

Minutes of the GNSO Council Meeting 15 March 2017

[Agenda and Documents](#)

Coordinated Universal Time: 10:00 UTC <https://tinyurl.com/zeulrgp>

03:00 Los Angeles; 06:00 Washington; 10:00 London; 13:00 Istanbul; 21:00 Hobart

The meeting started at: 10:04 UTC

List of attendees:

NCA – Non-Voting – Erika Mann

Contracted Parties House

gTLD Registrar Stakeholder Group: James Bladel, Michele Neylon, Darcy Southwell

gTLD Registries Stakeholder Group: Donna Austin, Keith Drazek, Rubens Kühl

Nominating Committee Appointee (NCA): Hsu Phen Valerie Tan (apologies, proxy to Donna Austin)

Non-Contracted Parties House Commercial Stakeholder Group (CSG): Philip Corwin, Susan Kawaguchi, Wolf-Ulrich Knoben, Tony Harris, Paul McGrady, Heather Forrest

Non-Commercial Stakeholder Group (NCSG): Avri Doria (Temporary Alternate NCSG), Stephanie Perrin, Stefania Milan, Ed Morris, Marilia Maciel, Rafik Dammak,

Nominating Committee Appointee (NCA): Julf (Johan) Helsingius

GNSO Council Liaisons/Observers: Cheryl Langdon-Orr– ALAC Liaison, Ben Fuller - ccNSO Observer, Carlos Raul Gutierrez– GNSO liaison to the GAC

ICANN Staff

David Olive -Senior Vice President, Policy Development Support and General Manager, ICANN Regional Headquarters- Istanbul– absent apologies

Marika Konings - Senior Policy Director

Mary Wong – Senior Policy Director

Julie Hedlund – Policy Director ICANN

Steve Chan - Senior Policy Manager, Policy Development Support

Berry Cobb – Policy consultant

Emily Barabas – Policy Analyst

Nathalie Peregrine - Specialist, SO/AC (remote)

Terri Agnew - Secretariat Services Coordinator,

GNSO Josh Baulch - Senior Manager, Meeting Planning Operations, Meetings Team

Robert Hoggarth - Senior Director, Policy & Community Engagement, Policy Development Support – absent apologies

Ariel Liang - Policy Analyst, Policy Development Support

[MP3 Recording](#)

[Adobe Chat Transcript](#)

[Transcript](#)

Item 1: Administrative matters

1.1 – Roll call

1.2 – Updates to Statements of Interest

Wolf-Ulrich Knoben was made Chair of the Internet Service Providers and Connectivity Providers (ISPCP) constituency on the 14 March 2017. He previously held the position of vice-chair. It was noted that this was the first meeting of new ccNSO liaison Ben Fuller.

1.3 – Review/amend [agenda](#)

Donna Austin requested an additional recognition item be added to Any Other Business. There were no further changes proposed to the agenda, which was considered adopted.

1.4 - The draft [minutes](#) of the meeting of the GNSO Council on 16 February 2017 were posted as approved on 8 March 2017.

Item 2: Opening Remarks / Review of Projects & Action List

2.1 – Review focus areas and provide updates on specific key themes / topics, to include review of [Projects List](#) and [Action List](#).

Concern was raised over the General Data Protection Regulation (GDPR) coming into effect in May 2018 and how it will impact privacy laws regarding data collection. A review document by ICANN Legal would inform the GNSO Next Generation Registration Data Services (RDS) Policy Development Process (PDP) Working Group (WG) of these issues. Given the potential for conflict leading to financial sanctions with the ICANN contracts of the Contracted Party House, the issue needs to be fast tracked. A need for documentation in addition to the legal review was expressed. This topic was continued under agenda item 7.

Updates were provided regarding the progress made during the two sessions of GAC-GNSO Facilitated Discussion on Red Cross/IGOs, and recognizing the preparation work by Bruce Tonkin and staff.

Item 3. Consent Agenda

3.1 – Confirmation of GNSO Co-Chair for the Cross Community Working Group on New gTLD Auction Proceeds

Erika Mann was the only candidate for the co-Chair position, replacing Jonathan Robinson who had notified the GNSO Council of his resignation.

Councilors voted unanimously in favour of the candidate after having thanked her for taking on this role.

