ICANN 47

Contracting Process for new gTLD Applicants

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DURBAN

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ICANN

Agenda

+ Contracting Milestones & Status
+ Contracting Process
+ Contracting Information Request (CIR)
+ Next Steps & Additional Information
+ Questions

Contracting Milestones & Status

Contracting Milestones & Status

Updates

- 3 July: Registry Agreement Approval Announced
- 3 July: Priority Numbers 1-50 Received Contracting Notifications
  - 31/50 Invited to begin the Contracting Phase
- 15 July:
  - Of the 4 CIR Responses received to date, all 4 have signed the Agreement

Contracting Milestones & Status

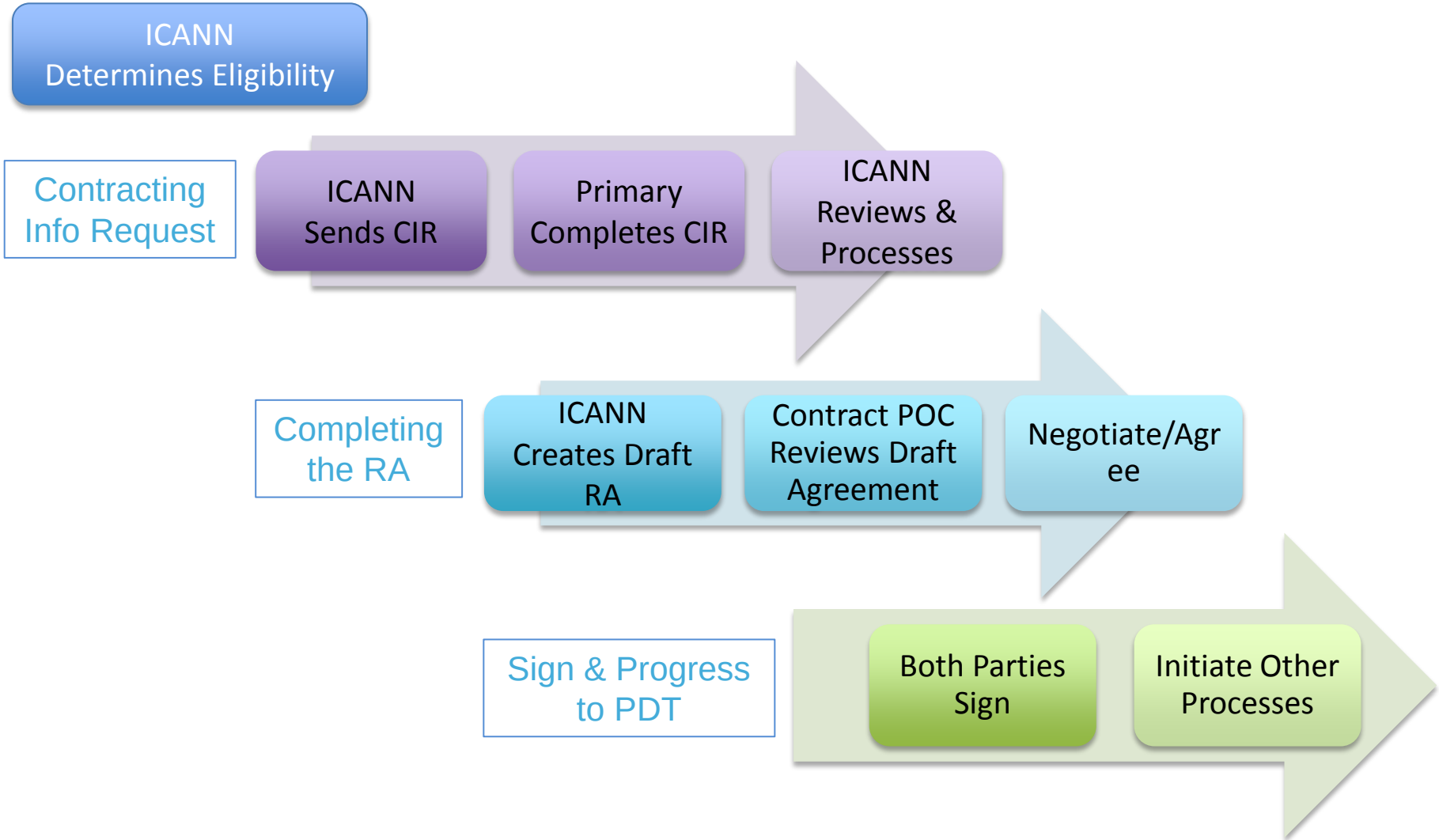
Updates

- International Domain Registry Pty. Ltd.
  - شبكة, Arabic for "Web or Network"
- Core Association
  - онлайн, Russian for "Online"
- Core Association
  - сайт, Russian for "Web site"
- Spring Fields, LLC
  - 游戏, Chinese for "Game"

