**Minutes of the GNSO Council Public Meeting 1 November 2017 – ICANN60**

**Agenda and Documents**

Coordinated Universal Time: 09:00 UTC: http://tinyurl.com/yaxkzhpl

02:00 Los Angeles; 05:00 Washington; 09:00 London; 12:00 Istanbul; 20:00 Hobart

The meeting started at: 09:03 UTC

List of attendees:
NCA – Non-Voting – Erika Mann
Contracted Parties House
Registrar Stakeholder Group: James Bladel, Michele Neylon, Darcy Southwell
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): Martin Silva Valent, Stephanie Perrin, Stefania Milan, Tatiana Tropina (temporary alternate for Ed Morris), Marilia Maciel (apologies, proxy to Rafik Dammak), 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
Marika Konings – Vice President, Policy Development Support
Mary Wong – Senior Policy Director
Julie Hedlund – Policy Director
Steve Chan - Policy Director
Berry Cobb – Policy consultant
Emily Barabas – GNSO Policy Support Sr. Specialist
Nathalie Peregrine – Manager Operations Support
Terri Agnew – Operations Support, Lead Administration
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

Erika Mann announced that she would be updating her Statement of Interest.

1.3 – Review/amend agenda

There were no changes requested to the agenda.

1.4 –The minutes of the meeting of the GNSO Council on 12 October 2017, were announced as being posted on 3 November 2017. (This has since been completed)

**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.

The items on the Project list as well as the completed and pending Action items were highlighted by James Bladel. It was noted that the IGO INGO Curative Rights Protection Mechanisms Policy Development Process (PDP) Working Group (WG) was the furthest of all PDPs along its life cycle and that the Cross Community Working Group (CCWG) on Internet Governance (IG) was undergoing a transition and that the Council had been duly updated on the matter by one of the co-chairs, Rafik Dammak. James Bladel provided further information about items in the implementation stage. Heather Forrest clarified the status of the CCWG Country and Territory Names as TLDs as having ended its work, with notification provided to ccNSO and GNSO as Chartering Organizations, with the CCWG's conclusions to be communicated to New gTLD Subsequent Procedures PDP Work Track 5.

**Item 3. Consent Agenda**
The Consent Agenda was empty.

**Item 4: COUNCIL VOTE – Appointment of the next GNSO Liaison to the Governmental Advisory Committee**

Susan Kawaguchi submitted the motion, seconded by James Bladel. The GNSO Standing Selection Committee (SSC) reviewed all applications received and achieved full consensus in selecting Julf Helsingius as its preferred candidate for the role of next GNSO Liaison to the Governmental Advisory Committee (GAC). After exchanges pertaining to the scope of the position, the knowledge-set required and the need for effectiveness, the Council thanked Carlos Gutierrez for his service in support of this role and voted to approve Julf Helsingius as his successor.
The motion was voted unanimously.

Vote results

Action Item(s):
* *ICANN staff* to schedule call to allow for handover from Carlos to Julf, as well as to discuss possible improvements. Include Julf, Carlos, and Council leadership.
* Subsequent to above action item, *ICANN staff* to schedule call to discuss opportunities for improvements. Include Julf, Council leadership, and GAC secretariat.
* Subsequent to above action item, *Council leadership* to brief GAC leadership during regular leadership meeting on new GAC liaison and suggestions for possible improvements to the role. Include Julf, Council leadership, GAC leadership, and GAC secretariat.
* *SSC* to consider adding formal notification of outcome of selection process for future selections so that all candidates are informed prior to or at the same time as recommendations are communicated to the GNSO Council.

**Item 5: COUNCIL DISCUSSION – Discussion on the Second Security, Stability, and Resiliency (SSR2) Review Team and Registration Directory Service (RDS) Review Team**

Councilors discussed the concerns regarding the progress made by the two review teams, and namely the fact that the SSR2 Review Team work had been suspended on 28 October 2017 (https://www.icann.org/en/system/files/correspondence/crocker-to-ssr2-28oct17-en.pdf) by the ICANN Board pending further discussion by the Supporting Organizations (SOs) and Advisory Committees (ACs). SO and AC leadership had been collaborating to produce a rough draft of what the next steps should be. Councilors then discussed what the short-term proceedings would be and the need for clear review of the SSR2 work until now, as well as a better understanding of what the Board's concerns are. One of the main points arising was the necessity for clear communication channels

between the review teams and the Board to avoid future similar situations potentially affecting accountability mechanisms put in place after the IANA transition.

