

---

JOHANNESBURG – ALAC & Regional Leaders Working Session 1

Monday, June 26, 2017 – 09:15 to 10:15 JNB

ICANN59 | Johannesburg, South Africa

ALAN GREENBERG:

Could I ask everyone to please take their seats?

Thank you. I'd like to call this meeting to order, as much as order as we ever have in these meetings. Welcome to Johannesburg. This is going to be an interesting meeting in that we have done our best to absolutely minimize the amount of time we're talking about things that could be classed as administrative. There are a few. There are a fair number of sessions that we'll be holding within our meetings on technical-type issues or policy issues within ICANN. There are a significant number of meetings that are being held as cross-community meetings, and staff will be highlighting them as we go forward.

The intent, hopefully, coming out of this meeting is that everybody around this table will be moderately well-versed on the issues associated with many of the comments that we're going to have to be making over the next number of months on gTLDs, on RDS, on privacy issues. It's really important that everybody – and that includes all ALAC members, regional

---

*Note: The following is the output resulting from transcribing an audio file into a word/text document. Although the transcription is largely accurate, in some cases may be incomplete or inaccurate due to inaudible passages and grammatical corrections. It is posted as an aid to the original audio file, but should not be treated as an authoritative record.*

---

leaders, and the people from our ALSes – have a pretty good grasp of what the issues are.

So I encourage you to make sure that you do attend all of these meetings. There are a number of slots which you'll have open at your discretion to pick what you want, but of the cross-community ones that we're not scheduling against, they really are important issues.

We usually have a relatively difficult time reconvening after breaks. I'd like to, to the extent possible, make sure that we can start on time. So I ask you to keep an eye on the clock when we have breaks or lunch so that we can reconvene.

In terms of other housekeeping, the table here is moderately small, so I would ask that we give priority to the ALAC members and regional leaders. Anyone else, if there are available seats, please feel free to use them. But I do want to make sure that all of the formal parts of the At-Large Leadership Group are at the table.

Standard rules apply in terms of: if you want to speak, we will try to keep an eye on both the Adobe Connect and tent cards. In general, I will try to make sure that whoever is chairing the meeting has someone else keeping track of speaker lists.

---

What else is there that needs to be said very quickly? If you're not going to be at one of our meetings when they're scheduled, please let staff know where you are. We do take attendance. ALAC members, if you are going to be missing any ALAC meetings, please make sure a proxy is identified so that in case there are decisions that have to be made, they can be made. At this point, there are no planned decisions, except at the wrap-up session. But sometimes the world moves quicker than we want it to.

I'll be leaving in a few minutes to go to the AFRALO opening session. I see a number of AFRALO ALSes around the table, and I assume they'll be joining me. I'll be back in a little while. In the interim, León will take over.

Is there anything I've missed that I was supposed to have covered? I didn't mention the name of the AFRALO room, Bill Gallagher Room. I'd like to think that people who are scheduled to be there most of the day already know the name of the room, but perhaps not. Thank you.

Any further questions? I saw that Maureen had her card up before.

---

MAUREEN HILYARD: Thank you, Alan. I just wanted to note there are going to be times when there's going to be a conflict for me with regards the short timeframe and ccNSO activities. I guess it'd be the same for other liaison people. Is there any way that we can actually get some feedback on things that we might have missed in some of the sessions that are At-Large sessions?

UNIDENTIFIED FEMALE: [inaudible]

ALAN GREENBERG: Sorry. I missed what you just said. Sorry. I didn't plug my earphones in yet. Say it again. Try again.

MAUREEN HILYARD: I wanted to know if there was any way that we who may miss a session because of our commitments to other areas will be able to get some feedback on issues that may have been raised in those sessions that we may have missed.

ALAN GREENBERG: I presume all you need to do is ask.

MAUREEN HILYARD: Nothing formal. Okay. Thank you.

---

ALAN GREENBERG: I had nothing planned to do that, other than informally. For those who aren't aware, we have a number of people in the room who are liaisons to other groups. In general, their responsibilities are to somehow meet both criteria. But in general, acting as the liaison takes slight precedence over their ALAC positions, unless the topic is of particular interest and focus for them.

With that, I will take a leave for a few minutes and help open the AFRALO session. I'll be back in a little while.

León, it's yours.