Contracting Process

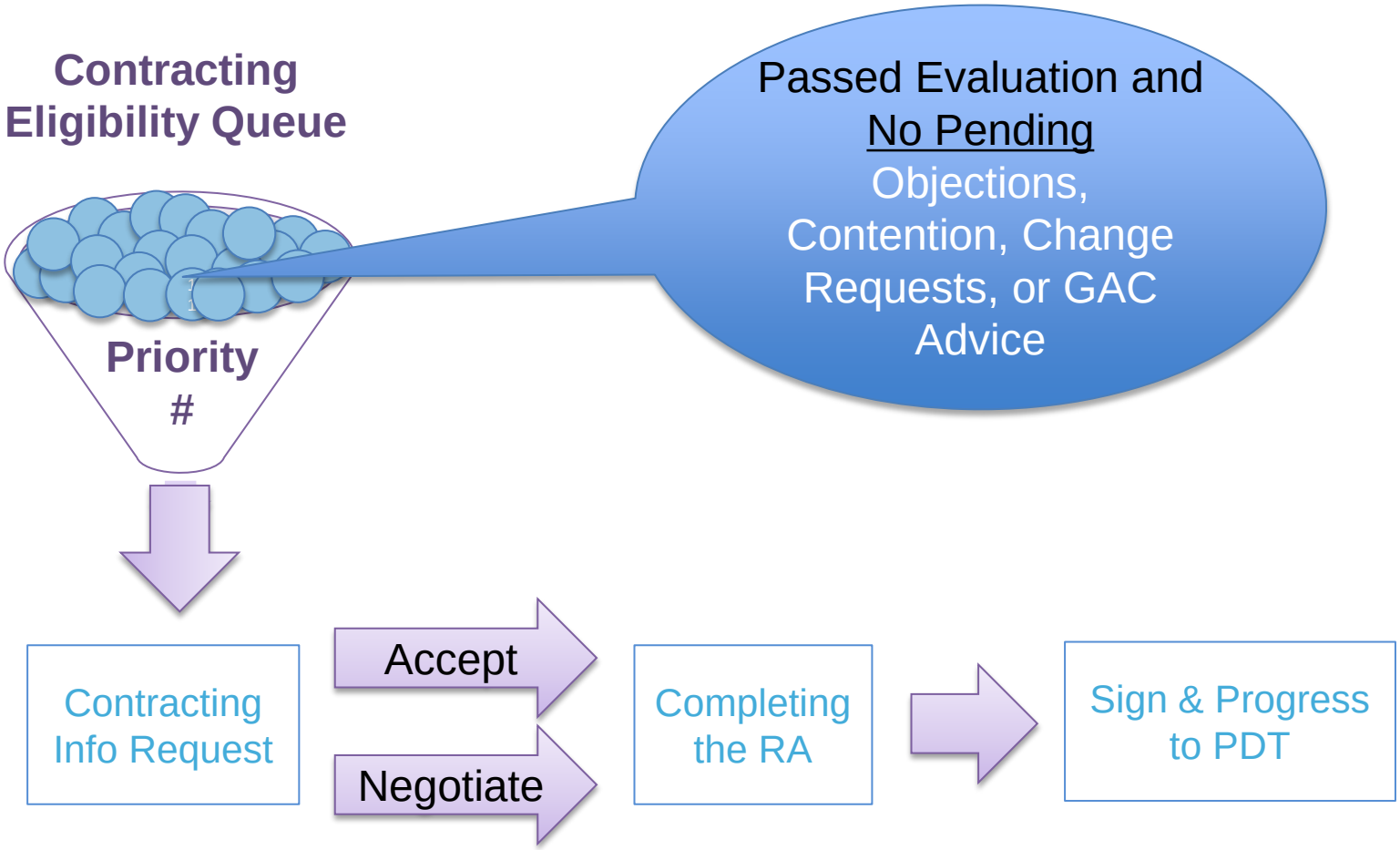
Contracting Process

Overview



Contracting Process

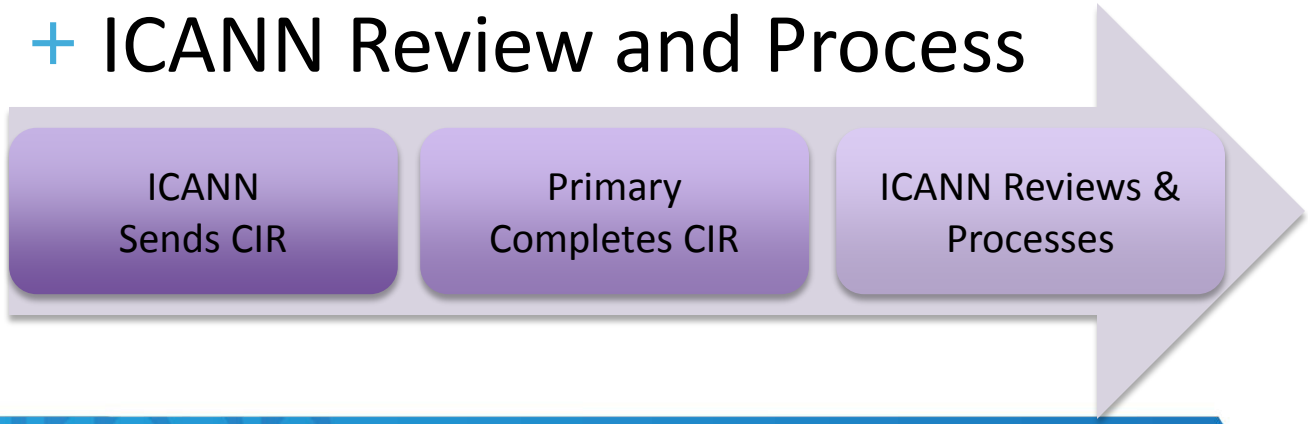
Contracting Prioritization Pipeline



Contracting Process

