RAA Negotiations

25 June 2012

Current Situation And Recent Developments

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Negotiations

- 18+ extended negotiation sessions

- Includes proposals from LE, GNSO/ALAC RAA-DT, Registrars & ICANN

- ICANN's posted RAA draft and Registrars' posted summaries are *not* negotiated documents

  - Many areas of agreement

  - Differences in key areas

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

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 Proposals Considered

- Improved termination and compliance tools

- Streamlined arbitration

- Requirement to implement IPv6, DNSSEC and IDN protocols

- Sunset/revocation provision

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Topics for Community Discussion

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Whois Data Verification

- What verification should occur?

- Timing of verification?

- How will the current marketplace user/registrant experience change?

- What goals are achieved through heightented verification?

Phone Verification

- What are impacts to registrants?
    - Required to have phone numbers?
    - Language Issues?
- Technical burdens for Registrars?
- Encourage the use of proxy services?
- What goals are achieved through phone / SMS verification?

Timing of Verification

- When should information be verified?

- Before the domain name resolves:

  - Should phone numbers be verified?

  - Should emails be verified?

- Change to registrant expectations today?

Annual Re-verification

- Burden on legitimate registrants?

- Possible unintended consequences?

- Technical burdens for Registrars?

- What additional goals will be achieved?

- Are the goals proportional to burdens?

Whois Data Verification

- What verification should occur?

- Timing of verification?

- How will the current marketplace user/registrant experience change?

- What goals are achieved through heightented verification?

Data Retention

- Duration proportionate with LE objectives?

- Burden on registrant privacy rights and Registrars?

- Compliance concerns if illegal for Registrars?

    - Process to permit registrars to remain compliant with law?

- GAC views on latest LE clarifications?

- Input from data privacy authorities?

Options for Universal Adoption

- Begin limitations on accreditations/renewal terms to allow all registrars to adopt together
- Creating milestones for phasing in certain terms
- Incentives for early adoption of the new RAA
- Registrar Code of Conduct process
- Use of the new agreement for new gTLDs
- Others?

Next Steps

- Community consultations in Prague and thereafter

- RAA negotiations continue after Prague, after and while receiving input from community

- Fully negotiated RAA to be published for public comment

- ICANN Board Approval

- GNSO PDP on "remaining issues" for amendment process to commence if necessary?

Next Steps

Submit comments on Community Wiki:

https://community.icann.org/display/RAA/Negotiations+Between+ICANN+and+Registrars+to+Amend+the+Registrar+Accreditation+Agreement

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Questions

Thank You