Voting results

Action Item

- Staff to confirm the appointment of Erika Mann as the new GNSO co-chair to replace Jonathan Robinson following his resignation to the new gTLD Auction Proceeds CCWG.

Item 4. COUNCIL VOTE – Approval of Charter for a New GNSO Standing Selection Committee

James Bladel seconded by **Susan Kawaguchi and Ed Morris** proposed a motion for the approval of the Charter of the GNSO Standing Selection Committee (SSC).

Under the new Bylaws the GNSO like many of the other Supporting Organizations (SO) and Advisory Committees (AC) must appoint members to primarily review teams but also liaisons to various organizations. Councilors discussed the Charter, raising points concerning the number of Nominating Committee appointees on the SSC, the final number of members on the SSC, the selection of the Chair of the committee and full consensus being the decision-making standard.

The Council thanked Susan Kawaguchi and Ed Morris for their work on the Charter. Deadlines were identified: 27 March 2017 for groups to identify their representatives on the committee and 31 March for establishing the SSC.

Whereas,

1. The GNSO Council expressed the desire to establish a GNSO Standing Selection Committee to assist with the selection of GNSO representatives to future Review Teams, including for the various reviews mandated by the ICANN Bylaws, and other ICANN structures for which the GNSO will need to appoint, nominate or endorse candidates
2. A small team of Council members developed a set of criteria intended to serve as the basis for a uniform process that would be used by the GNSO Standing Selection Committee to make future selections as required

3. This criteria has been captured in GNSO Standing Selection Committee (SSC) Charter (see <https://gns0.icann.org/en/drafts/draft-standing-selection-committee-15mar17-en.pdf>)

4. The Council reviewed the charter and agreed that as this is a new entity and approach, it would be desirable to test the process and criteria outlined in the charter to assess whether it is fit-for-purpose. To that end, it is proposed that:

- 1) the charter be adopted on an interim basis,
- 2) SSC be formed in accordance with the charter,
- 3) SSC to apply the charter for a minimum carry out 2 selection / nomination processes,
- 4) SSC to conduct a review of the selection / nomination process and suggest changes to the Charter if appropriate,
- 5) Confirm the GNSO SSC Charter as is, or, as modified based on the review.

Resolved,

1. The GNSO Council adopts the GNSO Standing Selection Committee (SSC) Charter on an interim basis (see <https://gns0.icann.org/en/drafts/draft-standing-selection-committee-15mar17-en.pdf>) and instructs the GNSO Secretariat to launch a call for volunteers per the membership criteria outlined in the SSC Charter as soon as possible with a view to having each member identified by their appointing SG/C by 27 March 2017 and the establishment of the SSC no later than 31 March 2017.

2. The GNSO Council tasks the SSC to carry out the review and selection of GNSO endorsed candidates for the Registration Directory Service Review Team for Council consideration at the latest by its 20 April 2017 meeting.

3. The GNSO Council tasks the SSC to develop the criteria and the process for the selection of the GNSO Representative to the Empowered Community for GNSO Council consideration by its June 2017 meeting, and following the approval by the GNSO Council, carry out the selection process.

4. Following the completion of two selection processes, the GNSO Council requests the SSC to report back to the GNSO Council with its assessment of whether the charter provides sufficient guidance and flexibility to carry out its work, and/or whether any modifications should be considered. Acknowledging that this is a work in progress, the GNSO Council will review this assessment as well as whether any modifications should be considered, as well as any inconsistencies that may need to be addressed as a result of the finalization of the work of the Bylaws Drafting Team.

5. The GNSO Council thanks the small group of volunteers, Susan Kawaguchi, Ed Morris, Valerie Tan and the GNSO Council leadership team, for its work on the charter.

Voting results

The councilors unanimously accepted the motion via voice vote.

Action items:

- Staff to circulate call for volunteers to SG/Cs and Nominating Committee Appointees in view of having members appointed by 27 March and a first meeting scheduled on 31 March.
- SSC to provide Council with recommendations for nominations for RDS Review Team in time for GNSO Council meeting on 10 April.

