GNSO Council Working Session (2 of 3)

ICANN79

Global Domains and Strategy

3 March 2024, 10:30-12:00 AST / 14:30-16:00 UTC

Agenda

1. PPSAI Update & Discussion

2. Next Round Update

3. Other Implementation Efforts

   a. Registration Data Policy

   b. Rights Protection Mechanisms

   c. Curative Rights

PPSAI Update & Discussion

Agenda Item #1

PPSAI Update

Since ICANN78:

- Org took the action to review and identify any areas that may have changed since our last analysis in February 2021. This includes:

  - Developing a **project charter** to scope the policy implementation project, including the resource estimates needed to complete this work.

  - Defining a **path to implement the privacy/proxy recommendations** to leverage:
    - The previous implementation work agreed on with the IRT
    - The current registrar accreditation program

  - Reviewing the recommendations to **catalog requirements, updates, and level of effort to implement each.**

- ICANN org will conduct another **informal session** with interested stakeholders at ICANN79 to share and seek feedback on the current thinking and work to date.

  - **Wednesday 6 March at 16:00 UTC | Room 208A**

PPSAI Update

- Exploring a method to **implement the policy recommendations** without the need to create and maintain a new accreditation program, and believe this would result in more efficient and faster implementation.

- This path **can meet the goals of the policy recommendations** while **avoiding the development of a separate accreditation program** with its own agreement, terms, procedures, fees, enforcement mechanisms, and relationships to manage.

- Using this approach as current working assumption to estimate level of effort across the policy areas.

- This analysis includes items flagged for consultation with IRT and/or GNSO Council.

PPSAI Update

- Requirements are currently categorized into the following buckets and allocated the expected level of effort for org to define appropriate policy language with IRT.
  - **Low** is estimated to take roughly **2 weeks**; **Medium** is estimated to take roughly **2 months**; **High** is estimated to take roughly **6 months**.

Requirement Bucket	Level of Effort
Differentiation	Low
Reporting	Low
Terms of Service	Low
Verification & Validation	Low
Transfers	Low
Relay (Forwarding) of Third Party Requests	Low
Abuse Point of Contact	Medium
Communications	Medium
Definitions	Medium

Requirement Bucket	Level of Effort
Labeling	Medium
Compatibility with existing policies	Medium
Data Processing Specification	Medium
Data Escrow Specification	Medium
Accreditation	High
Disclosure	High
Termination / Deaccreditation	High
Disclosure Framework for IP Requests	High

Next Round Update

Agenda Item #2

Update on the Implementation of the New Governance Model

Recent developments

- Appointment of new leadership team (1 November 2023):

  Marika Konings, Program Owner
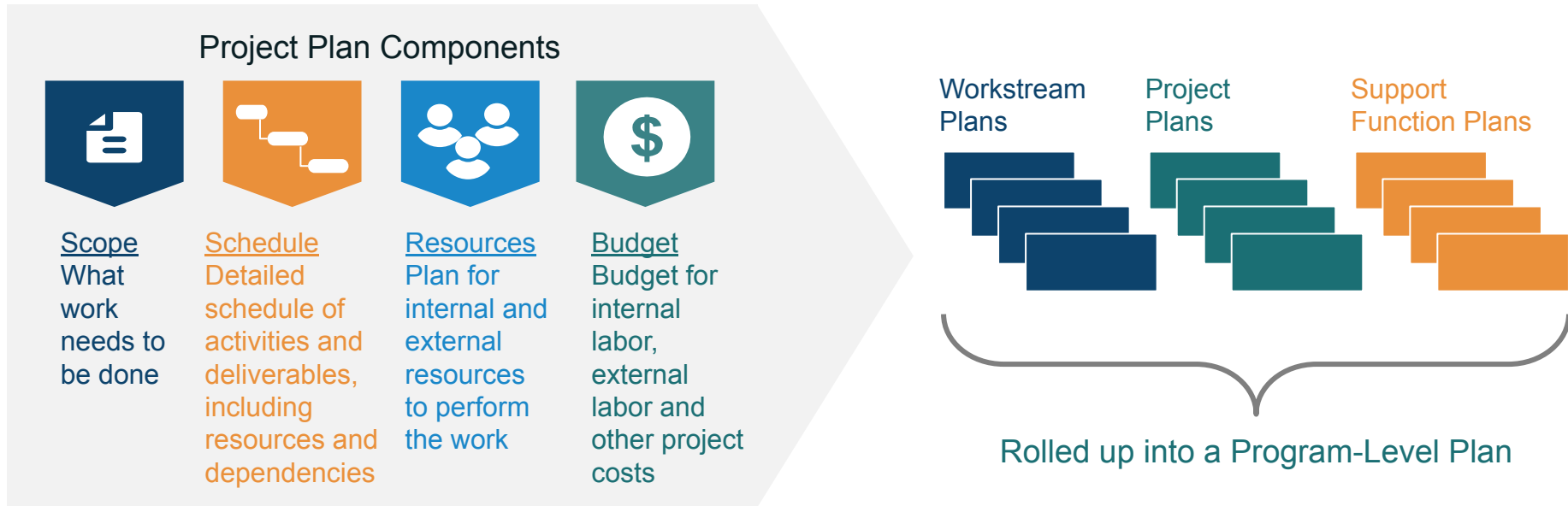
  Lars Hoffmann, Program Manager

