



1 December 2017

Vicky Sheckler
Vice President, ICANN Intellectual Property Constituency (IPC)

Dear Ms. Sheckler:

Thank you for your letter of 29 October 2017 which has been posted to the ICANN Correspondence [page](#). We appreciate your contribution to the ongoing discussions regarding the impact of the European Union's General Data Protection Regulation (GDPR) on the processing of registration data in the domain name space, particularly WHOIS, and its importance to you, as well as other ICANN stakeholders.

We believe that compliance with the GDPR will have an impact on registration directory services, and thus the domain name space. We expressed this view in [our reply](#) to the IPC's [letter of 2 October 2017](#), and at ICANN60, based on initial reviews and outreach, including to some data protection agencies (DPAs). The purpose of the current community discussions and legal analysis that we are undertaking is to determine the scope of the impact, as well as impacts to other processing activities concerning registration data. To that end, we appreciate the IPC's contribution to this discussion with the [submission of a legal analysis](#) by the firm Taylor Wessing.

In a [blog](#) published 17 November 2017, we outlined our plan for the next phase of the Hamilton legal analysis, which will incorporate questions from the community, to inform the publication of two to three models for compliance with the GDPR, as well as our contracts. We plan to solicit the community's input on these models in the coming months. We have provided Hamilton with [questions to consider](#) in this next iteration, both from the community and from ICANN org. In addition, we provided Hamilton with several other reference documents, including the analysis from Taylor Wessing, to review as it prepares the legal assessment.

We expect that the release of the next iteration of the legal analysis will continue to fuel community discussions. Until then, the ICANN org will continue to work with the community and keep it apprised of the GDPR discussions with regular updates to ICANN's [data protection/privacy webpage](#). We look forward to continuing to work with you and the community on this important topic.

Sincerely,

Akram Atallah

Theresa Swinehart