Item 5. COUNCIL DISCUSSION – Updated Charter for the Cross Community Working Group (CCWG) on Internet Governance

An exchange was held regarding the Updated Charter which was circulated to the GNSO Council on the 10th March 2017 (<http://mm.icann.org/pipermail/council/2017-March/019816.html>) Councilors noted the efforts made by the CCWG on Internet Governance to align with the parameters of the Framework of Operating Principles Cross Community Working Group and the increase in reporting activity of the CWG on Internet Governance.

Action items:

- GNSO Council to review documents submitted by the CCWG-IG, including proposed revisions to the current charter.
- Staff to add topic to the agenda for 10 April 2017 meeting.

Item 6. COUNCIL DISCUSSION – Activities of the CCWG-Accountability Independent Review Process (IRP) Implementation Oversight Team

David McAuley, representative of the Independent Review Process Implementation Oversight Team (IRP IOT) presented the group activities to the Council. Councilors discussed the qualification requirements for the IRP applicants, how best to communicate them to the SO and ACs and congratulated the IOT on the progress made.

[Presentation deck](#)

Action item: none

Item 7: COUNCIL DISCUSSION – Proposed Council Request in relation to Letter from Thick WHOIS Implementation Review Team

Councilors continued discussing the draft Council request for an update on the legal review covering the following points: the need for precise questions to be drafted, the question of who should request the additional information and who should provide it. Exchanges were then held concerning the role of the Council as manager of the PDP, concluding that the contracted party house and all those interested, continue its discussion with the Board on GDPR with the aim of keeping the Next Generation RDS PDP WG and the Council informed of its progress.

Action item: none

Item 8: JOINT DISCUSSION – Meeting with ICANN’s Global Domains Division

Cyrus Namazi, Vice President, Domain Name Services & Industry Engagement, Global Domains Division (GDD) presented an update on GDD activities to the Council. Councilors exchanged on the need to collaborate with GDD in an effort to make the PDP cycle shorter thereby increasing timeliness, efficiency and appeal to community members.

[Presentation deck](#)

Action item: none

Item 9: OPEN MICROPHONE & ANY OTHER BUSINESS

The following statement was proposed by James Bladel and seconded by all members of the GNSO Council in recognition of the outstanding work done by Glen de Saint Gery.

Statement Adopted by the GNSO Council: Glen de Saint Géry

Whereas,

Glen de Saint Géry has been involved in the ICANN world before there was an ICANN, and before anybody really understood what ICANN was.

Whereas Glen was instrumental in the development of the practices and procedures that have supported the operation and administration of the GNSO since its inception as the DNSO, and which have been adopted beyond the GNSO to support other ICANN supporting organizations and advisory committees.

Whereas Glen has been responsible for developing and mentoring not only ICANN staff performing support roles for the GNSO, but also incoming Councilors.

Whereas Glen has survived seven GNSO Chairs and too many GNSO Councilors to count.

Whereas Glen is the living embodiment of ICANN's core values of openness, transparency and fairness, having performed her duties without prejudice and with diplomacy, style, grace, humor and warmth that is second to none.

Resolved

The GNSO Council, from the bottom of our hearts, and on behalf of all the GNSO Councils that have come before us, sincerely thank Glen for her dedication, warmth and love in supporting the GNSO and the work that we do on behalf of the global internet community.

In recognition of the significant contribution Glen has made to ICANN over the past 14 years, the GNSO Council recognizes that for the purposes of ICANN58 Copenhagen, the GNSO be known as the Glen de Saint Géry Names Supporting Organization.

Councilors approved this statement unanimously.

The following points were raised during the ensuing Open Mic session:

- Reminder that the standing panel members of the new independent review process must be independent of ICANN and its supporting organizations and advisory committees.
- Topic of the monitoring of Non-Governmental Organization (NGO) names
- The principle of proportionality: that there is public interest need that has to be protected in addition to the protection of data and protection of privacy.
- As a member of the empowered community the GNSO has a special responsibility towards accepting or rejecting the budget (topic carried over to the [GNSO Wrap up Session](#) on Thursday 16 March 2017)

There were no other items of business.

James Bladel, GNSO Council Chair, adjourned the GNSO Council teleconference and thanked everyone for participating.

The meeting was adjourned at 12:04 UTC, Wednesday 15 March 2017

The next GNSO Council Meeting will take place on Wednesday 20 April 2017 at 21:00 UTC
For other places see: <https://tinyurl.com/lvs7vaf>