  Julie Hoffmeister, Implementation Manager

- Program Organization, including establishment/confirmation of leadership at workstream, project and functional level

Program Governance Recap and Progress to Date

Objective: Align the overall program plan to each workstream, project, and supporting function to provide increased visibility, ownership, and governance.

Project Plan Components

Scope
What work needs to be done

Schedule
Detailed schedule of activities and deliverables, including resources and dependencies

Resources
Plan for internal and external resources to perform the work

Budget
Budget for internal labor, external labor and other project costs

Workstream Plans

Project Plans

Support Function Plans

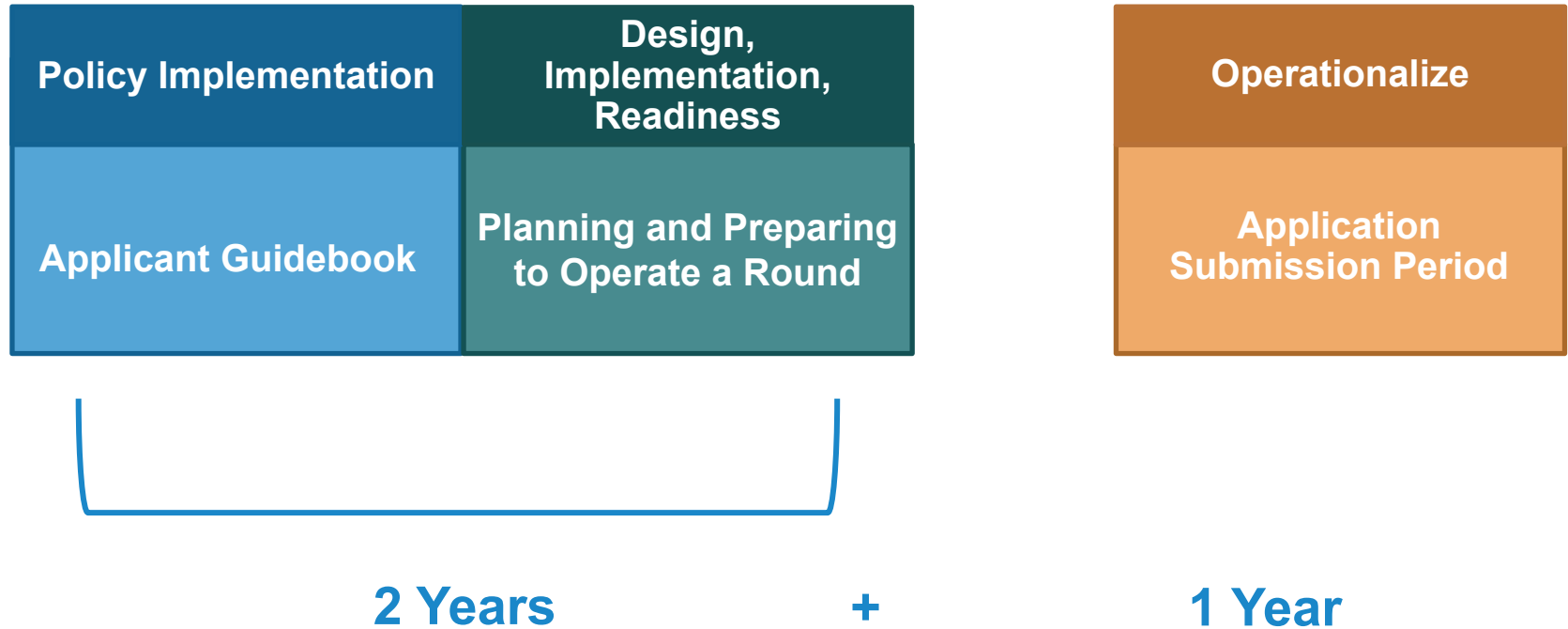Rolled up into a Program-Level Plan

Next Steps:
- Teams are finalising detailed plans, with support from program management
- Development of program-level plans based upon a roll up of detailed plans
- Documentation of a critical path to open the round, including dependencies within the program and external to the program
- Identification of major risks and issues with the detailed plan