LEÓN SANCHEZ: Thank you very much, Alan. This is León Sanchez. As Alan has just said, welcome to Johannesburg. We have a lot of policy discussion to carry on in this meeting. As you might be aware, this is the second time we've held a meeting of this format. This is a policy forum. As Alan was saying, it is important that we take part in all the discussions and all of the cross-community sessions that are going to be held during the week. This is our time where we can actually have our voice heard and we can have our ALSes' voice represented and made heard during the discussions.

---

As you are aware, we have the At-Large AFRALO local community engagement, which is why Alan left. I myself will be leaving later. Of course, not before Alan comes back. We also have various sessions during the day.

This is the room where we'll be holding our different meetings. At 10:30, we will be having as guests Sally Costerton and her team. We will speaking to the GSE and the [PRS] team. Of course, it's always good to have them. This is the time where we can let them know whether the GSE team is actually performing as expected, and the time for us to let them know whether we are being well-supported and whether the different ALSes have the elements that they need at hand. We usually speak about the different support programs, like the CROPP, with them. I think it's important to let them know whether we need more support or that the level of support that's been provided is correct.

Then we will be receiving the Consumer Safeguard Director. We will be receiving Jamie Hedlund and Bryan Schilling. They will be doing a presentation on this, and we will have a discussion on contractual compliance and consumer safeguards, which I believe is [the] discussion for many at this table. I will definitely encourage you to raise the points that you see fit into this slot.

We have had yesterday, I believe, the CCT Review Team meeting – there seems to be an echo. We had the CCT Review Team

---

meeting yesterday, as far as I'm aware. It's important that we of course continue that discussion. Consumer safeguards are something that are really important to the end user community, and of course, contractual compliance is one of the main objectives that we should be looking at as end users.

Then we are going to have the AFRALO capacity-building session. We will be outlining the AFRALO mentorship program. We will be speaking about evaluations and the discussion on the policy development process. You are, of course, invited to join this capacity-building session.

We will be also having our third session of the day as the ALAC and regional leaders working session. We will be having a session on gTLD public interest concerns, and that is going to be led by Holly Raiche. I don't know, Holly, would you like to make any remarks as to what we are going to listen to in that session?

HOLLY RAICHE:

As Alan had pointed out, even though the work group of subsequent procedures has largely finished, we are going to be called on to have a lot of comments. What I really want from everybody is an awareness in the most general sense of what the issues are for the end user, what we've said in the past, and where we are up to, so that when it comes time for having comments made, for participating in working groups, everybody

---

is up to speed on what we've done, where we've made interventions, what they are, and have a good starting point for future policy development that's going to involve all of you, I hope.

LEÓN SANCHEZ:

Thank you very much, Holly. Then we will have a 15-minute break for coffee. Afterwards, we will have the first cross-community discussion that will be on the next generation gTLD registration directory services – or RDS – policy requirements. I think this is also an important discussion for end users to actually participate. As Alan said, we do encourage all of you to attend the session and, of course, express your views.

Then we will be having the local host reception at 18:30. I'm not sure if staff already has the room for that. It's supposed to be at this same venue, but I'm not sure.

Okay. So I guess we'll find out what room the local host reception is going to take place in, but if not, just follow the crowd. It's easy to get to parties here. So just follow the crowd.

Exhibition 1. Thank you very much, [Judith]. So the local host reception might be held in Exhibition 1. Of course, that's the place where we can wind up today and relax for some minutes.

Tomorrow, Tuesday, we also have – yes, Sébastien?



---

SÉBASTIEN BACHOLLET: Just to ask if staff is working on technical issues. We don't have access to the Adobe Connect. It's maybe good to tell you that it's not just one person, it's not just you. It's almost everybody. I hope that it will be solved soon. Thank you.

LEÓN SANCHEZ: Thank you very much, Sébastien, for making this remark. I think that everyone is having trouble, actually. Yes, Yesim?

YESIM NAZLAR: Thank you very much, León. Actually, I've already checked with our Tech Team. There is an issue with the Adobe Connect connection. They're just looking at it right now. So it's not only for us. It's a general issue with Adobe Connect, actually. Thank you.

LEÓN SANCHEZ: Which makes it even more worrisome because we can't hold remote participants to actually participate. If we could kindly ask our Technical Support Team to take care of this issue as soon as possible, it would be best. Thank you. And thank you for reminding us, Sébastien, of this.

---

Tomorrow, we have another capacity-building session for AFRALO. The topics that they will be discussing is [inaudible] impacting registrants and end users. For that, Steve Sheng, who is the Director of SSAC and RSSAC, [inaudible] development support is going to speak to the AFRALO community and to the AFRALO ALSes.

