

# Board-GAC Interactions Group (BGIG) Meeting – ICANN64

11 March 2019

# Meeting Agenda

---

- 1. Opening Remarks**
- 2. Follow-up on GAC Barcelona Scorecard**
- 3. Two-Character Tool and Briefing Materials**
- 4. Schedule for Addressing Advice in GAC Kobe Communique**
- 5. Board Follow-up on Deferred Advice**
- 6. AOB**

# Two-Character Tool and Briefing Materials

---

- The ICANN org has provided the GAC access to a tool for monitoring two-character domain name registrations at the second-level.
- The Board requests the GAC to please provide any feedback on the tool
- The Board would also like to note that the ICANN org published three documents related to two-character labels at the second-level:
  - [Summary of ICANN Org Materials Re: Implementation of Procedures for Two Character Labels](#)
  - [ICANN Organization Memo on the Implementation of the Procedure for Release of Two-Character Labels and Standard Measures to Avoid Confusion with Corresponding Country Codes](#)
  - [Historical Overview of Events Regarding Two-Character Labels at the Second Level in the New gTLDNamespace](#)

# Timeline for Board Consideration of ICANN64 | Kobe Communique

| Week | "Expected by" Date           | Action                                 | Owner             |
|------|------------------------------|--|-------------------|
| 0    | 14 March 2019                | Publish Communique                     | ICANN org & GAC   |
| 5    | 16 April 2019                | Board & GAC Meeting                    | ICANN Board & GAC |
| 11   | 31 May 2019                  | Board adoption of new scorecard        | ICANN Board       |
| 15   | ICANN65:<br>24 – 27 Jun 2019 | GAC consideration of ICANN64 scorecard | GAC               |

# Board Follow-up on Deferred Advice - 27Jan 2019

| GAC Deferred Advice Item                         | Advice Text  | Board Response on Barcelona Scorecard   |
|--|--|---|
| San Juan Communiqué §1.a.IV GDPR and WHOIS       | <p><b>a.the GAC advises the ICANN Board to instruct the ICANN Organization to:</b></p> <ul style="list-style-type: none"> <li>iv. Distinguish between legal and natural persons, allowing for public access to WHOIS data of legal entities, which are not in the remit of the GDPR;</li> </ul>  | <p>Previously, the Board stated in response to this item that, as requested by the GAC in its <a href="#">17 May 2018</a> letter to the ICANN Board Chair, <b>the Board defers consideration of this advice pending further discussion with the GAC.</b> The Board is currently monitoring progress of the EPDP and community work on a unified access model and plans to address this advice following the outcome of those processes.</p>   |
| San Juan Communiqué §1.a.V GDPR and WHOIS        | <p><b>a.the GAC advises the ICANN Board to instruct the ICANN Organization to:</b></p> <ul style="list-style-type: none"> <li>v. Ensure continued access to the WHOIS, including non-public data, for users with a legitimate purpose, until the time when the interim WHOIS model is fully operational, on a mandatory basis for all contracted parties;</li> </ul>   | <p>Previously, the Board stated in response to this item that, as requested by the GAC in its <a href="#">17 May 2018</a> letter to the ICANN Board Chair, <b>the Board defers consideration of this advice pending further discussion with the GAC.</b> The Board is currently monitoring progress of the EPDP and community work on a unified access model and plans to address this advice following the outcome of those processes.</p>   |
| San Juan Communiqué §1.a.VI GDPR and WHOIS       | <p><b>a. the GAC advises the ICANN Board to instruct the ICANN Organization to:</b></p> <ul style="list-style-type: none"> <li>vi. Ensure that limitations in terms of query volume envisaged under an accreditation program balance realistic investigatory crossreferencing needs;</li> </ul>  | <p>Previously, the Board stated in response to this item that, as requested by the GAC in its <a href="#">17 May 2018</a> letter to the ICANN Board Chair, <b>the Board defers consideration of this advice pending further discussion with the GAC.</b> The Board is currently monitoring progress of the EPDP and community work on a unified access model and plans to address this advice following the outcome of those processes.</p>   |
| San Juan Communiqué §1.a.VII GDPR and WHOIS      | <p><b>a. the GAC advises the ICANN Board to instruct the ICANN Organization to:</b></p> <ul style="list-style-type: none"> <li>vii. Ensure confidentiality of WHOIS queries by law enforcement agencies.</li> </ul>  | <p>Previously, the Board stated in response to this item that, as requested by the GAC in its <a href="#">17 May 2018</a> letter to the ICANN Board Chair, <b>the Board defers consideration of this advice pending further discussion with the GAC.</b> The Board is currently monitoring progress of the EPDP and community work on a unified access model and plans to address this advice following the outcome of those processes.</p>   |
| San Juan Communiqué §2.a.I IGO Reserved Acronyms | <p>Noting ongoing developments in the PDP on IGO access to curative rights protection mechanisms, which the GAC is monitoring closely, the GAC affirms its advice from previous Communiqués concerning preventative protection of IGO identifiers, recalls the importance of maintaining temporary protections until a permanent resolution on IGO identifiers is reached in order prevent irreparable harm to IGOs and</p> <p><b>a. advises the ICANN Board to:</b></p> <ul style="list-style-type: none"> <li>i. Ensure that the list of IGOs eligible for preventative protection is as accurate and complete as possible.</li> </ul> | <p>The Board <b>continues to defer action on this item</b> as the ICANN org continues to assess the feasibility of the GAC’s request. The Board is aware that a dialogue has been initiated between ICANN Org and the GAC to ensure that the list of IGOs eligible for preventative protection is as accurate and complete as possible. The Board will monitor progress of this dialogue and will engage with the GAC as necessary before taking any further action on this advice.</p> |

**ICANN**  
COMMUNITY FORUM

64

**KOBE**

9–14 March 2019



**MOMENT OF SILENCE**



- Any other topics of discussion?