**PURPOSE 5 (UNDER DEVELOPMENT** Small Team B output – 8 January 2019)

Handle contractual compliance monitoring requests, audits, and complaints submitted by Registry Operators, Registrars, Registered Name Holders, and other Internet users;

***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**

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| **Concern** | **Corresponding PCRT Comment #** | **Proposed EPDP Team Response to concerns** | **Proposed modification / rewording for EPDP Team Consideration** |
| Appropriate joint controller agreements/resolution of ICANN as a joint controller/controller are a prerequisite to this purpose. | 6, 7, 9  (GoDaddy, Key-Systems, RrSG) | (Draft response)  The EPDP Team notes that this is a broader issue that has been discussed and is still under discussion. The EPDP Team will review this question in the context of its consideration of recommendation #13 to see the extent to which further refinement would be needed here. It was noted though that any transfer of data will require some type of agreement. |  |
| The current wording is ambiguous in parts and needs to be narrowly tailored and the data processing needs to be fit-for-purpose. (Various proposals of how to cure ambiguity is included in the corresponding comments.) | 6, 8, 11, 12, 13, 15, 17  (GoDaddy, Association of the Internet Industry, ISPCP, i2Coalition, Leap of Faith Financial Services Inc., RySG, GOVERNMENT OF INDIA, Internet Governance Project) | (Action item: Kristina to put together a chart that sets out the specific requested changes in relation to purpose 5 with the objective to identify a potential compromise). |  |
| Data processing should only occur for reasonable complaints. | 14  (Domain Name Rights Coalition) | (Draft response)  The EPDP Team notes that this is embodied in the GDPR and the related compliance. | None |
| ICANN org should be entitled to submit compliance monitoring requests. | 16  (iThreat Cyber Group) | (Draft response)  The EPDP Team noted that this may require further investigation.  (*Question for small team B: is ICANN Org prohibited from doing so through the current purpose wording and/or other recommendations?)* |  |
| If Purpose 1 is reworded appropriately, this purpose becomes unnecessary. | 18  (John Poole, Domain Name Registrant) | (Draft response)  The EPDP Team is of the view that this is clearly a separate purpose from purpose 1. | None |