

RAA Negotiations

Status Update
15 October 2012



Current Situation And Recent Developments

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Target Timeline to Conclusion

- Conclude Negotiations by end of December – at least 4 FTF meetings
- Post RAA for Public Comment – Dec 2012
- Revise RAA to address comments – Feb 2013
- Approval of Revised RAA – by April 2013



Negotiations Since Prague

- 6 negotiation sessions, including a two days FTF
 - GAC and LE clarifications
- All 12 LE recommendations addressed in whole or in part
- Complex & challenging issues remain



Progress in Key Areas

- Abuse Point of Contact- for both LE and public
- Creation of a Proxy Accreditation Program
- Additional Registrar Information to be provided to ICANN
- Enhanced Compliance Remedies
- Streamlined Process for Future RAA Updates
- Prohibition against Cybersquatting
- Streamlined Arbitration Language
- Additional Technical Specs (DNSSEC and IPv6)



Status of LE Recommendations

4 key LE recommendations to highlight:

- WHOIS Validation/Verification
- Registrant data collection/retention
- Resellers and Privacy/Proxy provider obligations
- Abuse point of contact

Negotiations Focused on These Key Issues



Areas under exploration

Continued discussions with regard to

- Other WHOIS obligations
 - SLA on WHOIS Availability
 - IDNs
 - Transition to Restful WHOIS
- Revocation in a Changed Marketplace
- Revision of Consensus Policy language
- Universal Adoption of the RAA
- Other issues highlighted in Prague



Key GNSO Recommendations

Much overlap with original LE proposals

- Enhanced collection of registrar and affiliate information
- WHOIS SLA -Port 43 availability
- Prohibition against cybersquatting
- Registrar responsibility for acts of affiliates



Key Registrar Proposals Considered

- Align terms for amending and renewing the RAA with new gTLD registry agreements
- Removal of Port 43 Whois obligations for "thick" gTLDs (duplication of registry data)
- Align Consensus Policy section with new gTLD registry agreements - keep "picket fence"
- Streamline automatic accreditation in all new gTLDs



Key ICANN Recommendations

- Improved termination and compliance tools
- Streamlined arbitration
- Requirement to implement IPv6, DNSSEC and IDN protocols
- Revocation in a changed marketplace



General Questions?

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LE Recommendations for Community Discussion



Progress on Key Issues

WHOIS verification

- (email AND Phone) vs. (email OR phone)
- Timing of verification: before/after resolution

Data Retention

- Bifurcated Retention Schedule
(6 months vs. 2 years)
- Types of data to be maintained

Exceptions Process for Local laws

- Use ICANN Procedure for Whois Conflicts with National Law - modify



Whois Data Verification

- When should verification occur - pre- or post-resolution?
- Should phone verification be required?
- What are the technical/financial burdens to registrars for pre-resolution verification?
- Will requirement aid in combating illegal activity?



Re-verification

- Annual or event-driven? What events should trigger?
- Are burdens associated with annual re-verification?
- Registration suspension appropriate for failure to respond to re-verification request?
- What benefits will be achieved?



Data Retention

- Is ICANN Procedure for Whois Conflicts with Privacy Law the right type of process to use?
- What standards could be imposed to invoke the process, short of requiring the initiation of a formal legal or regulatory process?



Next Steps

- Conclude negotiations
- Ambitious meeting schedule planned
- Discuss incentives to registrar adoption



Thank You



Questions

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