

From: Avri Doria
Sent: mardi 3 février 2009 06:12
To: Peter Dengate Thrush
Cc: Diane Schroeder; John Jeffrey; Denise Michel; GNSO Secretariat
Subject: Response regarding Board Resolution 2008-12-11-02

Dear Peter,

First let me offer my apologies for the GNSO Council not having succeeded at responding to Board Resolution 2008-12-11-02 by the deadline. In the midst of the policy work, the restructuring work and the holidays, we are still in the process of working out the modalities for the the joint work with the ALAC and the At Large community on this issue.

Included below is a motion passed by the GNSO council on 29 January. We have already received the first response from the ALAC liaison indicating the ALAC's affirmative answers to our questions. They also shared with us the note they sent to the Board on their status on the issue, including their hope to have an answer to the Board's queries by 20 Feb. We will work with them to try and meet this goal.

Thank you for your understanding,

Avri Doria
Chair, GNSO council

Motion proposed by Chuck Gomes seconded by Bill Drake with friendly amendments by Alan Greenberg

Whereas:

- * On 11 December 2008, the ICANN Board approved Resolution 2008-12-11-02 seeking a recommendation on how to incorporate the legitimate interests of individual Internet users in the GNSO in constructive yet non-duplicative ways and requesting that the recommendation should be submitted no later than 24 January 2009 for consideration by the Board.
- * In an email message to the GNSO Council list dated 20 January 2009, the ICANN Vice President, Policy Development clarified that the 11 December Resolution is an effort to help the Board identify a strategic solution that balances ALAC/At-Large and GNSO opportunities for all user and registrant stakeholders.
- * The Working Group on GNSO Council Restructuring Report sent to the ICANN Board of Directors on 25 July 2008 recommended that the Non-Contracted Party/User House would be open to membership of all interested parties that use or provide services for the Internet, with the obvious exclusion of the contracted parties and should explicitly not be restricted to domain registrants as recommended by the BGC and that such recommendation was made in

- response to the suggestion of the ALAC Liaison to the Council.
- * The GNSO Council Chair previously contacted the ALAC Chair and the GNSO ALAC Liaison to discuss this topic.
 - * The potential members of the two GNSO Council Non-Contracted Party Stakeholder Groups have been tasked with submitting proposed Stakeholder Group Charters to the ICANN Board prior to the Board meeting on 6 March 2009.

Resolve:

- * The Council requests the GNSO Council ALAC Liaison in consultation with the ALAC Chair to:
 - * Determine whether the ALAC and At-Large community have any concerns with regard to the recommendation that membership in the Non-Contracted Party/User House would be open to individual Internet users in addition to domain name registrants and, if so, to communicate those concerns to the GNSO Council as soon as practical
 - * Determine whether the ALAC and At-Large community would like the GNSO to identify some user representatives, especially individual users, who would be willing to work with the ALAC and At-Large community to develop a recommendation regarding the Board's request that could be forwarded to the appropriate groups for their consideration in developing a stakeholder group charter and to the Board for action on GNSO improvement recommendations.
 - * If in either case the ALAC or At-large community do not accept this proposal the GNSO council may reconsider the issue.
 - * Provide weekly progress reports to the Council list regarding the above.
- * The Council directs the Council Chair to:
 - * Apologize to the Board that it failed to meet the Board established deadline of 24 January
 - * Inform the Board that the GNSO:
 - * Is awaiting information from the ALAC.
 - * Is willing in cooperation with users to identify user representatives, especially individual users, who would be willing to work with the ALAC and At-Large community to develop a recommendation.
 - * Will promptly consider next steps and respond to the Board as quickly as possible after requested information is received from the ALAC as well any recommendation that may be developed by the ALAC and At-Large community.

The motion passed unanimously by voice vote