

# Implementing Work Stream 2 Recommendations

*SO/AC Chairs Roundtable*

26 May 2021






## AGENDA:

1. **Welcome** (David Olive)
2. **Opening Remarks** (Goran Marby)
3. **Board Update** (Maarten Botterman)
4. **WS2 Implementation Planning** (Xavier Calvez & David Olive)
  - a) WS2 implementation: a priority for FY22 (Xavier)
  - b) WS2 recommendations requiring cross-community planning and/or prioritization
    - Status of org & community planning work on these recommendations (Mary Wong & Alice Jansen)
    - Next steps
  - c) WS2 recommendations for individual community groups to consider for implementation
    - Status of org & community planning work (Mary)
    - Next steps
  - d) General Discussion (Xavier, David, Goran)
5. **Closing Remarks** (Goran, Maarten, David)

9 Languages

# What is Work Stream 2

A “multi-year project”  
Over 100 recommendations

<b>Recommendation Topics</b>	<ol style="list-style-type: none"><li>1. Diversity</li><li>2. Guidelines for Good Faith Conduct</li><li>3. Human Rights Framework</li><li>4. Jurisdiction</li></ol>	<ol style="list-style-type: none"><li>5. Office of the Ombudsman</li><li>6. SO/AC Accountability</li><li>7. Staff Accountability</li><li>8. Transparency</li></ol>
<b>Project Status</b>	<b>Implementation Planning phase</b>	
<b>Project Specifics</b>	<p>Recommendations intended for all components of ICANN</p> <div data-bbox="426 762 788 1096"><p>ICANN Board</p></div> <div data-bbox="880 762 1242 1096"><p>ICANN org</p></div> <div data-bbox="1331 762 1692 1096"><p>ICANN Community</p></div> <p><b>WS2-Implementation Team (WS2-IT)</b> - available as a resource to obtain clarifications on recommendations, as needed.</p>	

# Roles & Responsibilities

We all have a part to play

 ICANN Board



Accountable to the  
community and public

Monitors  
implementation

 ICANN org



Accountable to the  
Board

Responsible for WS2  
implementation

Reports on  
implementation

Supports the  
community

 ICANN Community



Responsible for WS2  
implementation and  
reports status to the  
Board

 WS2

Implementation  
Team (WS2-IT)



Answers org's  
queries, as solicited

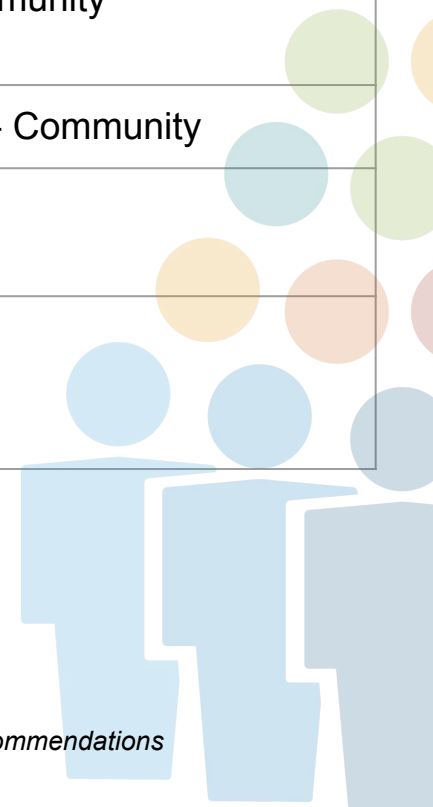
Consulted by the  
community, as  
desired

# WS2, a Priority

- Newly-created Implementation Operations function
- Objective: integrate further documentation monitoring and communication of all recommendations, inclusive of community recommendations
- A priority in FY21, and FY22
- Status of Implementation
  - Implementation underway
  - Planning for those recommendations for which implementation has not started
  - Org supporting community groups in their planning for implementation work, including determining recommendations that require community coordination and/or prioritization

