

RECOMMENDATION 20

The EPDP Team recommends that the GNSO Council, as part of its review of the Transfer Policy, specifically requests the review of the implications, as well as adjustments, that may be needed to the Transfer Policy as a result of GDPR.

***Disclaimer:** This overview has been developed to facilitate the EPDP Team's consideration of the concerns expressed and possible updates to the recommendations. However, this does not replace the EPDP Team's obligation to review all input received in full and to indicate if any concerns in this overview have inadvertently been mischaracterized.*

Noted Concerns

Concern	Corresponding PCRT Comment #	Further Discussion Required?
Minor language tweaks are necessary for sake of clarity and being more explicit.	2 (Government of India)	Yes/No
Distinguish between ownership changes (internal within a domain name registrar) and changes of registrar (with or without changes of ownership). "Transfers" can be ambiguous, so consider the needs of various scenarios (i.e. change of ownership/registrar while not changing the registrar, vs. change of registrar (with or without changes of ownership/registrar). GDPR needs might differ amongst those scenarios.	3 (George Kirikos)	Yes/No
The GNSO should consider if policy changes are needed to guard against unauthorised transfers. Additionally, the TechOps group is currently investigating the technical feasibility of alternative transfer processes, that, once finalized, could be used as a basis for future policy work. This considers possible transfer processes that are simple, guard against unauthorized transfers, and do not rely on WHOIS data to initiate a transfer. The EPDP team should recommend that the TechOps group continues their valuable work and that the GNSO should seriously consider their findings	6, 7 (RrSG, RySG)	Yes/No