We also have at the same time an Academy Working Group session. I believe that this is going to be led, of course, by Sandra Hoferichter. They will be reviewing different topics like chairing skills program and the planning of their further sessions or their further programs in the future.

We also have at the same time the Empowered Community's cross-community forum on proposed fundamental Bylaws amendments. If you are not part of either the Academy Working Group or an AFRALO ALS that is going to be attending the capacity-building session 2, you are definitely invited and encouraged to attend this Empowered Community cross-community forum.

Remember that we have an ongoing consultation on fundamental Bylaws changes. That refers to the creation of a new Board committee that will be taking care of the different IRP procedures. This is something that was taken care of by the Governance Committee so far. What is being proposed is to

---

amend the Bylaws so that the Board creates a new committee that will be looking at these cases.

This cross-community forum is a place for us to actually dig a little bit more into what this implies. It has been said that this change in the Bylaws might seem innocuous and simple from a certain point of view, but I also believe that there are many questions still to be answered before the Empowered Community actually is able to sign off on this change.

I see Sébastien Bachollet has [his card up]. Sébastien?

SÉBASTIEN BACHOLLET: Thank you, León. I just wanted to know if we will have some time in this setup to discuss this issue before we have this meeting tomorrow morning.

LEÓN SANCHEZ: Thank you very much, Sébastien. I think that we can find, yes, some time to discuss this. We will be holding different sessions during the day, so we can actually have a talk on this. If not, I would definitely encourage the discussion on this topic on this very session. So I will speed up going through the different activities so we can make room for us to actually discuss this topic. Thank you, Sébastien.

---

Okay. Continuing with the activities, we also have the ALAC and regional leaders working session part 2 taking place at 9:15 tomorrow in this very same room. We will be speaking about the At-Large Review on next steps and reviewing, of course, the current status and speaking about the review process. I believe that for that, the Review Team will be leading the session.

We then have a joint meeting with the GAC. We will explore the ways how to make the GAC and ALAC cooperate in a more concrete way, the new approaches to the subsequent new gTLD procedures and, of course, possible coverage in underserved regions. We will also have time for Any Other Business discussions.

We'll then have a coffee break, and then we will be having a session on the ALAC Subcommittee on Outreach and Engagement. I think that Dev is going to lead that session. They have a very packed agenda. If you look at the agenda in the wiki space, you'll see that they have a lot of activities that they will be carrying on.

Then we will have the At-Large regional leaders meeting. This is a session in which all leaders will be discussing different issues, of course, from the different regions' perspectives.

Then at 15:15 we will have the GDPR and its potential impact looking for practical solutions, which is also a cross-community

---

discussion, in Ballroom 1. Then at 5:00 will have the cross-community discussion on geographic names at the top-level first session.

Then there will be a celebration for the Fellowship Program. It's getting to be ten years for the Fellowship Program, so there will be a celebration at the Level 4 foyer. I know that there are many who have gone through this Fellowship Program and who are Fellow alumni, so it will definitely be good to see you there.

On Wednesday, we also begin at 8:00 for those who want to attend the capacity-building session for AFRALO. This session is important, not only for newcomers, but also for everyone who's interested in getting to know how the Empowered Community will actually function. This session will speak about the Empowered Community. I definitely encourage you to attend if you are interested in getting to know these new powers that the Bylaws have provided to the community.

Then there will be the AFRALO General Assembly. Of course, this is a very important event for our AFRALO colleagues. We will also have the Technology Taskforce, which will also be led by Dev –

JUDITH HELLERSTEIN:       And Judith.

---

LEÓN SANCHEZ:

And Judith. Thank you, Judith. Well, I think that's also a very important session. The Technology Taskforce guys have been doing an awesome job in helping the end user community and At-Large. So I definitely encourage you to also attend this meeting if you're available.

Then we have the second part of the AFRALO General Assembly. It'll be important for AFRALO ALSes and representatives to attend this session, as they will be reviewing the operating principles for AFRALO. There will be also a discussion on the CROPP.

After that, at 13:30 we have the ALAC and regional leaders working session, part 5. We will be speaking about domain name abuse, which I think is also a very important topic for end users. We will be having as a guest Jonathan Zuck who will be reporting on the CCT Review Team. He will be providing us with an update. Also, we will be having Dave Piscitello, who is the V.P. of Security and the ICT Coordinator, for a presentation on a domain abuse reporting tool.