Contracting Information Request (CIR)

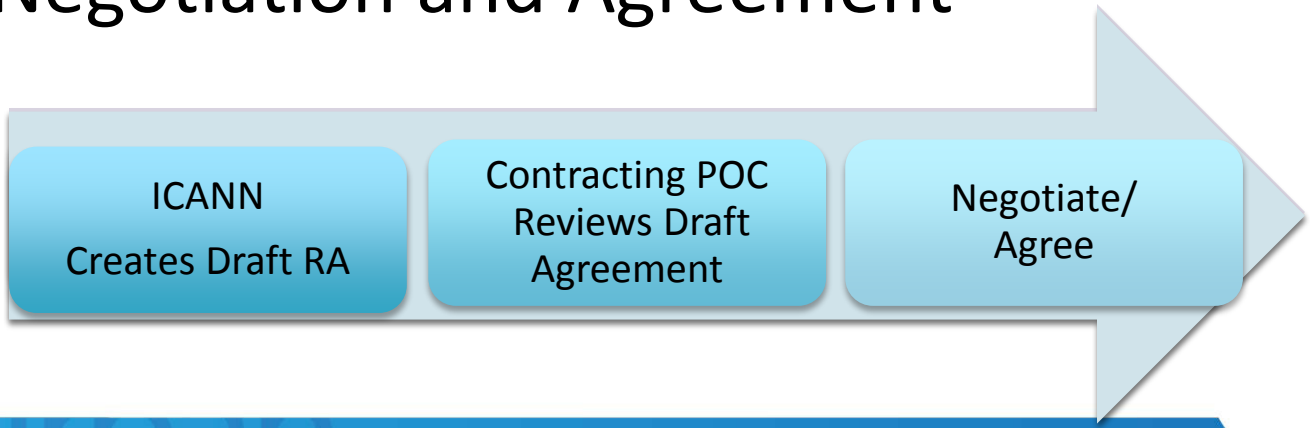
+ Initiating the CIR
  - By Priority
  - Customer portal
+ Notification and Response
  - Primary Contact
+ ICANN Review and Process