# An Update on Implementation Activities

	In planning/Partially complete - Documentation in progress	Considered Fully Complete - Documentation in Progress	Responsibility*
Diversity	1.1-1.8 with dependencies		Org - Community
Guidelines for Good Faith	2.1-2.3 (preparing for community consultation)		Community
FOI HR	3.1 (partially complete)		Org - Community
Jurisdiction	4.1 4.2 with dependencies		Org
Ombudsman (IOO)	5.1-5.5, 5.8-5.11 with dependencies in some instances	5.6-5.7	Org



- *ICANN org is responsible for providing suitable support to the community in its implementation work of WS2 recommendations*

# An Update on Implementation Activities

	In planning/Partially complete - Documentation in progress	Considered Fully Complete - Documentation in Progress	Responsibility
SO/AC Accountability	6.1-6.5 (preparing for community consultation)		Community - Org
Staff Accountability	7.1 (partially complete), 7.2, 7.3		Org
Transparency	<u>DIDP</u> : 8.1 <u>Transparency of Board deliberations</u> : 8.3.3 <u>Whistleblower policy</u> : 8.4.1-8.4.2, 8.4.4-8.4.5, 8-4-8	<u>Interaction with Governments</u> : 8.2 <u>Transparency of Board deliberations</u> : 8.3.1-8.3.2 <u>Whistleblower policy</u> : 8.4.3, 8.4.6, 8.4.7	Org

- ICANN org is responsible for providing suitable support to the community in its implementation work of WS2 recommendations

# Overview of SO/AC work on WS2

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- ccNSO - has looked at recs, established priorities and begun implementing those recs it believes are for individual groups to implement;
- ALAC - is looking at all reviews, including WS2, and prioritizing;
- GNSO
  - Council - has looked at recs + priorities; recognizes that much of the work likely lies with GNSO SG/Cs.
  - Constituencies - support team has conducted initial triage; need to engage the SG/Cs for review and sign-off
- GAC - has prioritized recs and begun implementation;
- ASO, RSSAC, SSAC – support team intends to start work on initial triage and engage with these groups for review and sign-off



## Diversity (Recommendation 1.1):

- SO/AC/Groups should agree that the following ***seven key elements of diversity should be used as a common starting point for all diversity considerations within ICANN:***
  - Age, Diverse Skills, Gender, Geographical/Regional Representation, Language, Physical Disability, Stakeholder Group/Constituency

## Guidelines for Good Faith (“Standalone” Recommendation 2.3):

- A ***standard framework be developed and used to raise the issue of Board removal*** to the [specific SO/AC who appointed the member or the Decisional Participant in the case of a NomCom appointee].
  - The framework would be in the context of developing a broader framework for implementing community powers and entering into the discussions contemplated by WS1 ... [and] could be developed by a new group specifically formed for that purpose.
- Implement the ***guidelines as a community best practice to apply to all discussions*** even if not covered by the indemnities contemplated under Article 20.
  - There may be discussions around rejecting a budget or rejecting a proposed standard Bylaw that would benefit from a good faith process. The guidelines for ... could be adopted as a universal standard given that they are broad enough to encompass any discussion.

# Adopting a Framework for Interpretation of Human Rights (FOI-HR)

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***While it is up to each SO and AC to determine how to adopt the FOI-HR into its policy process, there may be benefits to broader community coordination (e.g., information sharing).***

Excerpts from the CCWG Final Report:

- ICANN, the community and the organization:
  - could refer to any of the widely adopted human rights declarations, conventions, and other instruments while taking human rights into account in its policies and operations
  - will need to consider how to reflect [the Human Rights] Core Value in their policy and operational processes
- Each SO and AC should take the Core Value into consideration in its policy development or advisory role.
  - SOs could consider defining and incorporating Human Rights Impact Assessments (HRIAs) in their respective policy development processes [and] other Core Values, as part of the balancing required by the Bylaws.
  - ACs could also consider similar measures defining and incorporating HRIAs in their respective processes.
- ICANN's Mission, Commitments, and Core Values, including the Human Rights Core Value, should be taken into account by the SOs and ACs, and ICANN the organization when considering policy matters.

