

Operations Steering Committee Meeting

Brussels, Belgium

19 June 2010

Attendees:

- Ron Andruff – Business Constituency
- Marilyn Cade – Business Constituency
- Olga Cavalli – Vice Chair, Non-Contracted Party House
- Avri Doria – Non-Commercial Stakeholder Group
- Chuck Gomes – GNSO Council Chair
- Debra Hughes – Non-Commercial Stakeholder Group
- Wolf-Ulrich Knoben – Internet Service Providers Constituency
- Tim Ruiz – Registrar Stakeholder Group
- Philip Sheppard – Business Constituency
- Steve Metalitz – Intellectual Property Constituency
- Mary Wong – Non Commercial Stakeholder Group

ICANN Staff:

- Ken Bour
- Elizabeth Gasster
- Glen De Saint Géry
- Julie Hedlund
- Marika Konings

Agenda:

1. GNSO Council Operations Team

- Outstanding items in the revision process of GNSO operating procedures:
 - Section 5.0 Statements of Interest/Disclosures of Interest: Steve Metalitz noted that the lack of a list of entities with which ICANN has contracts continues to be problematic. Ken Bour noted that the two sections relating to this issue are not approved pending further GNSO Council Action.
 - Section 3.8 and Section 4.0: Philip Sheppard called for a vote that these sections should be approved to send to the GNSO Council for consideration. The vote passed unanimously. Philip noted that this completes the work of Ray Fassett and his Work Team. He added that the GNSO Council already had drafted a motion to approve all of the following sections and to put them

out for a 21-day comment period for consideration at the GNSO Council meeting on 23 June:

1. [Section 2.1-Council Member Term Limits](#)
 2. [Section 2.4-Board Seat Elections](#)
 3. [Section 3.8-Absences and Vacancies](#)
 4. [Chapter 4.0-Voting](#)
 5. [Chapter 5.0-Statements and Disclosures of Interest](#)
2. Consolidation of revised GNSO operating procedures manual based on OSC and PSC work:

Ken Bour noted that several Work Teams are building sections and he volunteered to pull them together. He had assigned chapter headings to accommodate sections still in progress and he will make sure that there are no references that contradict each other.

3. Constituency and Stakeholder Group (CSG) Work Team:
- Task 1 Recommendations to enhance constituency and stakeholder groups (subtasks 1 through 3):
 - Olga Cavalli said that the recommendations were in three parts: 1) participation rules; 2) clear operating procedures; 3) and a database of members. She added that the report included a minority report and recommendation.
 - Philip noted that the philosophy of the report seem to be to provide a set of guidelines. Chuck Gomes noted that the recommendations perhaps seemed less binding because of the use of the word “should” in a way that was not usual. Steve agreed that “should” seemed to mean “shall,” but added that he thought the recommendations should have been in the form of best practices.
 - Steve also asked how to address the issue of constituency and stakeholder groups providing translations (2.1.b). He suggested a text change as follows: “Groups should avail themselves of ICANN staff services to make these rules available in English and the five United Nations languages.”
 - In addition, Steve asked what should be the definition of “should.” Avri Doria said it could be the IETF definition, that there needs to be a documented

reason for not following a mandate. Avri also asked if the document had been put out for public comment and Chuck said that the GNSO Council would vote on a motion to put it out for a 21-day comment period.

- Kristina Rosette asked what was the status of the Task 4 recommendations on the tool kit of services for constituencies and stakeholder groups. Chuck said that these had been approved by the Council and that staff was in the process of developing a plan for implementation and would probably ask the Council for more time at its meeting on 23 June.
- Wolf-Ulrich Knoben asked how the term “Groups” was defined. Olga said it was defined at the beginning of the report to represent constituencies and stakeholder groups.
- On the issue of “should” versus “shall” Chuck noted that there was a huge debate in the Work Team and the issue also was addressed in the minority report. He added that he thought the Work Team came to a reasonable compromise concerning which procedures should be standardized and which should be flexible. In a response to a concern raised by Marilyn Cade about something that is a standard versus a guideline, Chuck added that there would be an option for the community to comment on this issue in the public comment period. Olga also noted that the Work Team included representatives from the Business Constituency.
- On section 2.1.2 Membership, paragraph j, Steve said the recommendation seemed to suggest that each group should have a category of non-voting members. Chuck said that the Work Team did not consciously intend it that way and asked whether the wording should be changed. After some discussion the OSC members agreed to the following text: “No legal or natural person should be a voting member of more than one Group.” (Note that the same change also is made in section 2.2.6.)
- With respect to Section 2.2.1 Term Limits Steve objected to mandatory term limits and asked whether the rule was retroactive. Chuck clarified that it would start at the next election cycle. The OSC members agreed to delete paragraph b requiring terms limits for Executive Committee members and

changed the wording of paragraph b to: “No person should serve in the same Group Officer position for more than four consecutive years. A member who has served four consecutive years must remain out of office for one full term prior to serving any subsequent term in the same Group Officer position. Any exception to this policy would require approval by the Group membership.”

- The OSC members voted on the recommendations and approved them to be sent to the GNSO Council with the inclusion of the textual changes described above.
- Task 2 Global outreach program to broaden participation in current constituencies:
 - Debbie Hughes said that the Work Team was developing recommendations in two areas: 1) Reaching all current members of the ICANN community and potential members, particularly non-English speakers; and 2) Develop global outreach programs aimed at increasing participation. She added that the Work Team hoped to complete recommendations in July.