UPDATE & CONSULTATION ON
New gTLD Subsequent Procedures

APPLICATION CHANGE REQUESTS

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6 August 2019
SNAPSHOT OF KEY ELEMENTS
Application Change Requests

ALAC STATEMENTS have touched on:
• Implementation Guidance for Change Requests intended to resolve string contention sets only
  o What should be allowed
  o How to handle such requests

RELATED SubPro Areas/Topics include:
• String Contention resolution
• Name Collision risk assessment
• Role of public comment
• Objection procedures

COMPETITION, CONSUMER CHOICE & TRUST (CCT) RECOMMENDATIONS
• None

 SubPro WG deliberations on public comments to Supplemental Initial Report on topic of Application Change Requests targeted for 8 Aug 2019
SNAPSHOT OF SUBPRO WG DELIBERATIONS
Application Change Requests as at 6 Aug 2019

ALAC STATEMENT supports:

• Proposed operational improvements:
  o ICANN Org to provide guidance on changes likely to be approved and likely to not be approved
  o ICANN Org to state types of changes required to be posted for public comments or otherwise
  o AGB to state types of changes requiring re-evaluation of some/all parts of the application or otherwise

• Allowing changes to resolve string contention by (1) creating JV or (2) limited ability to select different string that must be closely related to original string, subject to:
  o Re-evaluation to ensure new JV entity meets program requirements with applicant carrying burden of any re-evaluation cost and accepting reasonable delay if need be
  o New string put through (a) name collision risk assessment, (b) public comment, (c) open to established Objection procedures

SUBPRO WG Deliberations:

High Level Agreement

• Maintain high-level, criteria-based change request process employed in 2012 with operational improvements.
  o ICANN Org to provide guidance on changes likely to be approved and likely to not be approved
  o ICANN Org to state types of changes required to be posted for public comments or otherwise
  o AGB to state types of changes requiring re-evaluation of some/all parts of the application or otherwise

• Allow application changes to support formation of JVs; ICANN Org may determine if re-evaluation needed in order to ensure new entity still meets program requirements; applicant to be responsible for any additional costs and accept reasonable delays
SNAPSHOT OF SUBPRO WG DELIBERATIONS
Application Change Requests as at 6 Aug 2019

ALAC STATEMENT supports:

• NOT allowing any changes:
  o which causes name collision risk; or
  o if new string is not closely related to original string as determined through expert/community input; or
  o If new string is an exact match to or is an IDN variant of an already-applied-for string; or
  o If new string is an IDN variant of a delegated string

• Consideration on case-by-case basis and on the merits of each case, using existing 7 criteria with 2 minor tweaks:
  o #1: Reasonable explanation – can be supplemented by letter of support from non-applicant interested stakeholder
  o #7: Timing – interference with evaluation process should carry least weight

• Importance in role of public comment in change requests

SUBPRO WG Deliberations:

High Level Agreement

• If change in string applied-for is because original string was in contention set, then the new string should not create a new contention set or enter into another existing contention set.

Outstanding Items

• Comments on criteria used to evaluate change requests
• Role of public comment, when public comment needed
• Additional guidance on management of potential risk due to changes