DNS ABUSE – UPDATE ON ISSUE REPORT

GNSO Council Meeting - 13 November

Introduction

Timeline

August/ September

GNSO Council requested Issue Report. Preliminary Issue Report published for Public Comment.

October

Public Comment period closed. ICANN84 DNS Abuse session.

November

Update on Issue Report to GNSO Council. Share Final Report with GNSO Council.

December

GNSO Council to vote on next steps.

Preliminary Issue Report

Preliminary Issue Report- Recommendations

Policy Development

- Unrestricted API Access
- Associated Domain Check

PDP Structure

- One PDP for both topics
- PDP to be phased
- Representative Model

Best Practices

- Better DGA Coordination

Other Issues

- To be considered for potential subsequent PDPs based on priorities and resources or any other ways the Council sees fit

Input Received from Community

Outcome - Public Comment and ICANN84 session

	API	ADC	PDP Structure	Other Issues
Scoping	Most Commenters agree to move ahead with "unrestricted API access" as priority issue for policy development.	Most Commenters agree to move ahead with "Associated Domain Check" as priority issue for policy development.	Most Commenters prefer two separate PDPs with each issue having its own charter.	Commenters were divided whether "DGA Coordination" issue should be addressed via policy development or best practice.
Charter Questions	a) Focus on APIs that are used for registering domains, b) Consider API use is common in reseller models, c) Account for undue burden that such barriers to accessing APIs could pose to new registrants.	a) obligations should be scoped to ensure it is practical for both retail and wholesale registrars, b) clear criteria for what constitutes "association" c) Conduct DPIA and HRIA	Many commenters suggested to start with ADC as first PDP followed by addressing API Access.	Commenters asked how will the issues not mentioned as priority topic be treated in the future.
Other Considerations	Commenters noted that API access is part of the problem but the root of the problem is "high-volume registrations at once".	Commenters noted complexity of codifying this practice into a policy that is both clear and enforceable.	Some commenters suggested to consider Open Model and/or allow for more seats/alternates.	"Recourse Mechanism" and "Contact Verification timeline" suggested as other priority topics by some commenters.

Proposed Changes to Issue Report

Areas of Agreement - Proposed Updates to Report

Two priority Topics

Community agrees that the ADC and API access should be addressed now and will have highest impact in addressing DNS Abuse.

Two PDPs

Community prefers 2 separate PDPs aka 2 Charters. Community notes that parallel PDPs are too resource intensive. Suggestion to connect stagger them.

Charter Considerations

Community agrees that the Charter already covers many important aspects but added further considerations to be reflected in the Charter.

Issue 3

DGA Coordination preferred as PDP by commenters. To be addressed at later stage.

Proposed Changes in Detail

Proposed Charter Considerations

Associated Domain Check

- Consideration of complexity of codifying this practice into a policy that is both clear and enforceable
- Consideration of data safeguards and privacy principles.
- Security Consideration regarding sharing too many details in public might be counter productive.

Unrestricted API access

- Consideration of potential undue burden on new registrants.
- Consideration of a baseline of accountability and operational standards that registrars must impose on downstream partners.
- Consideration of establishment due diligence, monitoring, and enforcement obligations related to API users, resellers, or relevant third parties.

