

To the attention of Sir Jean-Jaques Sahel

By e-mail : jean-jacques.sahel@icann.org

Please contact: Van Alsenoy Brendan
T: +32 (0)2 274 48 61
F: +32 (0)2 274 48 35
E-mail: brendan.vanalsenoy@apd-gba.be

Your reference	Our reference	Enclosure(s)	Date
	SA2/DOS-2018-03638		16 July 2018

Re: ICANN – activities of the Brussels branch office

Sir,

On 12 October 2005, the ICANN Board decided open a branch office of a non-profit nature in Belgium at 6 Rond Point Schuman, b. 5, 1040 Brussels under the name of Internet Corporation for Assigned Names and Numbers (hereafter: "Brussels branch office") (0896.915.844).¹ The Brussels branch office would be allowed to perform global management of Internet activities in Belgium and possibly in other countries, including but without limitation, policy support functions for the Internet community.²

On 23 January 2008, the ICANN Board decided to update certain information relating to the operations of the Brussels branch office. It resolved that the Brussels branch should continue to support the performance ICANN's mission with respect to Internet activities in Belgium and in other countries, including but without limitation, policy support functions, facilitation of communications with constituents in time zones similar or close to that of Brussels, Belgium, and liaising with the regional internet registries and performing other regional consultations. The Brussels branch office does not have a mission separate and apart from supporting ICANN's headquarters.³

Please respond to the following questions:

¹ <https://www.icann.org/resources/board-material/minutes-2005-10-12-en>. See also: Bijlagen bij het Belgisch Staatsblad 14/04/2008 (Annexes to the Belgian Official Journal, 14 april 2008).

² Id.

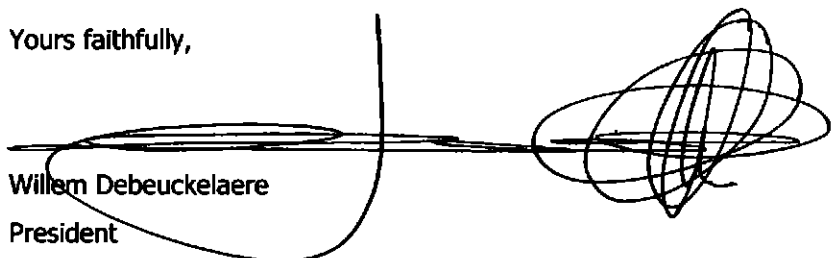
³ <https://www.icann.org/resources/board-material/minutes-2008-01-23-en>. See also: Bijlagen bij het Belgisch Staatsblad 14/04/2008 (Annexes to the Belgian Official Journal, 14 april 2008).



1. Does the summary above reflect the current activities and mission of the Brussels branch office? Has ICANN taken any decisions regarding the activities and/or mission of the Brussels branch office, other than those summarized above? If so, please provide the relevant documentation.
2. Is the Brussels branch office responsible for, or does it participate in, management decisions regarding the administration of the WHOIS system? If so, how? Please provide any documentation that can serve to corroborate this situation.
3. Is the involvement and/or approval of the Brussels branch office in any way required for adoption of policy decisions or measures, such as the Temporary Specification⁴, regarding the WHOIS system? If so, how? If so, please provide any documentation that can serve to corroborate this situation.
4. Within ICANN's corporate structure, where are the directors with overall management responsibility of ICANN's policies concerning WHOIS located?
5. Within ICANN's corporate structure, which office/location is best placed (in terms of management functions, administrative support, etc) to address issues relating to GDPR compliance of the WHOIS system?
6. Are any of ICANN's directors involved in the administration of the Brussels branch office?
7. Within ICANN's corporate structure, where are decisions about business activities that involve processing of personal data generally made? Where does the power to have decisions implemented effectively lie?
8. Does the Brussels branch office have any delegated responsibilities in matters concerning data protection or involving the processing of personal data, either generally or in relation to specific matters? If so, please provide any documentation that can serve to corroborate this situation.

I ask that you reply to these questions by no later than 31 July 2018.

Yours faithfully,


Willem Debeuckelaere
President

⁴ <https://www.icann.org/resources/pages/gtld-registration-data-specs-en>