Next Round Program Status Dashboard

Workstream / Project / Function	Status				
	All	Scope	Schedule	Resources	Budget
Overall Next Round Program	🟢	🟢	🟢	🟢	🟢
Workstreams					
Policy Development	🟢	🟢	🟢	🟢	🟢
Program Design	🟢	🟢	🟢	🟢	🟢
Infrastructure Development	🟢	🟢	🟢	🟢	🟢
Operationalization	🟢	🟢	🟢	🟢	🟢
Projects					
Project Foundations	🟢	🟢	🟢	🟢	🟢
ASP	🟢	🟢	🟢	🟢	🟢
RSP	🟢	🟢	🟢	🟢	🟢
TAMS	🟢	🟢	🟢	🟢	🟢
Contracting	🟢	🟢	🟢	🟢	🟢
Post Contracting & Ops	🟢	🟢	🟢	🟢	🟢
Fee Structure	🟢	🟢	🟢	🟢	🟢
Engagement, Comms and Website	🟢	🟢	🟢	🟢	🟢
RST	🟢	🟢	🟢	🟢	🟢
Support Functions					
Program Management	🟢	🟢	🟢	🟢	🟢
Finance	🟢	🟢	🟢	🟢	🟢
Human Resources	🟢	🟢	🟢	🟢	🟢
Vendor Management	🟢	🟢	🟢	🟢	🟢
Legal	🟢	🟢	🟢	🟢	🟢

Path to the Next and Future Rounds: "2+1"

Policy Implementation	Design, Implementation, Readiness		Operationalize
Applicant Guidebook	Planning and Preparing to Operate a Round		Application Submission Period

2 Years **+** **1 Year**

Current target date for opening of the application window: April 2026

IRT Update

What has happened since ICANN78?

- Discussions around the draft **policy language** for the following topics were initiated with the IRT:
  - Topic 3 | Applications Assessed in Rounds
  - Topic 6 | Registry Service Provider Pre-Evaluation
  - Topic 17 | Applicant Support
  - Topic 19 | Application Queuing
  - Topic 28 | Role of Application Comment
  - Topic 30 | GAC Consensus Advice and GAC Early Warning
  - Topic 31 | Objections
  - Topic 39 | Registry System Testing
  - Root Zone Label Generation Rules module

- Three **sub-tracks** were launched:
  - Applicant Support Program
  - Registry Service Provider Evaluation
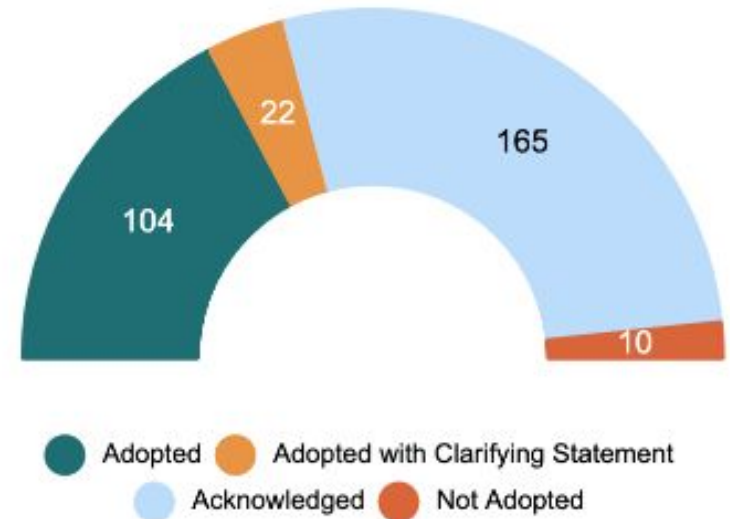 - Registry System Testing

What has happened since ICANN78? (cont'd)

- An initial **Public Comment** proceeding was launched on 1 February 2024 and will stay open through 19 March 2024.
  - Next Public Comment proceedings of draft AGB sections planned for Q3 2023
  - The entire draft AGB will go through a final round of Public Comment prior to the launch of the Next Round.

