985033/Draft_Online_Safety_Bill_Bookmarked.pdf

01:37:05 Goran Marby: We are following laws and other things also outside the EU. Have a look at the country papers we produce as an example

01:37:19 Michele Neylon (Blacknight): Nigel - the online safety bill also proposes to break encryption

01:38:11 Fred Baker: @June: we tried to get other countries to comment on their proposals, but they declined to do so. Yes, I would like very much to understand the India proposal, for example.

01:38:24 Jeffrey Neuman: @Goran - but as a controller, isn't is ICANN Org that told the registrars that they had to collect the data? I may be missing something here...

01:38:29 RUBENS HENRIQUE KUHL JUNIOR_166293_rubens.junior: Goran, ICANN policies dictate collection of data. If data is not collected, then there is no data to be published. So if Org is not a controller, then we just not collect data.

01:38:54 Maxim Alzoba: the party forcing to disclose the data is a controller

01:38:56 Marc Trachtenberg: @Goran - will ICANN follow every law in every country that addresses the DNS? If so, how will ICANN do so if the laws conflict and/or if following them would have harmful affects on the DNS?

01:40:01 Brian King: +1 Jeff/Rubens. Suing EPAG to attempt to force collection of admin contact, or unilaterally adopting a Temporary Specification to force data redaction are things a controller would do.

01:40:21 Amr Elsadr: @Rubens: +1. Also, data may not be further processed for purposes other than those for which it is collected. Makes ICANN a Controller across the board so far as ICANN Consensus Policies are concerned, doesn't it?

01:40:40 Goran Marby: Jeff, without going into too much details. In GDPR you can be controller in different parts of a process. What I am talking about here is the decision based on a balancing test. ICANN is not a controller in that process.

01:40:56 Monika Ermert: @Alexander, it was not meant polemic, rather really a question how the rules you set will be enforced. The Court comes in when i look for practical remedies, lets say what will happen if a registrar files a complaint because he does not want to send data to some CoE member state because he has information about violations. And i apologize, but i do find the disrespect for rulings of the ECHR stunning. apologize.

01:41:09 Chantelle Doerksen (ICANN org): As a reminder, questions or comments will only be read aloud if submitted within the Q&A pod.

01:41:40 Jeffrey Neuman: @Goran - ok. So ICANN is a controller in the data collection process, but not in the data publication process?

01:43:15 Alexander Seger, COE: Monika, yes very problematic that some States ignore (some) ECtHR decisions. But this is of lesser relevance for this topic. Article 6 is about requests not orders and registrars can decide not to respond.

01:43:50 Goran Marby: Jeff, you are simplifying the question...maybe we continue this discussion when we can take it live.

01:44:48 RUBENS HENRIQUE KUHL JUNIOR_166293_rubens.junior:
Goran, so any enforcement of policies is postponed until ICANN resumes physical meetings ?

01:45:07 Jeffrey Neuman: @Goran - Thanks....this is complicated to explain in chat. We are all trying to understand this without any real guidance from those that promulgated the regulations.

01:45:17 volker greimann: Will the target ever be settled?

01:45:36 volker greimann: Will the target ever be settled though?

01:45:44 Goran Marby: Now I am not really sure what you are talking about Rubens...

01:45:56 Goran Marby: But I guess that was the point...:-)

01:46:34 Jeffrey Neuman: @Rubens - I think by taking the issue live, Goran meant that it should not be over chat, but in a discussion (hopefully during this meeting).

01:47:31 margiemilam: SSAD recommendations cannot evolve to meet NIS2 which is one of the reasons so many stakeholders objected to the recommendations in Phase 2.

01:48:27 Fabricio Vayra: @Jeff - Great questions for Goran, because it seems that a data controller (in whatever part of the process they are the controller) decides things like publication, balancing tests, etc. for the data it collects and controls.

01:48:51 Ashley Heineman (RrSG Chair/GoDaddy): I guess, what is hard, is folks want registries and registrars to take into account draft legislation. This, in all honesty, is a fools errand. If we have to start monitoring and incorporating draft law in everything we do, we will be constantly chasing our tails. This is all very informative, and we will of course always follow law. But it is a touch unreasonable to expect us to dedicate significant resources to anticipating law. But I do appreciate this session in terms of information.

01:48:55 volker greimann: Question: Why is NIS2 focussing on dns as opposed to hosting, e.g where the content is? Why are Hosters not subjected to the same requirements?

01:49:14 Goran Marby: NIS2 does not change the fundamental provision in the law that the contracted parties makes the balance test. So I would agree with Oliver, it builds on SSAD

01:49:19 Amr Elsadr: @Ashley: +1

01:49:50 Chantelle Doerksen (ICANN org): As a reminder, questions or comments will only be read aloud if submitted within the Q&A pod.

01:50:15 Michele Neylon (Blacknight): Porn is NOT DNS abuse

01:50:17 John McCormac - HosterStats.com: @Volker I don't think that the legislators have a good understand of DNS or hosting.

01:50:47 Ozan Sahin - ICANN Org: Hi, Joanna and Panelists. 8 minutes left in this plenary session.

01:50:57 Owen Smigelski (Namecheap): Also, "child sexual abuse material" (CSAM) is not pornography.

01:50:58 Goran Marby: And Fabricio, the contracted parties are responsible for the disclosure of data. A policy can't force them to disclose data, as this is a part of the law.m

01:51:24 Michele Neylon (Blacknight): Conflating porn (legal in most jurisdictions) with child abuse material is insane

01:51:35 Alan Woods: +1 Owen

01:51:45 Reg Levy - Tucows: Thank you, Alexander, for using the correct term to discuss CSAM.

