



REC'D JAN 03 2018

CLASS: 303-03/18-01/01  
REG.NO: 376-04-18-1  
Zagreb, January 2nd 2018.

Internet Corporation for Assigned Names and Numbers (ICANN)  
12025 Waterfront Drive, Suite 300  
Los Angeles, CA 90094-2536, USA

Attn. of Mr. Goran Marby

**Subject: Statement from Contractual Compliance regarding WHOIS contractual requirement**

Dear Mr. Marby,

I write to you to draw your attention to a potential problem that law enforcement bodies might have after the announcement published on ICANN web page (<https://www.icann.org/resources/pages/contractual-compliance-statement-2017-11-02-en>) that ICANN Contractual Compliance will defer taking action against any registry or registrar for noncompliance with contractual obligations related to the handling of registration data, in particular with their "WHOIS" contractual requirements.

Namely, Croatian bodies empowered to combat and investigate crime (Ministry of the Interior in particular) have concern that the domain "WHOIS" might not be available any more. It appears that some registrars already have decided not to provide information on registrants in the WHOIS. If this happens, it will make more difficult for investigators to investigate cyber related crimes.

Therefore, it is in the interest of public security that "WHOIS" domain remains available for law enforcement activities.

We believe that ICANN will find solution to ensure that data contained in the "WHOIS" domain remains available for legitimate activities that protect the public and to ensure compliance with the GDPR at the same time.

I will highly appreciate if you could inform us on any further action taken related to the issue in concern.

Best regards,

*PRESIDENT OF COUNCIL*  
HRVATSKA REGULATORNA AGENCIJA  
ZA MREŽNE DJELATNOSTI  
Roberta Frangeša Milanovića 9  
1 Z A G R E B *Dražen Lučić, Ph.D*

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