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# ICANN77 - GAC Preparation for Joint Meeting with the ICANN Board

Monday, 12 June 2023
Session #3

ICANN | GAC
Governmental Advisory Committee

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# Session Goals (GAC Chair)

1. Background to GAC Members regarding GAC Bilateral Meetings at ICANN Public Meetings
2. Review and Confirm or Revise GAC Topics, Questions and Messages to ICANN Board

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# Background (GAC Chair)

1.  GAC Bilateral Meetings with other community groups are an important and regular feature of ICANN Public Meetings.

2.  During the last several years, these bilateral meetings have become important regular interaction points to preserve and expand useful GAC connections with the ICANN Board and others. They can also provide useful venues to highlight and emphasize topics and issues that are likely to be addressed in the GAC Communiqué.

3.  Recently, the GAC has employed a targeted "topical/Q&A" agenda approach for these meetings which necessitates focused GAC preparation, discussion and coordination prior to the individual sessions.

4.  Today's session is an opportunity to confirm the topics and agendas for the GAC's Joint Meeting with the ICANN Board at ICANN77.

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# Board - GAC Preliminary Meeting Agenda

*Meeting scheduled for Wednesday 14 June at 13:00 UTC*
*(09:00 local Washington, D.C. time)*

1. Introductions

2. Review of GAC Topics/Questions

   a. New gTLD Subsequent Rounds

   b. Privacy/Proxy Services Accreditation Implementation

3. AOB

4. Closing

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**Topic #1 – New gTLD Subsequent Rounds**

- Predictability
- Registry Voluntary Commitments/Public Interest Commitments
- Applicant Support
- GAC Consensus Advice and GAC Early Warnings
- Auctions: Mechanisms of Last resort/Private resolution of Contention Sets

**Topic #2 – Privacy/Proxy Services Accreditation Implementation**

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# GAC - Board Meeting - GAC Topics/Questions

## Topic #1 – New gTLD Subsequent Rounds

Background:

GAC Members have noted with interest the Board's recent letter regarding engagement with GAC members on GAC Advice and GAC Early Warnings in preparation for the next round of new gTLDs and they welcome future engagement with the Board. GAC Members also continue to remain interested in broader topics pertaining to the next round of new gTLDs, aligned with topics that the Board is identifying as "pending" and subject to further dialogue with the GNSO Council.

Consequently, this meeting, GAC Members hope to draw the Board's attention to draft GAC Advice language the GAC is working on based on the committee's previous collective comments filed back in June 2021 in response to the _GNSO New gTLD Subsequent Procedures Final Outputs for ICANN Board Consideration_.

In this regard, the GAC is considering the following five elements of potential GAC Advice.

**GAC Members are interested to hear the Board's reactions to these five potential elements of GAC Advice, including potential advice language, which paths the Board sees feasible in order to address them in a timely manner and how the GAC can most productively engage with the Board on them.**

# GAC - Board Meeting - GAC Topics/Questions

**Topic #1 – New gTLD Subsequent Rounds**

Draft GAC Advice:

1. Predictability: Proposed GAC Advice for consideration advises the Board to ensure equitable participation on the - Standing Predictability Implementation Review Team (SPIRT) by all interested ICANN communities, on an equal footing.

2. Registry Voluntary Commitments/Public Interest Commitments: Proposed GAC Advice for consideration advises the Board to ensure that any future RVCs/PICs need to be enforceable through clear contractual obligations, and consequences for the failure to meet those obligations should be specified in the relevant agreements with Contracted Parties. The GAC Advises that additional mandatory or voluntary PICs should remain possible in order to address emerging public policy concerns.

3. Applicant Support: Proposed GAC Advice for consideration advises the Board to take steps to substantially reduce or eliminate ongoing ICANN registry fees to expand the support in case there are more applications from underserved regions.

# GAC - Board Meeting - GAC Topics/Questions

**Topic #1 – New gTLD Subsequent Rounds**

Draft GAC Advice:

4.    GAC Consensus Advice and GAC Early Warnings: Proposed GAC Advice for consideration advises the Board to 1) not accept recommendation guidance 30.2 regarding the timing of GAC Consensus Advice on future categories of TLDs and particular applications, oriented to disincentivizing any such Advice being submitted after the finalization of the Applicant Guidebook, and 2) to adopt recommendation 30.6 with the inclusion of the compromise language submitted by the GAC noting "Government(s) issuing Early Warning(s) must include a written explanation describing why the Early Warning was submitted and how the applicant may address the GAC member's concerns *to the extent feasible*.

5.    Auctions: Mechanisms of Last Resort/Private Resolution of Contention Sets: Proposed GAC Advice for consideration advises the Board to 1) ensure that auctions of last resort are not used in contentions between commercial and non-commercial applications, and 2) to ban or strongly disincentivize private auctions.

# GAC - Board Meeting - GAC Topics/Questions

**Topic #2 – Privacy/Proxy Services Accreditation Implementation**

Background

GAC Members also have questions about the Implementation of Privacy/Proxy Services Accreditation. Particularly, following the Board's 15 May 2023 acceptance of the Cancún Communiqué advice on this matter, the GAC is awaiting an update on the prioritization of the review of this matter, and any recent relevant developments.

GAC Questions:

- Has the prioritization of the review changed?
- Can the Board provide an update on the status of this policy implementation which has been suspended since 2018?
- Following discussion in the GAC/Board ICANN76 clarification call, is there any additional work that has been started or considered that can be shared?

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# GAC - Board Meeting - Closing

# Thank you!

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