Uniformity of Contracts
Preliminary Issue Report

GNSO Council
March 2012
• GNSO Council resolved (October 2011) to create Issue Report to:
  1) Evaluate whether a minimum baseline of registration abuse provisions should be created for all in-scope ICANN agreements…
  2) …and, if created, how such language would be structured to address the most common forms of registration abuse.

• Second Look at this issue (Issue Report in October 2008)

• RAPWG – 20 month effort … recs

• Staff developing report – catching up/transitioning to the new PDP rules
• Recounts extensive efforts to assess registration abuse over last three years (noting industry and RAPWG benchmarks)
• Confirms lack of uniformity under current gTLD contracts – notes trend toward uniformity (new gTLDS).
• Reviews existing agreements … in-scope agreements seem to lack adequate provisions with respect to registration abuse. Out of scope agreements are … “o-o-s”
• Despite industry collaboration, registration abuse remains a threat to the DNS with some activity increasing
• Recommendation – establish WG to i.d. and develop industry anti-abuse provisions the community can use in agreements
Next Steps

• Complete the Preliminary Issue Report
• Publish for “21-21” public comment in early April
• Summarize, compile and assess public comments
• Incorporate comments into a Final Issue Report for submission to the GNSO Council before Prague
• Potential Council Discussion/Decision on PDP - Prague