GAC Subsequent Rounds Discussion

Session 4
22 June 2020

Session Leads: Luisa Paez (Canada), Jorge Cancio (Switzerland)
Agenda

- Update on Subsequent Rounds Developments since ICANN67
  - GAC Leads Update - GAC Consultation with Individual Input
  - Subpro PDP WG Co-Chairs Update

- Discussion of Subpro PDP WG ICANN68 topics

- AOB
Update on Subsequent Rounds Since ICANN68

Subpro PDP WG Timeline & Update:

● **Draft final recommendations** being reviewed by PDP WG as per revised *Workplan*, updated on 3 June 2020

● Based on Work plan, PDP WG is **NOT** delivering the final report prior to ICANN68 for public comment.

● Expectation: early July public comment proceeding - assumption: 40-day public comment

● Final Report still expected to be delivered to the GNSO Council in Q4 2020 i.e. prior to end of December for approval
GAC Compilation of Individual Input

- The GAC Compilation of Individual Input references the GAC written consultation undertaken in April 2020 on 5 priority topics related to Subsequent Procedures PDP WG for New gTLDs Draft Final Recommendations.

**GAC Consultation Topics:**

**Topic 1: Public Interest Commitments (PICs)**

**Topic 2: GAC Early Warnings and GAC Advice**

**Topic 3: Applicant Support**

**Topic 4: Community Applications**

**Topic 5: Closed Generics**

- Total number of GAC Members/Observers who provided input: 23
- Compilation of input submitted to GAC membership for review and submitted to SubPro PDP WG leadership and full working group.
Subpro PDP WG Background and Current Status
What is the PDP about? Why is it important?

- GNSO recommendations from 2007 resulted in the Applicant Guidebook and the 2012 round of the New gTLD Program.

- The New gTLD Subsequent Procedures PDP (“SubPro”) is focused on considering the 2012 round policy and determining what changes might need to be made to the original GNSO recommendations from 2007 and/or implementation.

- The PDP was chartered and began its work in early 2016

- The PDP has over 40 separate topics identified in its charter and initially broke into Work Tracks (1-5) to tackle work. Sample of topics:
  - Community Applications
  - Applicant Support
  - Geographic Names at the Top Level
Current Status

- The Initial Report was published for public comment on 3 July 2018.

- The WG also worked on a set of 5 topics that needed additional discussion, which were published in late October 2018 for public comment in the form of a Supplemental Initial Report.

- Work Track 5 (geo names at the top-level) published its own Supplemental Initial Report in December of 2018.

- The WG has nearly finalized its draft Final Recommendations and is working towards publishing its draft Final Report for public comment shortly after ICANN68.
### SubPro Timeline *

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**Work Tracks 1-4; Sub Groups (convened to review public comment); Supplemental Initial Report (additional topics); Work Track 5 (All Complete)**

**Full New gTLD Subsequent Procedures PDP WG * **

* On-target

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**KEY**

- 🔄 Publish draft Final Report for public comment
- 🔄 Close of Public Comments
- 🔄 Final Report Delivered to Council

* Note: This timeline represents what the WG considers to be a worst-case scenario and the WG will actively strive to beat this timeline. As a result, WG milestones may in fact take place earlier than is depicted here.
Input from Individual GAC Members

Agenda Item 2
Input from Individual GAC Members

- After ICANN67, the GAC worked intersessionally and sought input from individual GAC members on 5 priority topics:
  - GAC Advice and GAC Early Warnings
  - Public Commitments (PICs)
  - Applicant Support Program
  - Community Applications
  - Closed Generics

- 23 GAC Members and Observers provided their input, which was compiled and shared with SubPro on 4 May 2020.

- **How was the input considered?**
  - The WG considered each of the 5 topics again, taking into account GAC input received
  - The high-level themes from the input were integrated into the draft Final Report language
Changes to 5 Priority Topics Since ICANN67

- GAC Advice and GAC Early Warnings
  - Implementation Guidance (IG): For GAC Consensus Advice received after release of Applicant Guidebook, allowed for flexibility in providing Advice, while encouraging Board to consider rationale for Advice and possible detrimental effects.

- Public Commitments (PICs)
  - No significant changes: Approach on DNS Abuse (i.e., that a solution for a gTLDs is needed), maintained.

- Applicant Support Program
  - Added IG: Consider how to allocate financial support if qualified applicants exceed funding.
  - Added IG: ICANN org must develop a plan to fund the Applicant Support Program.
Changes to 5 Priority Topics Since ICANN67

- **Community Applications**
  - Revised Rec: Continue allowance for clarifying questions but allow dialogue as well.
  - Added Rec: Letters of opposition must be considered in balance with documented support.
  - Added Rec: Placed some limitations on how the panel may conduct independent research. If the panel may rely on that research in reaching a decision, it must disclose the results of the research to the applicant. The panelists are cautioned against assuming an advocacy role. Research relied upon to reach a decision must be cited in the published outcome.

- **Closed Generics**
  - Still no agreement on a recommendation.
  - However, considered several options that would seek to evaluate if the closed generic would serve the public interest. The WG considered a framework to aid in that evaluation.
Preview of Working Session on 23 June
Topics

- Private Resolutions
  - Review background and context of private resolutions (particularly private auctions) in the 2012 round.
  - Consider implications of allowing resolutions like private auctions in future rounds (e.g., will it incentivize frivolous applications?)
  - Consider diverging interests (creative solutions versus reducing incentives for frivolous applications) and determine whether limitations on private resolutions should be introduced.
  - Can the latest proposal be amended to better account for those diverging interests?
Topics

- Predictability Framework
  - Review the purpose of the Framework (e.g., establish a predictable manner to determine the mechanism, not necessarily the solution, to unforeseen issues that arise after program launch).
  - Agree on remit and scope of the Framework, including what the Framework is NOT intended to accomplish.
  - Discuss the body that will utilize the Framework (the Standing Predictability Implementation Review Team, or SPIRT).
  - Consider concerns raised and seek to mitigate potential risks.
Questions and Answers

Agenda Item 4
• **ICANN68 Subpro PDP WG Session** - Tuesday 23 June 2020: 00:30-02:00 UTC
  [https://icann.zoom.us/j/94411439704](https://icann.zoom.us/j/94411439704)

  **Topics:** Predictability Framework, Mechanisms of Last Resort (Auctions)

• **Subpro PDP WG Meeting** - Thursday 25 June 2020: 20:00 UTC

  **Topics:** Predictability Framework, Mechanisms of Last Resort (Auctions)