Domain Tasting Tutorial: GNSO PDP Process Overview

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Outline

• GNSO PDP Process
  – Issues Report
  –Launching a PDP
  – Conduct of a PDP
• PDP Time-lines
• Discussion
• Next Steps for Domain Tasting Issues report
Issues Report

• Request for Issues report can come from:
  – ICANN Board
  – GNSO Council
  – Advisory Committee, e.g. At Large Advisory Committee

• Staff sends Issues Report to GNSO Council

• GNSO Council decides whether to launch a PDP
Launching a PDP (I)

• If Staff Recommendation says issue is within scope of GNSO policy process:
  – Vote of 33% of Council members present to start a PDP can initiate a PDP;

• If Staff Recommendation says issue is out of scope:
  – Supermajority Vote of the Council members present is needed.
Launching a PDP (II)

- GNSO Council Weighted voting:
  - Number of votes of gTLD Registries and Registrars constituencies is equal to the number of votes of representatives selected by other Constituencies.
Conduct of a PDP (I)

• 1st public comments right after the start of a PDP
• Council chooses whether to create a Task Force
• Constituency statements are collected, they include:
  – clear statement of constituency's position
  – how the constituency arrived at its position (e.g. constituency meetings, teleconferences)
  – analysis of how the issue would affect the constituency, including financial impact
  – how long it would take to implement the policy.
Conduct of a PDP (II)

- Preliminary Task Force Report
- 2nd public comments
- Final Task Force Report
- GNSO Council vote on recommendations
- Council report to ICANN Board of Directors
Conduct of a PDP (III)

• If Council Supermajority Vote, Board adopts policy unless >66% of Board determines that policy is “not in the best interests of ICANN community or ICANN”

• Implementation of policy
By-Laws Time-line for a PDP

• Request -> Issues Report – 15 days
• Issues Report -> Initiation of PDP – 15 days
• Initiation -> Charter/ToR – 10 days
• TF
  – Charter -> Appointment of TF chair – 5 days
  – Initiation -> Constituency Stmt – 35 days
  – Initiation -> Prelim TF Report – 40 days
  – Prelim TF Report -> deliberation mtg – 5 days
  – Mtg -> TF Report – 5 days
  – TF -> Council – after 20 public comment period
The reality of time-lines - examples

• Contractual Conditions TF
  – Feb 06 until May 07

• Whois TF
  – Feb 05 until March 07

• New gTLD committee of the whole
  – Dec 05 still ongoing
Discussion

• Scope of PDP should be narrow
• Task Forces/working groups need clear and tightly defined terms of reference
Discussion (II)

• Council workload has often meant that creation of Task Force was preferred to ‘Committee of the Whole’

• Bylaw timelines are unrealistic with complex PDPs and diversity of views – 12 – 24 months, not 90 days

• Moving towards more inclusive, informal ‘working groups’ – i.e. not just GNSO Constituency members.
Next Steps

• Council Open Forum discussion
• Council Open meeting consideration of Issues report

– Decision:
  • PDP
    – TF or committee of the whole
  • WG to study issue and make recommendation
    – limited time
    – open to community
  • other possibilities..
Thank You