If you see a funny acronym here that is TTFKAD, that's something like The Tool Formerly Known As DART. The reason why the name was changed for this domain abuse reporting tool is that we got a cease-and-desist letter for DART. So it's changing its name, and it's currently under review.

---

Then we have another cross-community session, which is on the operational side of ICANN [subs], plan, and budget. It's going to be in the Bill Gallagher Room. We also have at 5:00 the At-Large Public Interest Working Group, which is going to be led by Wolf.

In the same room, colliding with this session, we have another cross-community session, which is: Who Sets ICANN's Priorities? I think it's very important that those who can, attend this session, because of course, it's important to review who is actually setting ICANN's priorities from the different points of view as a community, as an organization, and from the Board's point of view.

We also have the At-Large AFRALO Showcase, which as you all well know is also an important opportunity for us to better understand and know what the AFRALO community is doing and their different interests and their different needs.

Then we have a cocktail for the AFRALO Showcase and AFRALO entertainment.

Finally on Thursday, we will be holding another capacity session, which is on the next generation registration directory service. This will be held in Ballroom 4 as well, which is this same room. Then there will be another Capacity-Building Working Group session. Tijani is going to lead that session, and they're going to

---

... speak about different topics such as capacity-building webinars, the concept of them, how it works, [inaudible], etc.

Then we have our first wrap-up session, the ALAC and regional leaders wrap-up session. We will be having as guests Göran Marby and David Olive. We will also be receiving Patrik Fallstrom and Jim Galvin. Julie Hammer will be moderating this session, and we will be, of course, speaking about SSAC issues.

Then we have the AFRALO activities wrap-up. This will also include a discussion on EURALO hot topics, as I can see. Is that correct? Yes.

I see that Sébastien's hand is up. Sébastien?

SÉBASTIEN BACHOLLET: Sorry. Just to ask if you can write the name of the Chair of EURALO with the right spelling. It's not Leblanc, but Leblond.

LEÓN SANCHEZ: That is correct, yes. It's Leblond, not Leblanc.

Okay. Then we have the ALAC and regional leaders wrap-up session part 2, which is the final session for the ALAC and regional leadership to discuss different topics. We will be hosting Rinalia Abdul Rahim who is our current selected Board Director, and myself as an incoming director. We will be, of course,



---

wanting to hear from you on how the session was developed and the different challenges that we have going forward as the end user community.

We will also be discussing some ALS decertification issues, and we will begin also starting a discussion on planning the ATLAS III, which as far away as it may seem, will be happening very soon. As you know, time flies, so we want to begin the discussion on planning ATLAS III.

Then we will have the last cross-community discussion, which is on geographic names at the top-level session 2. This is also a discussion that has different perspectives. I think it's also important for the end users. And finally, the ICANN 59 community wrap-up cocktail.

So this is the agenda that we have for this meeting. Of course, as Sébastien had pointed out, it would be a good opportunity now to open the floor. We have still some ten minutes, maybe, to discuss the issue on the fundamental Bylaws change.

As I was saying previously, there is this proposal to amend the Bylaws to create a new Board committee that will be taking care of the different IRP procedures. It's been said that the current committee that takes care of that, which is the Governance Committee, has had a workload that is actually too big. So what the Board is proposing is that they create this new committee so

---

that both the governance takes care of governance issues, of course, and that this new committee would be actually taking care of the different IRP applications.

I would like to open the floor for comments. Sébastien, do you have any comments on this?

SÉBASTIEN BACHOLLET: Yes. Thank you very much, León. Yes, I have a few comments on that. The first one is that I know that we are now on the new Bylaws and that we need to have this discussion, but I want to remind you that the Board, when I was a Board member, decided to close some Board committees, and one specifically about public participation. I always struggle against that. I would have been very happy if this new Bylaw would have been in place at that time because we would have been able to discuss that in this arena.

My second point is on the decision to have a Complaint Officer right in the middle of the work of Work Stream 2. This proposal also seems to be a little bit too early. If you look to the discussion occurring about the Ombuds office, we may have the change the Bylaws and we may have to change the role of the Board Governance Committee and the Board Composition Committee regarding that.

---

I know that there – oh, sorry. I need to find a way to –

[LEÓN SANCHEZ]: It's an iPhone.

SÉBASTIEN BACHOLLET: Yes, it's an iPhone. It's too complicated. Sorry for that.

Therefore, I know that there is an IRP possibility, but they will not come in so much numbers now. It was the case with the New gTLD Program. Now it will come back really with a huge amount of work when we will launch the next program for gTLDs.