- Work on the **Community Consultation on Public Interest Commitments/Registry Voluntary Commitments** (PICs/RVCs) was started, with the objective to ensure that the framework for implementing the relevant Final Report recommendations, adopted by the ICANN Board on 26 October 2023, remains consistent with the ICANN Bylaws.
  - A webinar was held on 18 December 2023.
  - The Community Consultation was launched on 21 November 2023.
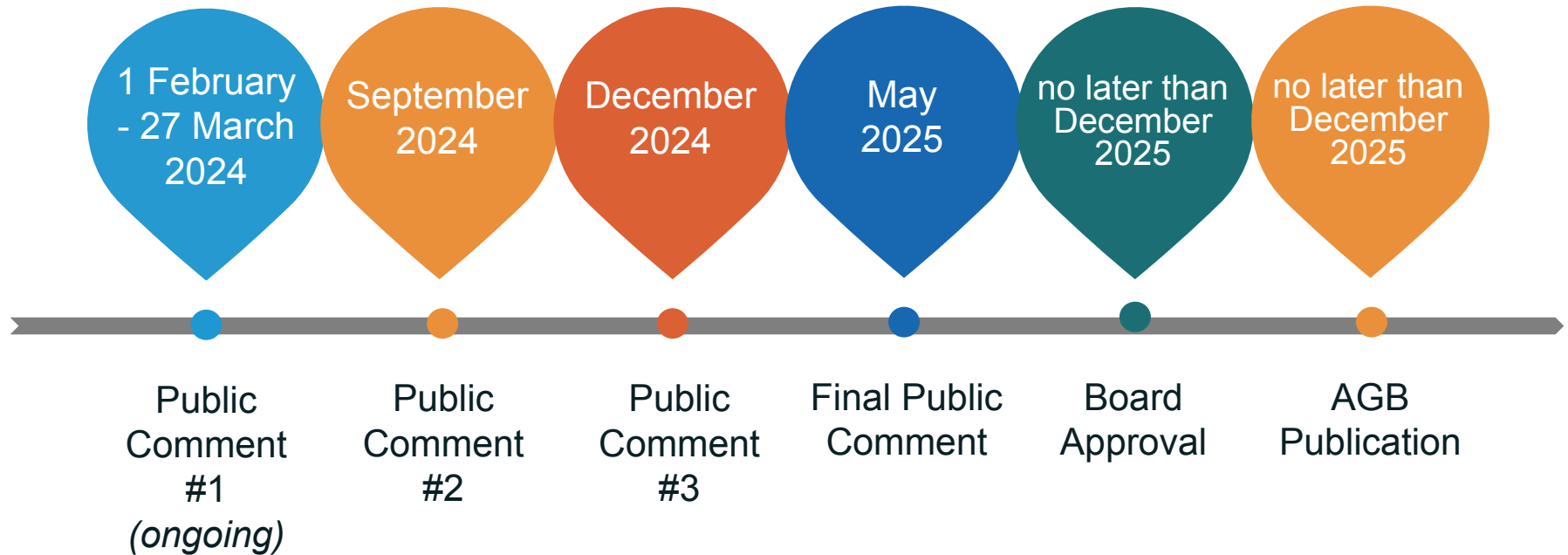
What has happened since ICANN78? (cont'd)

- The Board acted on the GAC Advice on Closed Generics and in a [letter dated 22 January 2024](#), the ICANN Board informed the At-Large Advisory Committee and the Generic Names Supporting Organization Council of its decision that "**closed generic gTLD applications** *will not be permitted until such time as there is an approved methodology and criteria to evaluate whether or not a proposed closed domain is in the public interest*."

Implementation Plan Overview

- An updated version of the Implementation Plan was published on the SubPro IRT workspace in February 2024.

- Updates reflect:
  - The new governance model,
  - The developments with the outstanding dependencies,
  - The October 2023 Scorecard, following the Board Resolutions approved on 26 October 2023.

