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/