Preliminary Issue Report on Protection of Int'l Organization Names in new gTLDs

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Red Cross/IOC Names Update Since Costa Rica Meeting

 On 26 March, GNSO Council approved the IOC/RC DT's recommendations to protect the Red Cross/IOC names

- On 10 April, ICANN Board's New GTLD Committee declined to adopt the GNSO recommendations at this time
 - The Board stated that although the substantive "recommendations of the GNSO are well taken," it had concerns about timing.

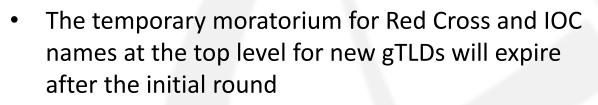


Red Cross/IOC Names Update Since Costa Rica Meeting

- In 11 March letter, ICANN Board requested the GAC/GNSO to provide policy advice on whether to protect IGO names at the top and second levels of new gTLDs
 - The GNSO has deferred any action on the Board request until the GAC first provides its policy advice to the Board
 - GNSO Council requested an Issue Report on special protections for international organization names and acronyms at the top and second level for all new gTLDs
 - Includes the Red Cross, IOC and IGOs



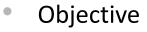
Red Cross/IOC Names -Current Status



- There are currently no special protections provided for the Red Cross/IOC names at the second level
- Preliminary Issue Report published and public comment forum opened on 4 June
- GNSO Council sent a letter to the GAC on 7 June informing that DT is continuing its work in evaluating the GAC proposal and possible recommendations



Preliminary Issue Report



- Define the type of organizations that should be evaluated in any related PDP for any such protection at the top and second level
- Describe how the PDP could be structured to analyze whether ICANN should adopt policies to protect such organizations at the top and second level
- Scope: Includes an evaluation of whether to protect the names of both international government and NGOs at the top and second levels of new gTLDs

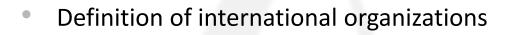


Preliminary Issue Report

- Currently available protections at the top level
 - Review and objection process currently underway for applied-for strings
 - Legal rights objection may be applicable to IGOs
 - Independent Objector
 - PDDRP for holders of a word mark specifically protected by statute or treaty
- Currently available protections at the second level
 - Trademark Clearinghouse, Trademark Claims process and sunrise protections
 - PDDRP
 - Uniform Rapid Suspension System
- Staff recently submitted Board-directed briefing paper on issues related to concerns over need for 2nd level defensive registrations in view of current protections



Preliminary Issue Report -Suggested Issues to Explore in PDP



- Quantifying the entities to be considered for special protection
- Scope of protections under international treaties/laws for Red Cross and IOC names
- Distinguishing between Red Cross/IOC from other international organizations
- Establishing an objective set of criteria to determine which international organizations would qualify for any special protections

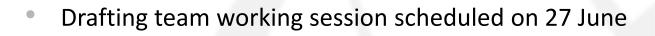


Preliminary Issue Report: Staff Recommendations

- GNSO Council should consider whether or not to initiate a PDP as an approach to develop any additional policy advice in response to Board requests on additional protections
- If PDP initiated:
 - suggest that scope be limited to: 1) IGOs and 2) international organizations that are not-for-profit and are protected by treaties and national laws in multiple jurisdiction
 - Consider minimum required timeline and work load issues to complete a PDP, and that additional resources may be necessary to develop recommendations relevant to types of protection at top and/or 2nd level in a timely fashion



Next Steps



- Public Comment reply period closes 16 July
- The ICANN community is encouraged to participate, and to comment on whether a PDP should be focused on additional protections for:
 - (i) only international organizations that are not-for-profit AND are afforded unique protections under international treaties or national laws in multiple jurisdictions, and/or (ii) all international governmental organizations
- Once public comment period closes
 - Staff will review and publish public comment summary report
 - Staff to publish and submit Final Issue Report to Council
 - Council will consider whether to initiate a PDP

Further Information

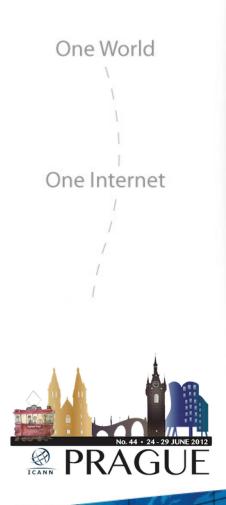
Preliminary Issue Report -<u>http://gnso.icann.org/issues/intl-org-names-</u> <u>prelim-issue-report-04jun12-en.pdf</u>

Preliminary Issue Report Public Comment Forum -<u>http://www.icann.org/en/news/public-</u> <u>comment/prelim-protection-io-names-</u> <u>04jun12-en.htm</u>

Defensive Registrations Briefing Paper

http://gnso.icann.org/mailinglists/archives/council/docCkHGfCJ5QB.doc





Questions

Thank You

