

1999-05-27 - WORLD INTELLECTUAL PROPERTY ORGANIZATION RECOMMENDATIONS

- **Category:** gTLDs
- **Topic:** WIPO Recommendations for UDRP
- **Board meeting date:** 27 May 1999
- **Resolution number:** 99.41, 99.42, 99.43, 99.44, 99.45, 99.46, 99.47, 99.48, 99.49
- **URL for Board minutes/resolution:** <http://www.icann.org/en/minutes/minutes-27may99.htm>
- **Status:** Completed

Summary

Board accepts WIPO's Internet Domain Name Process report, and requests recommendations from DNSO relating to a uniform dispute resolution policy (UDRP).

Text

WHEREAS, in the White Paper the U.S. Government called on the World Intellectual Property Organization (WIPO) to develop recommendations regarding trademark disputes concerning domain names;

WHEREAS, on April 30, 1999, WIPO submitted a report to the ICANN Board containing numerous recommendations that resulted from an extensive consultative process;

WHEREAS, the first ICANN-accredited registrars (testbed registrars), are preparing to introduce competition in the provision of domain registration services and accordingly are required soon to implement dispute resolution policies;

RESOLVED (Resolution 99.41), the ICANN Board commends the WIPO on its report, which the ICANN Board finds represents a substantial and positive contribution to the analysis and discussion of issues concerning the relationship between the domain-name system and intellectual property rights;

FURTHER RESOLVED (Resolution 99.42), the ICANN Board notes that most of the recommendations in Chapter 2 of the WIPO report relating to best practices for registrars are closely similar to many of the elements of the [Statement of Registrar Accreditation Policy](#) adopted by the Board on March 4, 1999 and that the provisions of that policy are scheduled for review by the Board in the first half of 2000;

FURTHER RESOLVED (Resolution 99.43), the ICANN Board endorses the principle that a uniform dispute resolution policy should be adopted for Registrars in the .com, .net, and .org Top-Level Domains (TLDs);

FURTHER RESOLVED (Resolution 99.44), the ICANN Board encourages the testbed registrars to work together to formulate a model dispute resolution policy for voluntary adoption and directs the President to provide information and similar assistance to the testbed registrars in this regard;

FURTHER RESOLVED (Resolution 99.45), the ICANN Board refers the recommendations in Chapter 3 of the WIPO report (with associated annexes) to the ICANN Domain Name Supporting Organization (DNSO) for recommendations the DNSO, to be submitted to the ICANN Board by July 31, 1999;

FURTHER RESOLVED (Resolution 99.46), the ICANN Board requests that by July 31, 1999 the DNSO submit to the Board any other recommendations the DNSO may have concerning a uniform dispute resolution policy for registrars in the .com, .net, and .org TLDs;

FURTHER RESOLVED (Resolution 99.47), the ICANN Board requests all persons desiring to make written comments concerning a uniform dispute resolution policy for registrars in the .com, .net, and .org TLDs to submit those comments by August 20, 1999, in advance of the Board's meeting scheduled for August 24-26, 1999 in Santiago, at which time Board action on such a policy is hereby scheduled; and

FURTHER RESOLVED (Resolution 99.48), the ICANN Board refers the recommendations in Chapters 4 and 5 (with associated annexes) of the WIPO report to the ICANN DNSO for recommendations on the topics of those chapters, to be submitted to the ICANN Board at the earliest practicable time after the Board's meeting scheduled for August 24-26, 1999 in Santiago.

Implementation Actions

- Provide testbed registrars with information and assistance in formulating a model dispute resolution policy.
 - Responsible entity: ICANN Staff
 - Due date: None provided
 - Completion date: June 1999
- Provide Board with recommendations on Chapter 3 of WIPO report, and any other recommendations on UDRP for registrars in .com, .net, and .org TLDs.
 - Responsible entity: DNSO
 - Due date: 31 July 1999
 - Completion date: 31 July 1999
- Provide Board with written comments concerning UDRP for registrars in .com, .net, and .org TLDs.
 - Responsible entity: Public
 - Due date: 20 August 1999
 - Completion date: 20 August 1999
- Provide Board with recommendations on Chapters 4 and 5 of WIPO report.
 - Responsible entity: DNSO
 - Due date: None provided
 - Completion date: 26 August 1999

Other Related Resolutions

- Acceptance of DNSO's recommendation of adopting a UDRP: <http://www.icann.org/en/meetings/santiago/santiago-resolutions.htm>
- Implementation of Uniform Dispute Resolution Policy: <http://www.icann.org/en/minutes/minutes-24oct99.htm>

Additional Information

- For the WIPO Internet Domain Name Process report, see: <http://www.icann.org/en/wipo/wipo-report.htm>.
- For the Board Meeting Minutes introductory text before this resolution, see: <http://www.icann.org/en/minutes/minutes-27may99.htm>.
- The UDRP and its related documents can be accessed at <http://www.icann.org/en/dndr/udrp/policy.htm>.
- The resolution does not address funding for the items identified therein.

Explanatory text does not modify or override Resolutions. See [Board Resolutions Page](#) for more information.

Note: The "Add Comment" box below is for sharing information about implementation of this resolution. Off-topic comments will be removed.