

# .PT WHOIS POLICY

Suggestions and Questions: Answers



# SUGGESTIONS WHOIS

## SUGGESTIONS

To give customers the opportunity to change, correct or update all their data in the Reserved Area, with the exception of the Nic-Handle, since it is an automatically generated identifier.

To define WHOIS data automatically as confidential and the client must send an email to DNS.PT if he wants it to be public.

Allow customers to request deletion of their contact if they no longer have active domains.

Instead of appearing "Confidential Information", appear only "Confidential"

In addition to the possibility of inserting the real email address, or hiding it and forcing the use of an online form, it is suggested a third option which is to have a true email address provided by DNS.PT that forward all the messages to the true email (ex. Gandi registrar)

To define as a possibility a forwarding email that can be created/modified, online, in real time. As an example, it would appear in whois: [kjfllaiqowefjhdjfkauairqoh34h@contacts.dns.pt](mailto:kjfllaiqowefjhdjfkauairqoh34h@contacts.dns.pt), that would send the emails to the true address, changing only the part before [@contacts.dns.pt](mailto:contacts.dns.pt) to anything else randomly requested and immediately applied in real time.

To give the customer the possibility to change, correct or update all of their data in the Reserved Area.

By default, the customer data should be confidential/private, either when creating new contacts or for existing ones

If the client does not have active domains, he could request the deletion of his contact

Where we read "Confidential Information", just read "Confidential" or "Private".

Authentication on the dns.pt portal by qualified digital signature using citizen's card.

## ANSWERS

This suggestion is consistent with the new .PT WHOIS Policy and Domain Registration Rules

This suggestion is consistent with the new WHOIS Policy

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We will change it to make it easier and clearer to read.

.PT considers that this function does not belong to the registry but to the registrar, or to the domain holder. .PT does not provide email management services.

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This situation is planned and will be contemplated in the new system of support for the registration of .pt domains.

# QUESTIONS WHOIS

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How will the new changes to the Whois and to the process of registering domains via EPP be implemented?

How should the statement of consent be made/presented (a checkbox on the domain registration form? Or should there be a written consent signed by the holder to be submitted to DNS?)

Consent regarding existing domains will be requested directly by DNS Association to the data holders or will it be a registrars responsibility?

Dns.pt already has some documentation that can provide about:

- Personal data to be transferred to Dns.pt;
- Whois Policy;
- Domain Transfer Procedure;
- Other relevant processes that has been changed.

The changes to be made in respect of data protection are only related to data of natural persons;

The request for consent to publication of data in Whois is only applicable when natural persons are involved;

Regarding the anonymised information that will appear in Whois, if consent is not obtained, what information will be available and do the registrars have any specific obligation regarding it?

## ANSWERS

We would like to draw your attention to the email sent on May 4th, which we hope will answer your questions. Any additional questions should be addressed to [rgpd@dns.pt](mailto:rgpd@dns.pt). Regarding the transmission of consent through EPP, in next few days you will receive information about it.

Consent will follow the procedures of the GDPR. In this particular case there will be an unequivocal positive act of the holder of the personal data authorizing the respective availability in the WHOIS. In practical terms, and as foreseen in the .PT WHOIS Policy, at the time of registration a "check box" containing the content related to the statement of consent will be presented which, in order to be valid and effective, must be accepted by the data holder. In registrations via registrars, registrars will have to guarantee that the data holder has been informed about the possibility, scope and conditions, of making their personal data available in the WHOIS. Registrars have also to prove to .PT that all the data protection procedures have been carried out including, in this scope, the obligation to send proof of consent to .pt, if requested.

Directly by .PT or EPP platform, through a field available for this purpose.

All documentation provided in this context is available at <https://www.dns.pt/rgpd/>. If you have further questions please send an email to [rgpd@dns.pt](mailto:rgpd@dns.pt). Regarding the process of domain transfer, there will be no significant changes.

Except in identified cases, the proposed amendments concern only personal data within the scope of the GDPR. Whenever consent is not given by the data holders to disclosure their contacts in the WHOIS - name; address and e-mail - an anonymised contact option will be available where, using a form, the message will be forwarded to the domain holder. Thus, if the consent is not given, the information associated will appear in the WHOIS as confidential.

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Will the DNS.PT continue to publish the personal data of individuals?

It was sent an agreement that ensures the compliance with the GDPR in the context of the Service Agreement which, according to him, it is the basis of the contractual relationship established.

It is asked for clarification on the meaning of the concepts: "terms of use", "quality and security" and ".PT Whois Policy".

Has it been carried out an impact assessment as suggested in Article 35 of the GDPR?

Assuming the DNS.PT as the controller, will it be signed a contract containing all the procedures to be followed by the subcontractors?

In the future drafting of a "code of conduct", as well as in the revision of the principles, is it planned to communicate to all interested parties any changes made?

## ANSWERS

Only if DNS.PT has the consent of the data holder.

We thank you and we will review with due attention.

We do not understand the concrete scope of the question. Terms of Use; quality and security and WHOIS Policy are part of the public documents that contain the .PT's understanding of privacy and data protection issues regarding the process of registration and maintenance of a .pt domain.

Yes, for the purpose of customer management and operation, to which the .pt registration service is linked. Following this a complete Action Plan was prepared.

Although the obligations and conditions associated to the data processor/subcontractor framework are mainly derived from the GDPR's articles, an addendum to the Registry/Registrar protocol will be signed where it will be duly implemented.

Yes, we will seek to ensure that it is always a transparent and participated process.

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