Contracting Process

Completing the Registry Agreement

- Creating the Draft Registry Agreement
  - No changes requested = eligible for signing
  - Changes requested = negotiation
- Applicant Contracting Point of Contact (POC) reviews Draft Registry Agreement
- Negotiation and Agreement



Contracting Process

Sign & Progress to Pre-Delegation Testing

+ Sign the Agreement
  - Sign the Supplement to Registry Agreement
+ Initiate Other Processes
  - Publishing the RA, PDT, Onboarding

Contracting Information Request (CIR)

Contracting Information Request (CIR)

Overview (1 of 2)

All Applicants

1. Contracting Points of Contact
2. Registry Agreement - Exhibit A, Approved Services
3. Registry Agreement - Specification 8, Continued Operations Instrument
4. Changes to Application Data

Contracting Information Request (CIR)

Overview (2 or 2)

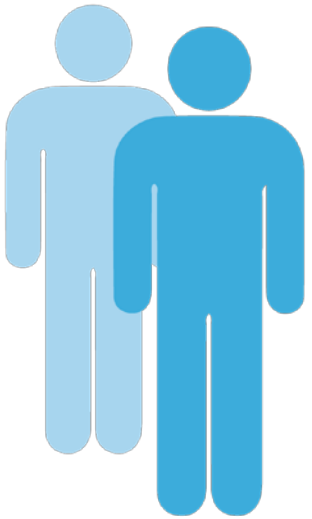
Some Applicants

5. Cross-Ownership Relationships
6. Registry Agreement - Specification 9, Code of Conduct Exemption Requests
7. Special Considerations - IGO/Governments & Community
8. Requesting Changes to Registry Agreement
9. Electronic Signature

Contracting Information Request (CIR)

Contracting Points of Contact

+ Provide Points of Contact for:



- Contracting Process Contact
- Signatory to the Agreement
- Legal Notices Contact

Contracting Information Request (CIR)

Registry Agreement – Exhibit A, Approved Services

+ Exhibit A includes
  - DNS Service TLD Zone Contents (per the AGB)
  - Additional Services, if any (per the Application)
+ Exhibit A developed jointly with ICANN

Contracting Information Request (CIR)

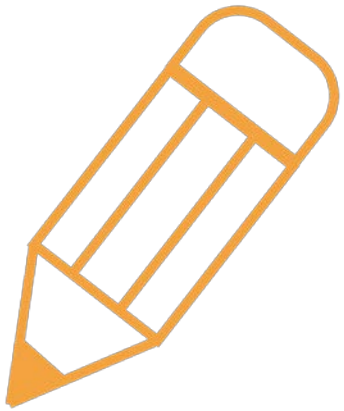
Registry Agreement - Specification 8, Continued Operations Instrument

+ Continued Operations Instrument (COI)
  - According to Specification 8 of RA
+ Initiated LOC Outreach on 5 July
+ Most common issues noted:
  - Inadequate duration
  - Not unconditional

Contracting Information Request (CIR)

Changes to Application Data

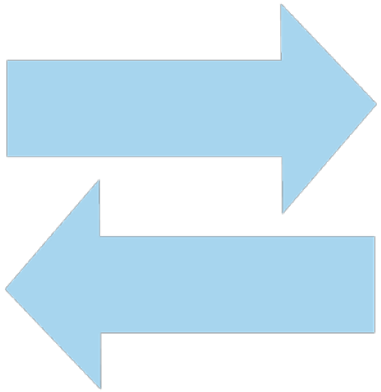
- Required if application information becomes untrue or inaccurate
- Approved change requests must undergo a 30-day comment period
- Applications may not proceed to the next step until the 30-day period has elapsed
- Some change requests will require re-evaluation
- Change request process is on the microsite