01:51:50 Luc Seufer: I also think the legislators were rushed and picked the first text to shove LEA requests in. NIS is/was dealing with infrastructure matters not generic abuse.

01:52:04 Goran Marby: As Oliver says, NIS2 does not change that but gives a relief to the contracted parties to make the balancing test.

01:52:33 volker greimann: That is my understanding too, Goran

01:52:35 John McCormac - HosterStats.com: @Luc It looks that way. There has been some movement on section/recital 15.

01:52:38 Goran Marby: So in essence the SSAD does not change. In this Oliver is right.

01:53:31 RUBENS HENRIQUE KUHL JUNIOR_166293_rubens.junior:

Goran, if policies can't force disclosure, should most of the EPDPs not have happened ?

01:54:27 Marc Trachtenberg: @Michele and Owen - I think the question was addressing the fact that non-CSAM pornography is also illegal in some countries and how will ICANN address the use of the DNS for this illegal conduct. This goes to the question I posed earlier which is basically if ICANN will now change policy to address every law in every country that addresses use of the DNS even if they conflict and/or are harmful to the DNS. and if not, then how does ICANN pick and choose which ones it follows

01:54:37 Fabricio Vayra: @Goran - See my prior comments on ICANN as a controller and registrars as processor for ICANN's stated purposes. The GDPR (and NIS2) allows for and ICANN can choose to set up this scenario -- placing ICANN in the controller seat for these actions (pun intended). ICANN's own law firm said as much in memos.

01:55:06 Brian King: @Rubens, the policies could have forced disclosure, but that was not the decision taken

01:55:09 Goran Marby: "As someone noted earlier in the chat, under the GDPR, a controller controls both the purposes and means of processing. In our view, enforcement of the RA/RAA and community-developed policies does not make ICANN a controller of all of the data processing required under those agreements, simply because that processing is required under the agreements. The contracted parties have their own purposes for processing data about their registrants, correct? And they are not limited to processing registration data for the purposes set out in the agreements and policies. The contracted parties, not ICANN, determine how they process that data. This

is completely separate from any contractual requirement to do this. So how could ICANN be a controller of this processing?"

01:55:15 Peter Van Roste: The EDPS does not seem to agree that the NIS2 should bring relief (or additional legal basis). It should respect existing legal basis.

01:55:19 Peter Van Roste: https://edps.europa.eu/data-protection/our-work/publications/opinions/edps-opinion-cybersecurity-strategy-and-nis-20_en

01:55:47 Vanda Scartezini - Brazil: thank you all for this quite interesting and informative panel.

01:56:08 Maxim Alzoba: thanks all

01:56:14 Chokri Ben Romdhane: Really Thank you Joanna for this great session

01:56:21 Goran Marby: Brian, ICANN polices cannot force a contracted party to do something that goes against a law.

01:56:25 Emma CANER (OVHcloud): Thank you all for this interesting meeting :)

01:56:28 Reg Levy - Tucows: @Göran, as a registrar, I collect some data for my own purposes—but far, FAR less than ICANN requires contractually to collect. I would be very happy to minimize the collection of data

01:56:34 Lianna Galstyan: Thanks everyone!

01:56:40 Wafa Dahmani: thank you all for this great pannel

01:57:01 Ana Maldonado Cid (GAC-ES): Thank you very much for this interesting session!

01:57:03 Cherie Stubbs: Thank you, all!

01:57:05 Rolla Hamza: Thank you all very interesting

01:57:09 Tobias Sattler: Thanks, everyone

01:57:15 Nigel Hickson: Thank you so much to panellists and for excellent questions.

01:57:17 Carlton SAMUELS: Very interesting discussion. Many thanks!

01:57:20 Vanda Scartezini - Brazil: thanks Joanna. great session !!

01:57:29 Brian King: @Goran, there are several possible outcomes where ICANN could force disclosure that would not violate the law.

01:57:42 Matthew Shears: very interesting discussion thanks all

01:57:45 Fabricio Vayra: @Goran, you are correct for as much as the contracted party is the controller. What's missing in the response is where ICANN controls data for its own purposes and makes decisions. That is allowed under GDPR.

01:57:55 Judith Hellerstein: Thanks all for this interesting session

01:57:56 John McCormac - HosterStats.com: Great session. Thanks Joanna and all.

01:57:56 Tripti Sinha: Very good session. Thank you!

01:57:57 Fabricio Vayra: +1 Brian

01:58:03 Maureen Hilyard: Great moderation of a difficult session, Joanna

01:58:03 Reg Levy - Tucows: and ask to making decisions about how I process the data, that is ALSO controlled by ICANN: I am required to send some of it to a registry, I am required to send some of it to a data escrow provider, I am required to disclose it to bulk data requestors

01:58:04 Marc Trachtenberg: @ Goran - just because registrars collect data from their customers for purposes other than whois (e.g. payment) it does not make ICANN

not a controller of the personal information that the registrars collect pursuant to the RA and other ICANN policies

01:58:10 Nigel Hickson: Thanks so much to you all for taking part.

01:58:12 Manal Ismail: Great interactive session.. Many thanks everyone ..

01:58:13 Dean Marks: Thanks for moderating an excellent session Joanna.

01:58:13 Reg Levy - Tucows: most of that I would not do if not required by ICANN contract to do

01:58:19 Brian King: +1 Reg and Fab

01:58:27 Reg Levy - Tucows: (DEA is one form of data backup but not necessary the only one)

01:58:28 Dave Kissoondoyal - ALAC: Thanks and bye to all.. looking forward for the next session

01:58:44 Fabricio Vayra: +1 Reg. ICANN is a controller. Period.

01:58:48 Amrita Choudhury: Thanks for the session