Then why this so in a hurry? The only thing I feel is interesting is that it will test the Empowered Community. But except for that, I think it's too early. I would have preferred to have this discussion in a more holistic discussion after the Work Stream 2 gives inputs, and that if we have to change the fundamental Bylaws, we do that [at] once and not just for one thing that the Board is asking for.

That's the input I wanted to give to you. Thank you.

LEÓN SANCHEZ: Thank you very much, Sébastien. I saw that, Judith, you had your hand raised. Is that correct? No? Okay. So then I'll go to Glenn.

---

GLENN MCKNIGHT: Thank you. Since the Bylaw changes, each of the RALOs have an MOU, and my understanding is we need to update our MOU. We just had our tenth anniversary. How do the new changes in the Bylaws affect our current MOUs?

LEÓN SANCHEZ: Thank you very much, Glenn. As far as I remember during the discussions on the CCWG, it was said that the change in the Bylaws wouldn't affect the current MOUs between the different RALOs and the organization. If I'm not mistaken – which I could be, of course – there is no impact into the MOUs because it was intended that these changes wouldn't affect the way we continue to work on a daily basis. The only effect that these Bylaw changes – of course, there are many, but the main effects on these Bylaw changes would be that now the community would have certain powers to exercise through the Empowered Community. So as far as I can tell, there is no impact directly into the MOUs from the different RALOs.

I see Holly has her card up, and then Alberto. Holly?

HOLLY RAICHE: I was partially listening, too, but kind of asleep yesterday. What is the change with the Ombudsman? Because right now the

---

Ombudsman has very strict limits on jurisdiction. What is the proposal? Is it to expand the jurisdiction of the Ombudsman or have a complaints area that is separate from that? Thank you.

LEÓN SANCHEZ:

Thanks, Holly. I don't think there is a concrete proposal at this stage, as the review is actually going. Also, the CCWG Work Stream 2 Subgroup on the Ombuds is having work on this, and they also have some proposals. But I would like to hand over the floor to Sébastien. He's the rapporteur for the Ombuds Group. I guess, Sébastien, you could provide a better answer than I did.

SÉBASTIEN BACHOLLET:

Thank you, Holly, for the question, and thank you, León. I think we need to have this discussion, but there is no proposal today. The only thing I know that we are, in the Work Stream 2 and not just the in the Ombuds subteam, working on some [announcement,] and some will have Bylaw consequences. When we will be able to give you a proposal on the Ombuds and the other subgroup, it will be the right time to discuss.

Today, what I can say is that we just got the external review report. It's now published somewhere on the Internet. I may be able to send the link to the Adobe if it's working or to the list. But we are not yet in the final stage for the Ombuds. But I was raising

---

that it is not sure but it's not the reverse, either, that will not have change in the Bylaws. It's why I was thinking: why make this change now? And for the Board Governance Committee and the new Board committee, as we can wait for a few more months.

If you want to know – because I don't want to take the time out of the meeting, but if you want to have more information about the Ombuds, I am very happy to give you it when you want in a discussion together with everybody, of course. Thank you.

LEÓN SANCHEZ: Thank you very much, Sébastien, for this update and reply to Holly. Next I have Alberto Soto.

ALBERTO SOTO: I was going to talk about the Ombudsman, but this has already been clarified because Sébastien and myself are part of that working group.

Regarding the MOUs for the RALOs, I don't know if there will be no changes later on, depending on the result of the At-Large Review. Why? Well, because in theory the ALSes will be gone. They said they will be an ALS member, which will have to become an individual member. So I won't dare to say that there will be no changes in the future if we implement the

---

recommendations the way that they have been suggested by ITEMS. Thank you.

[LEÓN SANCHEZ]:

Thank you, Alberto. It's important to mention what Glenn said. He talked about the impact the changes that have already been introduced may have regarding MOU and what the consequence of the review may be for the Bylaws and the impact this may have on the MOUs which have already been signed with the RALOs.

As I told Glenn earlier on, the changes that have already been implemented have no direct impact for the MOUs. However, what you have said is very important, and we have to wait and see for the result of the assessment and the implementation of the review, which has just been completed.

