WHOIS WG – progress report
June 2007

Philip Sheppard
Chairman
Inherited Baseline Proposal

♦ The OPOC proposal in essence:
  ◆ Objective: protection of data privacy
  ◆ Collects all existing WHOIS data
  ◆ Also collects operational point of contact (OPOC) data
  ◆ Displays a limited set of this data
Task – April 2007 charter

♦ OPOC
  ◆ define roles, responsibilities, requirements
  ◆ what if non-compliance?

♦ Access
  ◆ determine how and which third parties may repeatedly access full data

♦ Differentiation
  ◆ data display as a function of nature of registrant
Composition of WG

- mixed group – 60+
- wider than GNSO constituencies
- explicit invitation to law enforcement
- explicit invitation to government to factor in public policy overlap
Work plan

• Three sub groups did preliminary scoping of options
• Met during May 2007
• Three reports
• Integrated into one draft report June 2007
Preliminary findings

♦ Possible and useful to distinguish between legal and natural persons
   ♦ Legal persons – full data
   ♦ Natural – limited set of data

♦ Such distinction is compatible with data privacy laws
The OPOC

♦ Could be registrant
♦ Could be registrar
♦ Could be a third party
The OPOC

♦ Three roles with an objective, typically prevention of bad faith/fraud.
  ◆ RELAY info to registrant
  ◆ REVEAL the retained data under specified conditions
  ◆ REMEDY : in certain circumstances communicator of action to prevent harm
If OPOC fails

♦ If OPOC fails to perform within a certain time limit, Requestor contacts Registrar and Registrar obliged to take action
♦ Actions objective is to prevent harm eg suspend name record, suspend DNS, lock the domain
♦ Appeal process for fairness
Tiered access to full data records

A relationship between Requestor and Registrar: no role for OPOC

♦ No change for legal persons
♦ Required for natural persons
♦ Required for law enforcement
♦ Required for private sector
Issues recently resolved

Issue: solution

♦ Legal status of OPOC: agent for registrant

♦ The actor for REMEDY: typically not OPOC

♦ Relationship OPOC/proxy services: if proxy for registrant, OPOC = proxy
Issues under discussion

♦ Distinction by use eg commercial versus non-commercial: problematic
♦ Verification of parties requiring tiered access: no practical suggestion to date beyond self-declaration
Next steps

- Target new report by 6 July 2007
- Three (?) more teleconferences
- Target final report to Council 27 July 2007
- If adopted, staff write implementation proposals and refer back to Council