**Possible requirements - GAC Principles regarding gTLD WHOIS Services (28 March 2007)**

**Description of the document:**

This document presented by the ICANN Governmental Advisory Committee (GAC) proposes principles and recommendations related to gTLD WHOIS services on the basis of general public policy issues.

**List of possible requirements from the document:**

Users/Purposes (UP):

* gTLD WHOIS services should reflect and respect the function of providing "a lookup service to internet users" (para 3.1 and para 2.1),
* gTLD WHOIS services should reflect and respect the function of "providing contact points for network operators and administrators, including ISPs, and certified computer incident response teams" "to support the security and stability of the internet" (para 3.1 and para 2.1.1),
* gTLD WHOIS services should reflect and respect the function of "allowing users to determine the availability of domain names" (para 3.1 and para 2.1.2),
* gTLD WHOIS services should reflect and respect the function of "assisting law enforcement authorities (which may include non-governmental entities) in investigations, in enforcing national and international law" (para 3.1 and para 2.1.3),
* gTLD WHOIS services should reflect and respect the function of "assisting in combating against abusive use of ICTs, such as illegal and other acts motivated by racisms (…) including child pornography (…)" (para 3.1 and para 2.1.4),
* gTLD WHOIS services should reflect and respect the function of "facilitating clearance of trademarks and countering intellectual property infringements in accordance with applicable national laws and international treaties" (para 3.1 and para 2.1.5),
* gTLD WHOIS services should reflect and respect the function of "helping users to identify persons or entities responsible for content or services online" in contribution to user confidence in the Internet (para 3.1 and para 2.1.6) ,
* gTLD WHOIS services should reflect and respect the function of "assisting businesses, other organizations and users in combating fraud and general compliance with relevant laws" (para 3.1 and para 2.1.7).

Gated Access (GA):

* gTLD WHOIS services "should provide (…) data (…) in a manner that (…) facilitates continuous, timely and world-wide access" (para 3.3, sub 2),

Data Accuracy (DA):

* gTLD WHOIS services "should provide sufficient and accurate data about domain name registrations and registrants (…)" (para 3.3),

Data Elements (DE):

* gTLD WHOIS services "should provide sufficient and accurate data about domain name registrations and registrants (…)" (para 3.3),

Privacy (PR):

* "The GAC recognizes that there are also legitimate concerns about the misuse of WHOIS data and conflicts with national laws and regulations, in particular applicable privacy and data protection laws" (para 2.2),
* "gTLD WHOIS services must comply with applicable national laws and regulations" (para 3.2),
* "gTLD WHOIS services should provide (…) data (…) subject to national safeguards for individual's privacy" (para 3.3),

Benefits (BE):

* "gTLD WHOIS services should provide (…) data (…) in a manner that supports the stability, reliability, security, and global interoperability of the Internet, from both a technical and public trust perspective (…)" (para 3.3),

Risks (RI):

* "The GAC recognizes that there are also legitimate concerns about the misuse of WHOIS data and conflicts with national laws and regulations, in particular applicable privacy and data protection laws" (para 2.2),
* "gTLD WHOIS services must comply with applicable national laws and regulations" (para 3.2).