We should remember that this is a process. The Review Team has already published its final report, and we will have to continue the normal path. This will have to be reviewed in turn by the corresponding committee of the Board. This committee will issue recommendations regarding the implementation of the report. As far as I understand, during that time, the ALAC and the At-Large community will have an opportunity to interact with the community and with the Board so as to analyze and find the best way of implementing this, and also to decide what

---

has to be implemented from this report. So we should remember that this report is not something which is going to be implemented the way it was drafted by the team that drafted it. But that we assess it, we analyze its feasibility, and once we have looked at that, we go into the implementation stage.

In the implementation stage, however, if we should decide that the structure will be changed according to what has been suggested in the report, in that case there may be an impact on the MOUs and we'd have to review them. But of course, this will be the joint task of the organization and the At-Large community to develop this and make this come true in the best possible way.

Humberto?

HUMBERTO CARRASCO: Thank you very much. I'm going to speak in Spanish, so keep on using your headphones. Just to complete this, as far as I understand, the review process carried out by ITEMS – sorry. I think that in this meeting we will talk about the feasibility of the report issued by ITEMS, right? By the Abu Dhabi meeting, a decision will have been made regarding the changes that would be adopted for the At-Large structure.



---

So, taking into account these timeframes, I believe there will be some changes. Apparently, we have agreed with some of those changes. I believe there would be an impact on the MOU we have signed with ICANN. I'm talking about the MOU for the RALOs.

LEÓN SANCHEZ:

Thank you, Humberto. I don't know exactly what our schedule or timeframes are for this, but I would like to remind you that Rinalia is coming to meet us. She's the one who leads the committee that will be leading the report review. I believe it's better to do this as soon as possible to take advantage of the fact that Rinalia is part of the committee and that she really knows the needs of the At-Large community. Along these lines, she will help us to carry this out in the best possible way.

I think Holly wants to take the floor. Holly?

HOLLY RAICHE:

When we're talking about the At-Large Review Working Party, which is meeting I think tomorrow, one of the things we'll be doing is actually setting up the timetable for all the changes we will be going through, just a process. We can't go into substance, but a process to look at our response, which is the basis of the final report we give to the Board to make sure everybody's got

---

tasks to do that and to set out a timetable. But somewhere in there, I think some of the issues that have been raised will be taken care of. Thank you.

LEÓN SANCHEZ:

Thank you very much, Holly. Thank you for clarifying this for us because I think many of us had those questions about timelines, etc. So thank you for chiming in and letting us know what you will be discussing with the review team tomorrow.

Are there any other comments or questions on this process? I see Sébastien wants to comment. Sébastien?

SÉBASTIEN BACHOLLET:

I will speak in Spanish just to continue to the discussions with those that are discussing the At-Large review. When you open a door, you probably discuss all the objectives. And we do have problems here.

What we need to discuss here is the changes in the Bylaws by the Board and the changes of the Board commitments. Why is that we are doing this now? I understand that there are other important issues that are associated with the changes in the Bylaws by At-Large and ALAC, but we will discuss this when we discuss the review. We will have time to do that.

---

That's why here, we have no time in our agenda for this issue that we're going to discuss tomorrow with the Empowered Community. So, what are we going to tell the ALAC representative? What are we going to tell the Empowered Community? This is the issue that I am putting now on the table.

LEÓN SANCHEZ:

You're right, Sébastien. The discussion was a bit diverted, but it was important to give responses to the concerns raised here as well. Do remember that we prepared a statement in connection with this process of approving the fundamental Bylaws and the changes in the fundamental Bylaws.

This comment, to a large extent, stated that it is necessary to have greater detail of the charter of this new committee. Personally, I am concerned by two things. I would like to know more about the details of the scope of this committee, even though we do generally know that they will deal with IRP processes. I also would like to know more in detail what their functions will be.

But what I'm most concerned with is who will be part of this committee, and why? This is because the proposal is based on an excessive workload for the Governance Committee. If the members of the IRP committee will be the same members as the Governance Committee, then there is no justification for the

---

creation of a new committee. This is an important point that we should vote on the table tomorrow.

Then we should ask whether there will be some kind of restriction in terms of the creation of the membership of this committee. This will then allow that the workload be distributed more appropriately among the members of the Board.

We have our Chair back in the room. I would like to hand over the floor to him since he has his tent card up. Alan?

ALAN GREENBERG:

Thank you very much. León covered a lot of what I was going to say. We have already essentially given approval or stated we planned to give approval, but we do have some concerns. It's not clear that those concerns are ones that are going to be explicitly addressed. Particularly, membership in the committee is a decision that the Board will be making every year. So regardless of what assurances we have at this point, future Boards will do what they want.

