

Registrar Accreditation Agreement Amendments

ICANN Forum
6 March 2009



Four Categories of Amendment

- Enforcement Tools – gives ICANN better tools for enforcement.
- Registrant Protections – enhancing consumer information that supports better informed decisions and choices concerning the protection of data.
- Promoting stable and competitive registrar marketplace – making sure that all participants in the registration marketplace meet minimum standards.
- Agreement modernization – make certain that provisions in the contract meet current needs.

17 Amendments in 4 Categories

- Enforcement Tools
 - Graduated sanctions
 - Provision for audits
 - Group liability
 - Registrar fees
 - Registrations by registrars
 - Arbitration stay
- Promoting stable & competitive marketplace
 - Operator training
 - Accreditation by purchase
 - Use of ICANN accredited registrars
- Registrant Protections
 - Escrow of data underlying proxy registrations
 - Reseller compliance
 - Registrant rights & responsibilities
 - Licensee contact disclosure
 - Registrar contact information
- Agreement modernization
 - Notice provision
 - References to DoC
 - Clarify data retention requirements

Board Resolution Directed Staff to:

- Gather community input on recommended changes
- Engage the Registrar Constituency to arrive at a set of proposed amendments taking community input into account
- Publish proposed set and provide notice to ALAC, GNSO, and others to review and provide advice to the Board

Process

- Jun 2007 – Workshop in San Juan on Protection of Registrants; Board resolution
- Jul – Sep 2007 – Public comment forum open for input
- Oct 2007 – Jun 2008 – Dialogue held with Registrar Constituency to create set of amendments
- Jun – Aug 2008 – Public comment period open on set of 15 proposed amendments
- Nov 2008 – ICANN briefings in Cairo for: GNSO Council, Registrar Const., Intellectual Property Const., ALAC
- Dec 2008 – Final set of 17 amendments, two additions resulted from IPC and Registrar Constituency dialogue

Community Advice and Approval

- Jan 2009: ALAC voted to support the RAA amendments, as did the GNSO Council
- Jan 2009: GNSO vote (14 for, 9 against, 4 abstentions) did not obtain the 2/3 required in the RAA for mandatory adoption
- Here in Mexico City, GNSO constituencies negotiated a motion to approve the updated RAA amendments and commit to specific follow-up actions
- Also here in Mexico City, the GNSO voted unanimously to support adoption of the updated set of amendments

Community & Board Approval

- The approved GNSO motion called for convening two groups within 30 days of Board approval to:
 - Draft a registrant rights charter; and
 - Identify additional amendments to the RAA – by 31 Jul 2009
- This GNSO compromise was developed with the expectation that the Board would approve the amendments at this meeting.
- The community believes that these amendments have been fully vetted through appropriate public comment.
- Registrars will be required to enter into the new agreement upon renewal
 - 70% of all registrars set to renew over next 2 years
 - Incentives provided for immediate adoption

Thank You

<http://www.icann.org/en/topics/raa/>