PDP Structure - Two PDP
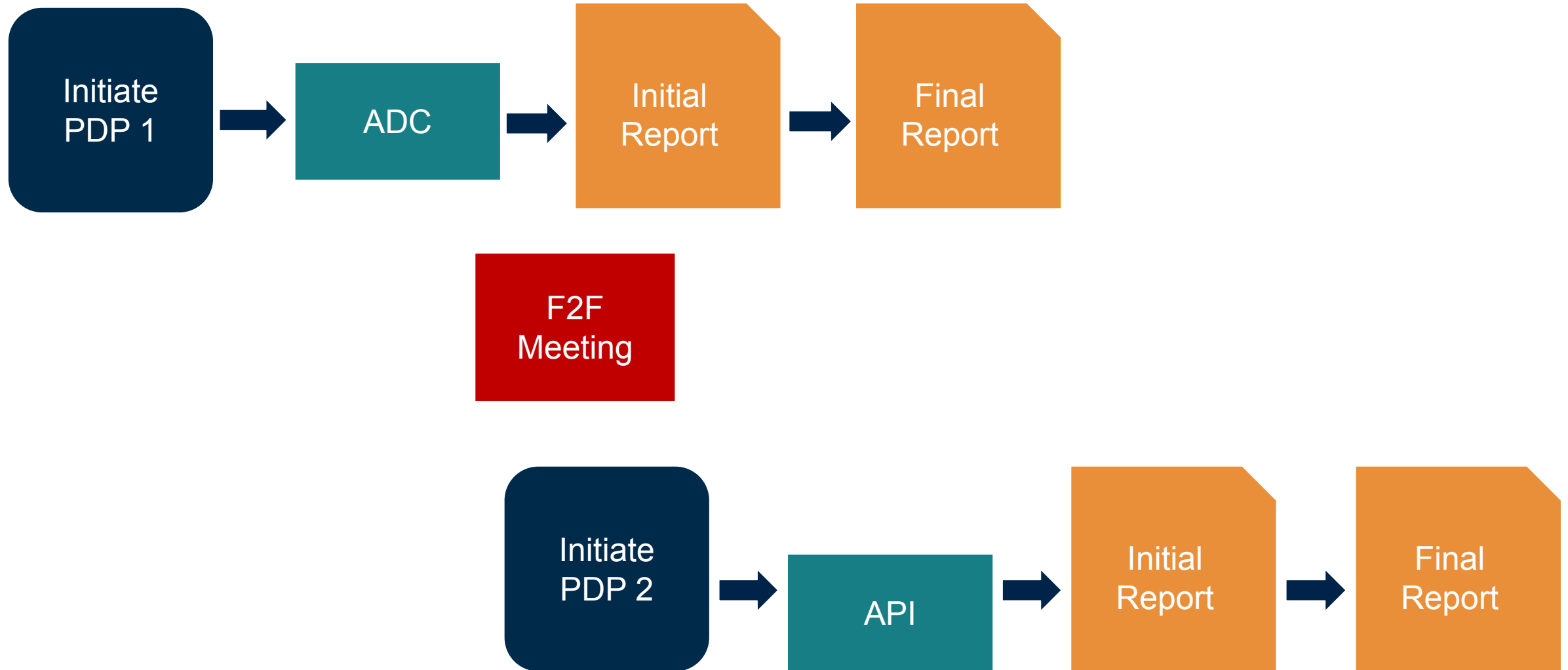
Issue 3 – DGA Coordination PDP or not?

Considerations:

The establishment of ICANN as Clearinghouse can happen outside of a PDP. Public Comment, however, suggested that this should be considered for policy development.

Proposed Way Forward:

Update the Issue Report to reflect the above.

Issue Report will continue to propose two issue for a PDP.

Issue 3 can be pursued by the GNSO Council as seen appropriate.

Remaining Discussion Points n

Working Group Membership Model?

	Representative Model (recommended)
Membership	Representatives (and potential alternates) from SGs and ACs, etc.
Observers	✅
Experts	✅
Consensus Designation	Consensus calls or decisions are limited to SG/C/SO/AC (as applicable) appointed members who may consult as appropriate with their respective appointing organizations.
Use Case	EPDP Phase 1 and 2

When recommended?

- When timeline is ambitious
- High Efficiency needed
- Limited Budget (e.g. F2F)
- PDP 3.0 Recommendations noted – the smaller the group the better for efficiency, resources, consensus etc.

Working Group Membership Model?

	Representative Model (recommended)	Representative & Open Model	Open Model
Membership	Representatives (and potential alternates) from SGs and ACs, etc.	Representatives (and potential alternates) from SGs and ACs, etc. & everybody who wants to participates (non-reps).	Everybody can participate
Observers	✔	✔	✔
Experts	✔	✔	✔
Consensus Designation	Consensus calls or decisions are limited to SG/C/SO/AC (as applicable) appointed members who may consult as appropriate with their respective appointing organizations.	Consensus calls or decisions are limited to SG/C/SO/AC (as applicable) appointed members who may consult as appropriate with their respective appointing organizations.	All members
Use Case	EPDP Phase 1 and 2	EPDP-IDNs	LD PDP

Council Discussion

Considerations/ Questions for GNSO Council

- Membership model?
- How many seats?
- Any other comments?