That being said, the formal process for the Empowered Community is that there is a forum that will be conducted this week. It will be embodied partially by the meeting that will be held with that title, but in fact it technically goes on for the rest of the week. And in fact, we are not really allowed to make a

---

formal decision on how we vote with regard to the new Bylaw until the close of this meeting. We will be talking about it a bit at later sessions. And certainly, what we're looking for is, are there any reasons that people have that would be of sufficient concern for us not to ratify the Bylaw?

The issues that León raised are certainly things that we believe the Board should be sharing with us at this point, but ultimately the charter of any committee is recommended by that committee and by the Board Governance Committee and can change from time to time and thus isn't in the Bylaws themselves, nor [is] the membership of the committee.

So it's almost only a quirk of fate that the list of committees happens to be something that is in the Bylaws, or rather, the assignment of the committee is in the Bylaws in this case; that they have to even ask. But very much, I'm going to be looking for any input people have as to questions that should be raised, or are there rationales that are of sufficient [import] that we would not ratify this fundamental Bylaw? So more than just saying, "Let's allow time for it," I'm looking for real substantive issues. Thank you.

LEÓN SANCHEZ:

Thank you very much, Alan. Are there any other comments on this issue?

---

Yes, Sébastien?

SÉBASTIEN BACHOLLET: I am really sorry, Mr. Chair of ALAC, but you were not at the beginning of the discussion. When we started the discussion, I raised an issue. If you want to know what was discussed, maybe you need to first ask what was discussed in this session because you were not there. I am really sorry to tell you. You are answering the last speech of León, and that's great, but not mine. Mine was the first one, and I bring some issue. If you want to take care of that, then I can repeat it, but it's a loss of time for all the others.

Yes, I think I raised good reasons for not approving that now. If my colleagues from ALAC disagree with me, they can say so. I have no problem with that. But, please, take care of what was discussed in this session before. Once again, if you want me to repeat, ask me for that and I will do it.

ALAN GREENBERG: May I?

LEÓN SANCHEZ: Thank you, Sébastien. Yes, of course, Alan.

---

ALAN GREENBERG: I'm not going to ask you repeat for everyone else. I do ask you to repeat it for me. I'm sorry. I was called out to another meeting. No, I'm not prescient and couldn't listen to what was going on here.

LEÓN SANCHEZ: Okay. Sébastien?

SÉBASTIEN BACHOLLET: The question we have in front of us is that we have a proposal from the Board in the middle of a discussion of the Work Stream 2. It was the same thing that the CEO had done with the creation of the Complaints Office in the middle of the discussion with the Ombuds office and this evolution. Then we have to take that onboard now in Work Stream 2.

Here, there is no hurry to make this change within the Board because the number of IRPs was important and will be again when ICANN will launch the next round. Then there is no hurry for that.

The [area] now of the Board Governance Committee may change also with the inputs from Work Stream 2. Particularly, one of them could be any evolution of the role of the Board Governance Committee regarding the Ombuds office. Why do little things

---

now that could be embedded in a broader view when the Work Stream 2 will give their report?

The only thing that could be positive is that, yes, we will see how the Empowered Community will work. But there is no hurry for this change by the Board. Why am I raising that? It's because something changed from our inputs to this proposal. We get the review of the Ombuds office, and that's a change since the last time we discussed this issue. It's why I am asking if we can't wait for this change proposed by the Board. Thank you.

LEÓN SANCHEZ:

Thank you very much, Sébastien. I think, as Alan said, we may have some room for discussion at later sessions. But we need to move on with the program for today's agenda.

I would like to give the chairing back to our Chair, and I thank you all for your comments during this discussion. Alan?

ALAN GREENBERG:

Thank you. I'm asking staff where we are on the agenda, because –

HEIDI ULLRICH:

We now are going to the ALS communication program, just for a few minutes. We're here.



---

ALAN GREENBERGL:           Sorry.

HEIDI ULLRICH:             It's here.

ALAN GREENBERG:         Got it.

HEIDI ULLRICH:             And the second item is the registrant services program, which is that new program that was announced recently.

ALAN GREENBERG:         Thank you. Alright. This is just a very brief recap. It's an area that we have had significant discussion in previous meetings. Due to the At-Large Review and a number of other issues, we have not had very much movement on it. But we'll be starting off.

You will recall that we've been spending for the last year or so discussions on what we can do to make sure that ALSes understand what their obligations are and how do we track that they're actually doing them, all with the overall intent of making sure that our ALSes are functioning parts of At-Large and not just

---

a list of organizations that periodically are surveyed and vote but actually contribute to the policy processed.