Legend: Adopted — 104; Adopted with Clarifying Statement — 22; Acknowledged — 165; Not Adopted — 10

Remaining Timeline for AGB

1 February - 27 March 2024	September 2024	December 2024	May 2025	no later than December 2025	no later than December 2025
Public Comment #1 *(ongoing)*	Public Comment #2	Public Comment #3	Final Public Comment	Board Approval	AGB Publication

Public Comment #2 | September 2024

Topic	IRT Discussions
30. GAC Consensus Advice and GAC Early Warning 28. Role of Application Comment 3. Applications Assessed in Rounds	✓
24. String Similarity Evaluations Root Zone Label Generation Rules 19. Application Queuing 31. Objections	ongoing
20. Application Change Requests 5. Applications Submission Limits 16. Applications Submission Period	March 2024
23. Closed Generics 22. Registrant Protections 25. IDNs	April 2024
18. Terms and Conditions 33. Dispute Resolution Procedures After Delegation	May 2024
15. Application Fees 27. Applicant Reviews	June 2024

All dates are TBC.

Public Comment #3 | December 2024

Topic	IRT Discussions
35. Auctions 32. Limited Challenge/Appeal Mechanism	July 2024
36. Base Registry Agreement 4. Different TLD Types	August 2024
29. Name Collisions 7. Metrics and Monitoring DNS Stability	September 2024
34. Community Applications 9. Registry Voluntary Commitments / Public Interest Commitments	October 2024

Remaining Dependencies for Policy Implementation

1. GNSO Council issuance of supplemental recommendations, if any, with regard to those outputs that the Board did not adopt and the Board's subsequent consideration of those recommendations.

2. Completion and/or Board consideration of the following dependencies:
   a. IDN EPDP Phase 1 and Phase 2 Final Reports,
   b. NCAP Study 2.

3. Board action on all outstanding Advice pertaining to the Next Round.
   a. GAC: Auctions; Applicant Support (ICANN77 Communique),
   b. SSAC: SAC114 (Comments on Draft Final Report),
   c. Board to confirm framework for PICs/RVCs.

Ongoing & Upcoming Public Comment Proceedings

Public Comment Proceedings

- **Ongoing**:

    - 7 February - 27 March 2024: [String Similarity Review Guidelines](#)

    - 12 February - 2 April 2024: [Applicant Support Program Handbook](#)

- **Upcoming**:

    - 13 March - 22 April 2024: Registry Service Provider Evaluation

    - 26 March - 5 May 2024: Registry System Testing 2.0

What to expect at ICANN79

Next Round Related Sessions @ ICANN79

Time UTC	Time AST	Session
Saturday, 2 March 2024		
13:00-14:00	*09:00-10:00*	*GNSO: IDN EPDP Working Session*
14:30-16:00	*10:30-12:00*	*GDS: SubPro IRT Work Session* (1 of 3)
Sunday, 3 March 2024		
14:30-16:00	*10:30-12:00*	*GNSO Council Working Session* (2 of 3)
17:15-18:30	13:15-14:30	GAC Discussion on New gTLD Program Next Round (1/2)
Monday, 4 March 2024		
14:30-16:00	10:30-12:00	Plenary Session: Community Consultation on PICs and RVCs
17:15-18:30	13:15-14:30	Name Collision Analysis Project (NCAP) Discussion Working Group Meeting
19:00-20:00	15:00-16:00	Name Collision Analysis Project (NCAP) Discussion Working Group Meeting
20:15-21:30	16:15-17:30	GDS: Subpro IRT Work Session (2 of 3)

Next Round Related Sessions @ ICANN79 (cont'd)

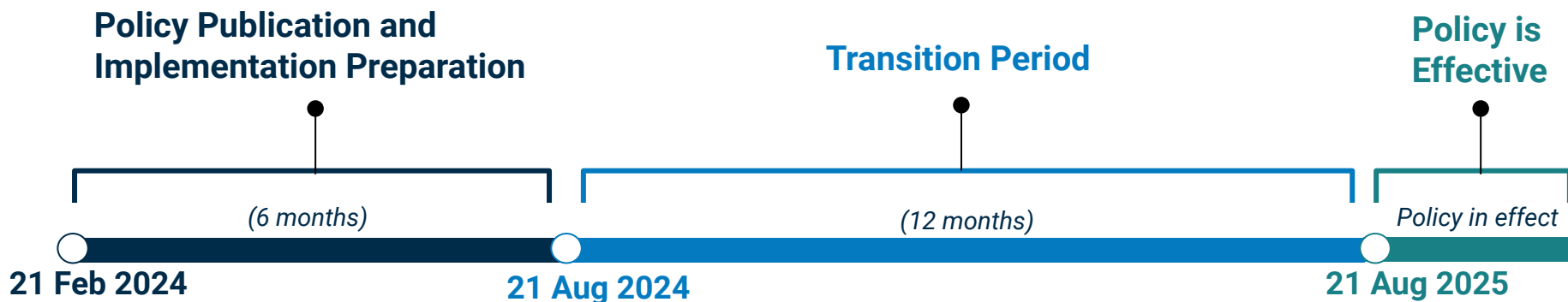| Time UTC	Time AST	Session
Tuesday, 5 March 2024		
19:00-20:00	15:00-16:00	New gTLD Program Next Round: Planning for String Similarity Review Work Session
Wednesday, 6 March 2024		
14:30-16:00	10:30-12:00	GNSO SubPro Supplemental Recommendations Community Consultation
20:15-21:30	16:15-17:30	GDS: Subpro IRT Work Session (3 of 3)
Thursday, 7 March 2024		
13:00-14:00	09:00-10:00	GNSO Council Small Team Plus - SubPro Supplemental Recommendations Work Session