Contracting Information Request (CIR)

Cross-Ownership Relationships

- Per AGB 5.1, applicants need to provide a statement of cross-ownership, if applicable
- Submit with your CIR package
- A sample statement is posted with the CIR Guidance on the microsite



Contracting Information Request (CIR)

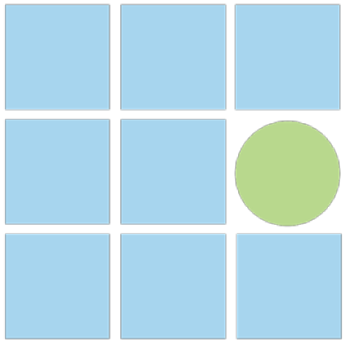
Registry Agreement - Specification 9, Code of Conduct Exemption Requests

+ Applicants have the option to request an exemption if:
  - All domains are registered to registry operator for its own exclusive use
  - Registry operator does not sell or transfer use of any registrations to any non-affiliate
  - The application of the Code of Conduct is not necessary to protect the public interest

Contracting Information Request (CIR)

Special Considerations – IGO/Governments & Community

+ IGO or Governmental Applicants
  - IGO/Governmental documentation
+ Community Applicants
  - Specification 12 Community Registration Policies and must match Application; developed jointly with ICANN
+ IGO/Governmental and Community Applicants must provide both of the above



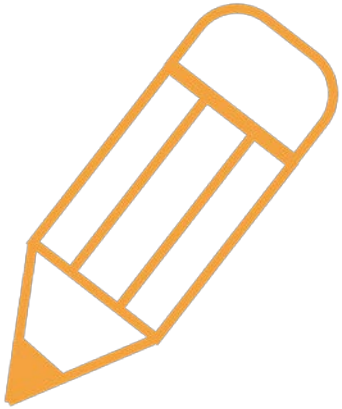
Contracting Information Request (CIR)

Requested Changes to the Registry Agreement

- Per Module 5 of the AGB, applicants are expected to enter into the Registry Agreement substantially as written
- Applicants may request and negotiate terms by exception
- Applicants who request to negotiate terms will take substantially longer to complete contracting

Contracting Information Request (CIR)

Electronic Signature



- Indicate whether you wish to use electronic signature
- Electronic signature will be through DocuSign
- Traditional signing is available for those not opting in to electronic signature

Next Steps & Additional Information

Next Steps & Additional Information

Next Steps for ICANN

+ 24 July: Next CIR release

  - Priority Numbers 51 – 108

  - Subsequent CIRs released at 40/week until pipeline is full

Next Steps & Additional Information

Next Steps for ICANN

+ Initial goal to sign at least 20 contracts/week
+ Standard Contracting path
  - 2-3 week turnaround
+ Negotiation Contracting path
  - Timing depends on negotiation

Next Steps & Additional Information

Next Steps for Applicants

- Access the Contracting Information Request (CIR) guidance
- Begin document collection for CIR
- Check COI against Specification 8 requirements

Next Steps & Additional Information

Next Steps for Applicants

+ Submit a change request for any changes to your Application
+ Watch for posted updates on the Contracting page of microsite

Get a Head Start on PDT

+ Contract with an approved Data Escrow Agent

Next Steps & Additional Information

Additional Information

- Contracting / Registry Agreement page of microsite: http://newgtlds.icann.org/en/applicants/agb/base-agreement-contracting
- CIR Guidance, Contracting User Guide, and sample COI and Cross-Ownership: http://newgtlds.icann.org/en/applicants/agb/base-agreement-contracting
- Approved Data Escrow Agents: http://newgtlds.icann.org/en/applicants/agb/base-agreement-spec-2-data-escrow
- Change Request process: http://newgtlds.icann.org/en/applicants/customer-service/change-requests
- Questions? CSC Contact Information can be found here: http://newgtlds.icann.org/en/applicants/customer-service

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Thank you & Questions

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