

Building block n) (Financial sustainability)(SSAD)

The EPDP Team recommends that [TBC]

Comments / concerns / questions to be considered in relation to building block n):

- *Consider when to consider this question in further detail, in the early stages or after a number of fundamental questions have been answered?*
- *All considerations of demand, expectations, likely outgoings, funding, sustainability, staffing, enforcement, cost benefits analysis etc. should be considered by the EPDP Team and approached from a realistic point of view.*
- *Consider whether commercial entities should pay for access/disclosure and ensure a link between cost recovery and cost causation.*
- *Consider insurance options as ways of mitigating risk and accreditation fees.*

RRSG DRAFT COMMENT

Data subjects cannot be expected to foot the bill for having their data disclosed to third parties; beneficiaries and users of the SSAD should bear the costs of maintaining this system.

The SSAD should not be considered a business opportunity or profit-generating platform; neither should operational costs be shifted onto ICANN (which then flows to the Contracted Party and thus to Registrants) or directly to Registrants or Contracted Parties. It is crucial to ensure that any payments in the SSAD are related to operational costs, and are not simply an exchange of money for non-public registration data.

The RrSG would support a user subscription model rather than per-transaction, while remaining aware that perhaps some requests are made on a one-off basis where per-transaction fees are more appropriate. We eagerly anticipate further information about when a cost model for this SSAD will be provided for EPDP review.

From SSAD Worksheet:

Financial sustainability

Objective: Ensure that all aspects of SSAD are financially sustainable. Consider how and by whom costs of SSAD implementation and management are borne.

- Determine if market inefficiencies existed prior to May 2018 and if any exist in a post EPDP-Phase 1 implemented world.
- Should contracted parties and or ICANN bear the cost of a standardized solution, even if the disclosure of registration data is considered in the public interest?
- If accreditation is a viable solution, should there be application fees associated, or should a fee structure be based on the type (tiered), size, or quantify of disclosures?
- Should or could data subjects be compensated for disclosures of their data?

Related mind map questions: None

Materials to review:

Description	Link	Required because

Related EPDP Phase 1 Implementation: None

Tasks:

- Confirm definitions of key terms
- Determine full list of policy questions and deliberate each
- Determine possible solutions or proposed recommendation, if any
- Confirm all charter questions have been addressed and documented