

**ICANN**

**COMMUNITY FORUM**

**67**

7–12 March 2020

# GAC Meeting with the ICANN Board

Session 7  
Tuesday, 10 March 2020

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## How BEST to participate?

Adigo Dial-in Numbers: <https://www.adigo.com/icann>

Zoom Dial-in Numbers: <https://zoom.us/zoomconference>

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If you want your QUESTIONS/COMMENTS to be read out:

- Start your sentence with <QUESTION> and end it with <QUESTION>
- Start your sentence with a <COMMENT> and end it with <COMMENT>



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# GAC - Board Meeting Agenda

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- Opening Remarks
- Dialogue on GAC Areas/Topics of Interest (5) to Discuss with ICANN Board During ICANN67
- GAC Feedback on Subject Areas Proposed by the Board Chair
- AOB



# GAC Areas/Topics of Interest to Discuss with ICANN Board

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## A. PIR Transaction Questions

The ICANN organization's ability to demonstrate that considerations of the global public interest are carefully assessed and protected in the context of the proposed PIR transaction is important to the organization. In evaluating the PIR transaction, ICANN must demonstrate its commitment to multistakeholder input, from all parts of the community.

1. **How is ICANN going to take into account multistakeholder community input in the assessment of the transaction?**
2. **What are the steps taken by ICANN to safeguard the global public interest regarding this transaction, inter alia, in terms of affordability, freedom of expression and protection of privacy?**
3. **Are there any interim results of the diligence performed by ICANN that were referred to in the initial ICANN response to the GAC Chair?**
4. **Is the ICANN Board considering the possibility of not giving the consent for the transaction?**
5. **What criteria will the ICANN Board use to evaluate the PICs relative to the PIR transaction and how will it apply those criteria and engage with Ethos Capital and the wider community to improve the PICs to ensure they serve the public interest?**

# GAC Areas/Topics of Interest to Discuss with ICANN Board

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## B. New gTLD Subsequent Procedures Questions

Given the priority of this work to governments, during ICANN67, the GAC's engagement on this topic combines the Capacity Building Workshop, several plenary discussions, and a pilot project to encourage GAC participation in the Subsequent Procedures (SubPro) PDP's virtual working sessions.

During the meeting week, in coordination with the GNSO SubPro PDP WG Leadership, the GAC will review and discuss several priority new gTLD policy areas including: Closed Generics, Public Interest Commitments, the role of GAC Early Warnings and GAC Advice, the Applicant Support Program and Community Based Applications.

As a result of the SubPro PDP's complexity and ongoing challenge for the GAC to keep abreast of the extent and depth of policy discussions, the GAC welcomes the Board's and ICANN Org's sharing of their own preparations for the future round as it may assist the GAC with its own forward-thinking and planning.

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# GAC Areas/Topics of Interest to Discuss with ICANN Board

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## B. New gTLD Subsequent Procedures Questions (continued)

In particular:

**Can the Board please provide an update on its and ICANN Org's internal process of preparing for a future round of the New gTLD Program, and whether the Board anticipates any specific or targeted activities related to Board-GAC interactions to ensure a smooth future round of the New gTLD Program?**

The GAC appreciates the Board's follow-up and correspondence with the GAC on the committee's Montreal Communique Advice regarding the relationship between the CCT Review implementation and a next round of new gTLDs.

**Can the Board share its thoughts regarding how and when it will approach the task of determining whether CCT Review Recommendations and previous GAC concerns have been adequately addressed in the upcoming GNSO Subsequent Procedures Policy proposals?**

## C. Workstream 2 Implementation

The GAC is beginning its SO-AC Workstream 2 implementation work. **The GAC is interested in understanding what progress ICANN org is making on this matter and what the Board is doing to encourage those efforts.**





# GAC Areas/Topics of Interest to Discuss with ICANN Board

## D. Access to non-public gTLD Registration Data Question

In its Montreal Communiqué, the GAC advised, among other things, that ICANN should make available a standard request form for access to non-public information. In response, the ICANN Board noted that it could not obligate the contracted parties to use a standard form but that it could “collaborate” with Registries and Registrars to develop and make available such a form. Because the EPDP Phase 2 Recommendations already contain consensus agreement on the Criteria and Content of Requests for access to non-public registration data (see Preliminary Rec. 3), reasonable access to non-public registration remains a high priority for the GAC, especially in this interim period before a final system is developed and implemented – a period which may take several years to complete.

**Might the Board explain what actions it has taken or intends to take to work with contracted parties to implement a standard form based on the EPDP Rec. 3 that can be used in the interim by requesters?**



## E. RDS-WHOIS2 Review Statement

The GAC notes the Board's recent actions on the RDS-WHOIS2 Review recommendations. The topics covered by the review remain a strong area of interest for the GAC, which it will continue to follow closely, especially with respect to WHOIS Accuracy, Privacy and Proxy Services Accreditation and compliance enforcement of relevant contractual provisions in ICANN contracts. The GAC welcomes the Board's adoption of the recommendations relating to monitoring the efficacy of WHOIS access for law enforcement and associated services.



# GAC Feedback on Subject Areas Proposed by the Board Chair

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A. Key priorities for action of ICANN constituencies in 2020 (e.g. prioritization of recommendations, streamlining of reviews, improve effectiveness of ICANN's multistakeholder model, ...)

1. The GAC has four major policy priority issues in 2020. They include:
  - Subsequent Rounds of new gTLDs
  - WHOIS and Data Protection Policy
  - DNS Abuse Mitigation
  - IGO Names Protections



# GAC Feedback on Subject Areas Proposed by the Board Chair

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## 2. Other issues of importance to the GAC in 2020 include:

- ATRT3 Review – implications for the GAC
- Universal Acceptance and IDN Readiness
- Empowered Community Processes and Administration
- Implementation of Workstream 2 Recommendations
- Monitoring Global Public Interest considerations (e.g., PIR/.org)
- Improving Onboarding and Capacity building capabilities and resources for governmental participants in ICANN



# GAC Feedback on Subject Areas Proposed by the Board Chair

## B. Specific developments coming up that ICANN constituencies feel need to be addressed when updating the ICANN Strategic Plan.

In implementing the new five-year strategic plan, ICANN must address the ability of its SO and AC communities to fully develop and execute outreach and engagement plans. The success of the new five-year strategic plan depends on consistent organizational commitments to outreach, engagement and capacity building capability. These capabilities need to be fully supported and consistently resourced by the organization.

The GAC will continue to pay close attention to the effectiveness of its interactions with the ICANN Board. That collaborative relationship has been noted as critical by the ATRT3 and is fundamental to other aspects of the ultimate success of the strategic plan.

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# GAC Feedback on Subject Areas Proposed by the Board Chair

## B. Specific developments coming up that ICANN constituencies feel need to be addressed when updating the ICANN Strategic Plan. (continued)

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Additionally, as the strategic plan is implemented over the next several years, the Board and community need to be attentive to, highlight and strengthen the inclusiveness and meaningful participation of all stakeholder groups. This will be a continuous challenge, especially for colleagues and stakeholder from less well-resourced constituencies.

Finally, the existing strategic plan barely references the wider Internet Governance or Digital Cooperation ecosystem. This should also be an area of further focus and attention as, in this age of interconnectedness and growing interdependence, ICANN should have a clear vision of its role as an important and collaborative player in that larger ecosystem.





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