Final GNSO Council Agenda 4 March 2019

Please note that all documents referenced in the agenda have been gathered on a Wiki page for convenience and easier access:
https://community.icann.org/display/gnsocouncilmeetings/Documents+04+March+2019
This agenda was established according to the GNSO Operating Procedures v3.3, updated on 30 January 2018
For convenience:
- An excerpt of the ICANN Bylaws defining the voting thresholds is provided in Appendix 1 at the end of this agenda.
- An excerpt from the Council Operating Procedures defining the absentee voting procedures is provided in Appendix 2 at the end of this agenda.

Coordinated Universal Time: 21:00 UTC: **http://tinyurl.com/y6o8vtdz**
13:00 Los Angeles; 16:00 Washington; 21:00 London; (Friday) 02:00 Islamabad; 06:00 Tokyo; 08:00 Melbourne

GNSO Council Meeting Audio Cast
Listen in browser: http://stream.icann.org:8000/stream01
Listen in application such as iTunes: http://stream.icann.org:8000/stream01.m3u

Councilors should notify the GNSO Secretariat in advance if they will not be able to attend and/or need a dial out call.
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Item 1: Administrative Matters (5 mins)
1.1 - Roll Call
1.2 - Updates to Statements of Interest
1.3 - Review / Amend Agenda
1.4 - Note the status of minutes for the previous Council meetings per the GNSO Operating Procedures:
Minutes of the GNSO Council meeting on the 14 February 2019 were posted on the 28 February 2019
Minutes of the GNSO Council meeting on the 21 February 2019 will be posted on the 7 March 2019

Item 2: Consent Agenda (0 minutes)

- None

Item 3: COUNCIL VOTE - Adoption of the Final Report on Expedited PDP on the Temporary Specification for gTLD Registration Data (45 minutes)

On 11 May 2018, ICANN released the Temporary Specification on gTLD Registration Data, which served as the main agenda topic for the subsequent Board Workshop in Vancouver. This proposed Temporary

Specification provides an interim solution until the community completes a policy development process on the temporary specification which is expected to complete within a one year period.

On 17 May 2017, the ICANN Board approved the proposed Temporary Specification for gTLD Registration Data, which establishes temporary requirements for how ICANN and its Contracted Parties will comply with both ICANN contractual requirements and the European Union's General Data Protection Regulation (GDPR).

On 12 June 2018, the Council held an Extraordinary Council Meeting to discuss next steps on addressing the Temporary Specification. There, the Council agreed in principle that an EPDP was the right way to address the issue and took steps to draft the charter and prepare for EPDP initiation. On 19 July 2018, the Council voted to initiate an EPDP on the Temporary Specification, as well as to adopt the EPDP's charter.

The EPDP Team held its first meeting on 1 August 2018 and on 21 November 2018, the EPDP published its Initial Report for public comment. After taking into account public comment received, the EPDP Team has worked to deliver its Final Report to the GNSO Council for its consideration. Due to the unique circumstances concerning the deadline for implementation, and in order to minimize the transition period, the EPDP Leadership and Team informally recommends that discussion around implementation deliverables be initiated immediately. This preliminary work will inform the deliberations of the formal Implementation Recommendation Team upon Board approval of the Policy Recommendations.

The EPDP team delivered its Final Report to the GNSO Council on 20 February 2019. After a request for deferral, it was determined that the vote would, and must, take place on 4 March 2019.

Here, the Council will vote to adopt the Final Report of the EPDP Team.

3.1 - Presentation of motion (Rafik Dammak)

3.2 - Council discussion

3.3 - Council vote (voting threshold: Supermajority)

Item 4: COUNCIL DISCUSSION - Expedited PDP on the Temporary Specification for gTLD Registration Data - Phase 2 Work (45 minutes)

As noted in the charter for the Expedited PDP on the Temporary Specification for gTLD Registration Data, work on a System for Standardized Access to Non-Public Registration Data can only commence after the work on a series of gating questions are complete. With the EPDP Team's delivery of its phase 1 Final Report to the GNSO Council, the work on the gating questions can be considered to be completed and the work on the System for Standardized Access to Non-Public Registration Data, or otherwise known as phase 2 of the EPDP, should be allowed to commence. However, per the EPDP Team Charter, beginning that work is dependent upon non-objection of the GNSO Council (which is captured and granted in the resolution language for item 4 of this agenda). As part of the resolved clause, "...The Council does request that the EPDP Team, as a first step, develops its work plan for phase

2 and, furthermore, identifies whether the GNSO Council should consider any updates to the EPDP Team Charter to facilitate the EPDP Team's work."

The Council recognizes that suggestions to update the structure of the EPDP Team and any changes to the Charter are best delivered by the EPDP Team. However, the Council believes that it is constructive to have a preliminary discussion on the subject to see if there are any areas that Councilors believe will require revision for phase 2.

With the recent resignation of the EPDP Team's Chair, the Council may also briefly discuss next steps to fill this vacant position.

Here, the Council will have preliminary discussions on possible changes needed for phase 2 of the EPDP, chair replacement, lessons learned, resourcing.

4.1 – Introduction of topic (Council leadership)

4.2 – Council discussion

4.3 – Next steps

Item 5: ANY OTHER BUSINESS (0 minutes)

- None

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Appendix 1: GNSO Council Voting Thresholds (ICANN Bylaws, Article 11, Section 11.3(i))
See https://www.icann.org/resources/pages/governance/bylaws-en/#article11.
Appendix 2: GNSO Council Absentee Voting Procedures (GNSO Operating Procedures, Section 4.4)
See https://gnso.icann.org/sites/default/files/file/field-file-attach/op-procedures-30jan18-en.pdf

References for Coordinated Universal Time of 21:00 UTC
Local time between October and March Winter in the NORTHERN hemisphere
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California, USA (PST) UTC-8 13:00
San José, Costa Rica (CST) UTC-6 15:00
New York/Washington DC, USA (EST) UTC-5 16:00
Buenos Aires, Argentina (ART) UTC-3 18:00
Rio de Janeiro, Brazil (BRST) UTC-3 18:00
London, United Kingdom (GMT) UTC+0 21:00
Kinshasa, Democratic Republic of Congo (WAT) UTC+1 22:00
Paris, France (CET) UTC+1 22:00
Moscow, Russia (MSK) UTC +3 (+1 day) 00:00
Islamabad, Pakistan (PKT) UTC+5 (+1 day) 02:00
Singapore (SGT) UTC+8 (+1 day) 05:00
Tokyo, Japan (JST) UTC+9 (+1 day) 06:00

Melbourne, Australia (AEDT) UTC+11 (+1 day) 08:00

DST starts/ends on Sunday 31 of March 2019, 2:00 or 3:00 local time (with exceptions) for EU countries and on Sunday 10 of March 2018 for the US.

For other places see http://www.timeanddate.com and http://tinyurl.com/y6o8vtdz