ATRT Draft Report

Overview & Preparation for Board/ATRT Meeting

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Ensuring accountability, transparency, interests of global Internet users

• On 3 November ATRT posted draft report for public comment, community discussion in Cartagena.

• 15 comments posted online; Board discussion Sunday; public discussion Monday.

• Input considered by ATRT for final report due to Board by year end.
Draft recommendations in four areas

• Board – including NomCom’s selection processes.
• Governmental Advisory Committee.
• Public input and policy development.
• Appeal mechanisms for Board decisions.
Create mechanisms for identifying Board skill-set

• Benchmark Board skill-sets against similar entities.
• Tailor required skills through open consultation.
• Review annually; provide as formal starting point for NomCom; publish.
• Regularly review training & skills building.
• Increase NomCom’s transparency.
Additional Board suggestions

• Continue to expedite reforms to Board meeting and work practices.
• Implement Board compensation scheme.
• Clarify which issues to be considered at Board level.
• Develop complementary mechanisms for consultation with SOs and ACs on policy issues to be addressed at Board level.
Proposals on Board decision making

- Promptly publish all appropriate materials related to decision-making processes.
- Publish circumstances for redaction and explain risks (if any).
- Publish detailed explanation at conclusion of each decision-making process:
  - Why it was considered by Board;
  - What consultation occurred;
  - What input was received from community;
  - How input was considered and how and why it was adopted or discarded.
Improve GAC processes

• Board/GAC need to clarify what constitutes GAC “advice” under the Bylaws.
• GAC should agree on what constitutes formal opinion.
• Establish (and post) documented process for requesting/receiving public policy advice.
• Board/GAC coordinate for timelier GAC advice.
Improve GAC processes

• Engage GAC earlier in policy development process; ensure they’re informed.
• Consider revising staff support to GAC and scheduling more Board/GAC meetings.
• Try to increase governments commitment and participation in GAC, especially developing countries.
• Consider engaging senior government officials on public policy issues on a regular and collective basis.
Suggestions for public input & policy development

• Adopt stratified, prioritized public Notice and Comment.
• With “Comment” cycle and a “Reply Comment” comment cycle.
• Adjust timelines to provide adequate opportunity and fix their duration.
Public visibility into Board decisions

- Explain basis for Board decision, identify public comments that were/were not persuasive.
- Ensure multi-lingual access to documents for PDPs, public input processes, and Board decisions to maximum extent feasible.
- Ensure all necessary inputs are received in policy making processes and considered by Board (consider publishing checklist).
- Publish updated, forecasted ICANN work programs.
Appeal mechanisms for Board decisions

- Implement IIC recommendation to seek input from a committee of independent experts on restructuring review mechanisms.
- Assess Ombudsman operations and ensure compliance with standards.
- Clarify standard for Reconsideration requests.
- Adopt timeline, format for Reconsideration Requests and Board reconsideration outcomes, including status of deliberations, rationale for decisions.
Overarching recommendation

• Establish regular schedule of internal reviews to ensure that transparency, accountability performance is maintained throughout the ICANN, and where necessary, to propose measures for improvement.

• Reviews should be overseen by Board and should assess implementation of recommendations, e.g. publication of Board decision-making documents, appropriate redaction of materials, transparent implementation of work program, multi-national and multi-lingual senior staff, and effective, transparent, accountable appeal mechanisms.
Points to consider for ATRT meeting

• Thanks for hard work, look forward to community discussion.
• Many constructive, implementable elements that validate and build upon ICANN’s improvements.
• Want to ensure understanding of ATRT’s intent and discuss feasible implementation schedules.
• Potential enhancement or follow-up work: more qualitative analysis of what has been done thus far, metrics, benchmarks, and guidance on how to assess objectives called out in the Affirmation.
• After final report issued, Board will seek community input and decide on recommendations to be incorporated into ICANN’s annual plans/budget.
Questions?