Action item(s):
- *Council leadership* to determine what impact suspensions should have on upcoming meetings on Friday, 3 November 2017.
- *Council leadership* to share latest draft as well as final version of SO/AC letter to the ICANN Board.

## Item 6: COUNCIL DISCUSSION – Update from the GNSO Review Working Group

Wolf-Ulrich Knoben presented an update (Slide deck) from the GNSO Review Implementation Working Group, which is executing and implementing the 35 recommendations from the Review in keeping with its original timeline.

## Item 7: COUNCIL DISCUSSION – Discussion with ICANN Finance

In the light of the possible formation of a GNSO Council Standing Committee to focus on the ICANN Budget and Operational Plan, Xavier Calvez, CFO, provided an update on ICANN's Reserve Fund (public comment here) and Long-Term Financial Planning., Xavier also presented the five-year strategic plan to councilors highlighting the anticipated addition of projected funding allowing a better repartition of resources.

Councilors then discussed the reliability of such a long-term plan against the flexibility needed to handle short term issues and emerging trends. It was generally agreed that a stronger risk management strategy was needed. This exchange led to the topic of the creation of a GNSO Council Standing Committee focusing on the ICANN budget and Operational Plan in order to provide input on the reserve fund public comment closing end of November.

Action Items:
- *ICANN staff* to circulate links for public comment forum related to Draft PTI and IANA FY19 Operating Plans and Budgets (https://www.icann.org/public-comments/draft-pti-iana-fy19-2017-10-09-en) and the ICANN Reserve Fund – Public Comment on Rationale and Target Level (https://www.icann.org/public-comments/reserve-fund-2017-10-12-en).
- *ICANN staff* to send message to Council list to determine if there are additional volunteers for preparing a response to either or both of the public comments. Volunteers also tasked to review the proposed charter for the Standing Committee so it can be formally considered for adoption at the upcoming Council meeting.

## Item 8: COUNCIL DISCUSSION – Community gTLD Change Request Process

After exchanges with ICANN staff, the Contracted Party House, and Craig Schwartz representing the Community TLD Working Group, about whether the Community gTLD Change Request Process (the process) to amend Specification 12 of the Registry Agreement was an implementation or policy issue, the Council agreed that the process as developed, and addressing GDD comments, be published for public comment. In the event that comments are received indicating the process is not consistent with existing policy the Council will reconsider the matter. Absent such comments the process will be understood as this being an implementation matter.

Action Items:
- *ICANN staff* to communicate decision above to GDD staff.

## Item 9: ANY OTHER BUSINESS

**9.1 – Discussion about ICANN Org paper on suggested incremental changes to the ICANN meeting strategy**

Donna Austin presented the topic of discussion to councilors highlighting that the focus here was whether substantial changes need to be made to the recommendations of the Meeting Strategy Working Group. The main item raised was the duration of the meetings, and ensuring that sessions were scheduled for the announced length of public meeting.

Action Items:
- *Councilors* to consider preparing response to the ICANN org paper once it is published for public comment. Donna, Michele, and Carlos volunteered so far and will prepare a draft for Council consideration once the public comment period has opened.
- *Councilors* to consider if substantive changes are needed for the ICANN meetings strategy.


**9.2 – Discussion about next steps for the revised ICANN Procedure for Handling Whois Conflicts with Privacy Law**

Michele Neylon emphasized that in the light of recent GDPR developments and .amsterdam, the key next step was for Council to respond to the letter sent by Akram Atallah.

Action Items:
- *Councilors* to prepare a response to letter sent by Akram. Michele, Heather, and Keith volunteered so far and will prepare a draft for Council consideration.


**Additional item: Thanks to departing councilors**

Heather Forrest gave thanks to departing councilors Valerie Tan, Wolf-Ulrich Knoben, Marilia Maciel and Stefania Milan, and recognized the work of Carlos Gutierrez and Julf Helsingius who are remaining on the Council but in different roles.

Heather Forrest then recognized the work of James Bladel as outgoing GNSO Chair within the Council and also within the Council leadership team.

**Additional item: Open mic**

Mason Cole, member of the reconvened IGO- INGO Protections Policy Development Process (PDP) WG, raised concerns about the methodology around the development of the list of Red Cross names that are to be reserved and the methodology for adding the names of new societies to the reserve list. Jothan Frakes, from the RrSG, added the need for a way to withdraw or find exclusions or exceptions to these lists that might not be a clear case of confusion.


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

The meeting was adjourned at 15:11 local time Wednesday 1 November 2017.

The next GNSO Council Meeting will take place on 30 November 2017 at 21:00 UTC
For other places see: **http://tinyurl.com/ybcbm2ev**