Other Implementation Efforts

Agenda Item #3

Registration Data Policy

Agenda Item #3a

Registration Data Policy

Policy Publication and Implementation Preparation

Transition Period

Policy is Effective

(6 months)

(12 months)

Policy in effect

21 Feb 2024

21 Aug 2024

21 Aug 2025

1. **Implementation preparation:** On 21 February 2024 ICANN org published the Registration Data policy. At this time registry operators and registrars continue to implement measures consistent with the Temporary Specification for gTLD Registration Data, and should use this period to *prepare* for implementation of the Policy but not make any changes.

2. **Implementation Transition Period:** Registrars and registry operators may *begin to make changes and transition* to the Registration Data Policy. At this time registry operators and registrars may continue to implement measures consistent with either the Temporary Specification for gTLD Registration Data, or begin to implement Registration Data Policy, or elements of both.

3. **Registration Data Policy is Effective.** Registrars and registry operators must *comply in full* with the Registration Data Policy (Interim Policy sunsets, e.g., Stage 3). At this time implementation must be completed.

Rights Protection Mechanisms (RPM) Phase 1

Agenda Item #3b

RPM Implementation Review Team

Since ICANN78:

- The Public Comment period on the proposed changes to the RPM-related procedural documents, which were revised in accordance with the relevant PDP Phase 1 outputs, closed on 30 October 2023. (Group 1 recommendations)

- The IRT is in the process of reviewing the public comments to consider whether any further changes need to be made as a result of the input received. (Group 1 recommendations)

- The IRT has also started working on the recommendations concerning the development of educational materials to assist users of the RPMs. (Group 2 recommendations)

* See RPM Implementation Plan for more information on the RPM recommendations and implementation groups:
https://community.icann.org/download/attachments/222269760/RPM%20PDP%20P1%20Implementation%20Plan.pdf?version=2&modificationDate=1671180090325&api=v2

RPM Implementation Estimated Timeline

	Milestone	Estimated Timing
1	**Complete implementation of recommendations in Group 1 (i.e. publish revised RPM procedural documents) - a total of 14 recommendations**	**By end of March 2024**
2	Complete implementation of recommendations in Groups 2 & 3 (i.e. publish RPM-related educational materials and update URS contact data) - a total of 5 recommendations	By end of April 2024
3	Implement recommendations in Group 4 (collect RPM-related data) - a total of 1 recommendation	May – September 2024
4	Implement recommendations in Group 5 (develop new URS compliance mechanism) - a total of 1 recommendation	October – December 2024

* Note: Regarding the remaining recommendations from the RPM PDP, a total of 9 recommendations called for maintaining the status quo (i.e. the current rules as applied to the gTLDs delegated under the 2012 New gTLD Program application round) and a total of 5 recommendations called for specific changes to the Applicant Guidebook and/or the Base Registry Agreement for subsequent rounds of new gTLDs, which are being implemented as part of Work Track 1 of the Subsequent Procedures IRT.

IGO Curative Rights

Agenda Item #3c

IGO Curative Rights Policy Recommendations

- **Project Charter**: In development to implement the GNSO's Consensus Policy recommendations on Curative Rights.

- **Project Scope**: The five recommendations from the IGO Specific Curative Rights Protections EPDP (2022) & four recommendations from the IGO-INGO Access to Curative Rights PDP (2019).

- **Project Team**: ICANN org will work on the implementation in consultation with an Implementation Review Team (IRT).
  - To streamline implementation, ICANN org proposing IRT as a small, expert set of community members with experience in the UDRP, URS and online arbitration processes.

- **Project Deliverables**: Specific deliverables are expected to include publication of revised URS/UDRP documentation and policy guidance documents.

Thank You and Questions

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