Privacy/Proxy Accreditation Program Development

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ICANN
TORONTO

Agenda

➤ Intro to proxy & privacy services

➤ Discussion of elements to be included (or excluded) in an accreditation program

➤ Questions

➤ Next steps & wrap up

Proxy Services
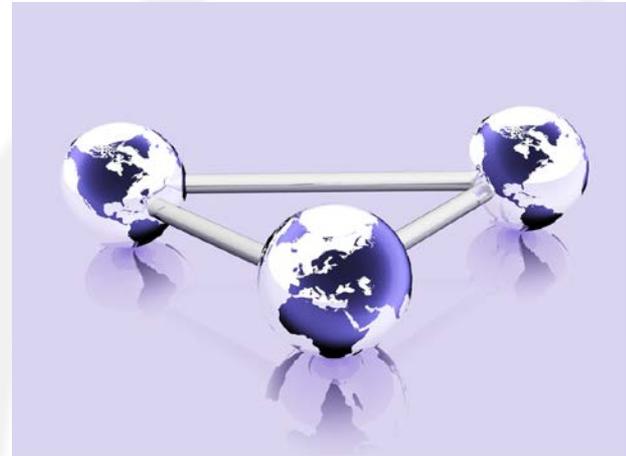
- "Proxy" is the registrant

- "Licensee," "beneficial user," "beneficial registrant" refer to the proxy's customer

- Registrar may not be a proxy directly

- Proxies typically forward some or all correspondence to the licensee

Common Proxies

- Registrar-affiliated company

- Reseller / web host / developer

- Stand-alone proxy business

- Attorney

- Registration broker (secondary market)

- Family member

Privacy Services

- Customer is the registrant

- Whois contact details provided by the privacy service

- Registrar may operate the privacy service

- Privacy services typically forward some or all correspondence to the registrant

RAA Provisions

2009 Agreement:

3.7.7.3 – registrant responsible for wrongful use unless licensee contact info is promptly disclosed (evidence of actionable harm req'd)

3.4.1 – licensee data escrowed or registrar must conspicuously disclose non-escrow

3.12 – resellers must escrow / give licensee data to registrar, or conspicuously disclose

RAA Provisions

Being negotiated:

- Registrars will only knowingly accept proxy/private registrations from ICANN-accredited proxy/privacy services
- Reveal & relay in cases of illegal conduct + other rules TBD through PDP, contractual agreement, or ICANN-created program (in consultation w registrars & commercially reasonable)

One World

One Internet

Discussion & Questions

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