# Other WS2 community-directed recommendations are for individual SOAC Groups to decide how to implement

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## **For Guidelines on Good Faith:**

- ICANN org has compiled each Decisional Participant's procedures concerning petitions for removing a Board Director

## **For SOAC Accountability:**

- ICANN org has compiled each SOAC Group's governance and other relevant procedures

## **For Diversity:**

- Following community agreement on the key elements (Rec 1.1), ICANN org will engage with each SOAC Group regarding support for its diversity assessment, forward planning and updating efforts (as needed)

## **For FOI-HR:**

- Through the respective staff support teams, ICANN org will engage with each SO & AC to discuss how we can further assist its efforts to adopt a FOI-HR and (if needed) facilitate cross-community information sharing and dialogue

# A Cross-Functional Org Effort

Multiple ICANN org functions are engaged in the planning exercise and implementation activities:

*[Listed in no particular order]*

ICANN org's:

- Implementation Operations
- Finance & Procurement
- Policy Development Support
- Governance
- Ombudsman
- Human Resources
- Communications
- Public Responsibility Support
- Reviews Support & Accountability
- Global Stakeholder Engagement
- Government & IGOs Engagement
- Engineering & Information Technology
- Global Meetings Support

# Collective work on WS2 1/3

## Org

Implementation Operations:  
responsible for implementation

- Finance & Procurement
- Policy Development Support
- Governance
- Ombudsman
- Human Resources
- Communications
- Public Responsibility Support
- Reviews Support & Accountability
- GSE
- Gov. & IGOs Engagement
- IT
- Meetings

ccNSO

At Large

GNSO Council

GNSO Constituencies

GAC

ASO

SSAC

RSSAC

# Collective work on WS2 2/3

## Org

- Implementation Operations
- Finance & Procurement
- Policy Development Support
- Governance
- Ombudsman
- Human Resources
- Communications
- Public Responsibility Support
- Reviews Support & Accountability
- GSE
- Gov. & IGOs Engagement
- IT
- Meetings

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## Cross-SO/AC WS2 ad hoc group:

- Shares Best Practices & Tools
- Organizes Community reporting and communication

Org support

ccNSO

At Large

GNSO Council

GNSO Constituencies

GAC

ASO

SSAC

RSSAC

# Collective work on WS2 3/3

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ICANN-wide coordination

Org

- Implementation Operations
- Finance & Procurement
- Policy Development Support
- Governance
- Ombudsman
- Human Resources
- Communications
- Public Responsibility Support
- Reviews Support & Accountability
- GSE
- Gov. & IGOs Engagement
- IT
- Meetings

## Cross-SO/AC networking group:

- Shares Best Practices & Tools
- Organizes Community reporting and communication

Org support

ccNSO

At Large

GNSO Council

GNSO Constituencies

GAC

ASO

SSAC

RSSAC

*"We are all in this together!"*

# Next Steps

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How can ICANN org support the community's collaborative discussions regarding prioritization and the timing of implementation of these recommendations?

When will each SO and AC (including their constituent groups) be ready to share its thoughts on prioritization and timing?

If agreement the potential value of a community-based ad hoc group:

- Each SO/AC chair to share the idea within their organization
- Each SO/AC delegates to the group their selected participants
- Org provides support to organizing meetings/agenda
- Main objectives:
  - Foster a dynamic of cross-community collaboration
  - Enhance effectiveness of WS2 implementation
- Main activities, based on periodic meetings:
  - share experience, challenges, best practices, tools,
  - providing visibility to each other on individual status of work,
  - Develop common communication on WS2 Implementation
  - Maybe developing common solutions?





Thank You

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