One of the thing we are going to be doing is what we're calling the communication program to make sure we send out information to ALSes – when I say “ALSes,” I don't just mean the ALS representative, but the members of the ALSes – in ways to try to entice them and educate them as to what's going on, with the hope that some people will actually start very actively participating.

As part of that, in our budget request this year, we requested travel slots for additional people to come to ICANN meetings, and explicitly people who are actively participating. We got approval for a number of travel slots for the fiscal year 18. That means starting in the spring meeting next year. We have an obligation, before and in order to use those, to set criteria for how it is we will select the participants. Clearly, participation in teleconferences and activities, both At-Large and non-At-Large activities will count. I certainly do not believe it should be a raw count of how many meetings you attended and that it automatically goes to those because, as we all know, attendance at a teleconference does not necessarily translate to active participation.

---

One of the things we will have to do over the next few months is put together the criteria. Just as the travel list for the Abu Dhabi meeting is going to be put together shortly after this meeting closes, shortly after that meeting closes, we are going to be starting to put together the travel list for the next meeting, which means we will have to make a selection very earlier in the fiscal year – in the meeting year, anyway – and that means we have to be prepared to do that.

So we've got a lot going on in the area of ALS involvement, and hopefully it's going to be something that a lot of people around this table and a lot of people will be getting actively involved in. There were predictions that there's no way we would get any more travel slots. We have them on a pilot project. We're going to have to demonstrate that we are using them well and that there are benefits from using them if we have any hope of continuing to get them in future years. So we have some work cut out for us.

That's really all I want to say about that. I'll take a minute or two if anyone has any questions to raise, but it's work that you're going to start seeing soon after this meeting, and there'll be a fair amount of opportunity for many people to get involved in it.

Alberto?

---

ALBERTO SOTO: I have a suggestion. I think RALOs should start to communicate this. We may take, as an example, the appointment of Carlton and the appointment of Aida from Uruguay, so that the people at the RALOs may be aware of this so that it's easier for us to tackle this issue later on. Thank you.

ALAN GREENBERG: Surely we have on occasion had extra travel slots where people couldn't travel pretty much every year, but this is a little bit different in that it's not just an internal matter to decide on someone who will benefit from it, but something that we have to essentially document and then document the benefits of if we intend to get it going.

So yes, it's something we've been doing until now, but it's a little bit more formal than that. It's going to be up to us to demonstrate that we can do it well if we expect this kind of support to continue.

Alright. The last thing I'm going to mention is the registration data services WHOIS. There are many things going on in that area. There's a PDP going on, and there will be some sessions held at this meeting.

As many of you know, there is new privacy legislation that is being enacted in European countries. The actual rules are not

---

that different from what is in place in many places now. The difference is there are penalties. Big penalties. The contracted parties, registrars and registries – and ICANN itself because there are third-party liabilities associated with this – are going to have to take some action relatively quickly. We'll be meeting with some people during this week who have some peripheral involvement. At-Large will be involved.

As you go through the week, when people start talking about privacy, if privacy was not one of your favorite issues before, you may want to attend anyway because it's a subject that's going to be of extreme focus as we go forward.

At-Large does not have the privilege, the benefit, of simply saying, "Privacy is exceedingly important. We cannot ignore it. Therefore, privacy is more important than anything else." We also happen to look at things from a different perspective of how this information which people want to keep private is used to try to ensure that our Internet is safe for us to use, that we are not continually spammed and have phishing, that we don't have illegal activities going on.

So we sit on a fence, trying to balance the needs for privacy with the needs for access to information. There are no simple answers, but I think we need to get a lot of people involved.

---

Otherwise, we end up with answers that seem simple but don't work.

So just a heads up on that area that it's an area that we as a group will have to be paying a lot of attention and that therefore, as individuals, each of you will have to get some idea of what's going on so we can have really useful discussions on the subject.

That's all I have on those issues, and I think we are out of time. Five minutes over. Coffee break goes how long?

HEIDI ULLRICH: 15 minutes.

ALAN GREENBERG: So we are due to reconvene at...?

HEIDI ULLRICH: We have ten minutes. It's right out here.

ALAN GREENBERG: The coffee is right out here. It was a 15-minute break. We have gone five minutes over. We will reconvene in ten minutes. I'll look for you then. Thank you.

**[END OF TRANSCRIPTION]**