Rules of the ccNSO

Version 1

Adopted by ccNSO Council December 2004/ working version

Section	Topic	Corresponding Bylaw (latest), if any	Corresponding Guideline, if any	Comment
1	Membership definition	Article 10.4(a)		Reference needs to be updated, reflecting update ICANN Bylaws
2. 1	Annual General meeting	Article 10. 4 (f)		Reference needs to be updated, i.e. Bylaw needs to be amended to reflect that ccNSO does NOT conduct AGM
2.2-2.4	Other general meetings	No reference	Guideline: ccNSO Meetings	Guideline needs to be updated to reflect change in Bylaw numbering. Guideline more detailed, and different method for detailing date, time, agenda for meetings
3	Quorum	Reference in Annex B, ccPDP description. Annex B: Section 13	Guideline: ccNSO Meetings. Section 4.1, 4.2 and 4.3.	Quorum rule refers to membership quorum, not to be confused with Council quorum Guideline refers to Rules with respect to voting , distinguishing between formal vote and " temperature of the room" or " sense of the meeting" (rough measure to seek if consensus).

				This method does not replace the voting.
4.1	ccNSO PDP resolutions by membership	Annex B, section 13		Reference is incorrect in Rules (section 11), should be amended to section 13. Bylaws are paramount
4.2	Simple majority for formal decisions by membership		Guideline: ccNSO Meetings.	
4.3	Super majority, for specific situations: Change of Rules of the ccNSO Instructions to Council		Guideline: ccNSO Meetings. Reference to this section	No reference in Bylaws to Supermajority requiremetns for membership votes, however there is a requirement for Council votes (specifically if ccNSO acts as DP)
5	Electronic vote		Guideline: ccNSO Meetings refers to electronic vote, to re-affirm decisions.	Refers specifically to situation membership quorum is not
6 .1	Requirement for Council to publish decisions		Guideline: ccNSO Practices, section 6.2	Publication within 24 hours (preferably)

6.2	Council decisions effective 7 days after publication			Specific Sections Bylaws require other timeline. As Bylaws are paramount, suggest that to emend section in Rules , with additional language: "unless the Bylaws require otherwise, decisions of the ccNSO Council become effective 7 days after publication" adding requirement that if this is the case the Council resolution should include a reference to the specific Bylaw requirement (for reasons of transparency)
6.3	Ratification or veto of Council Decisions			10 % of members may be a very high threshold (18 members). When IDN ccTLD s become member, the threshold becomes blurred. Does it refer to (IDN) ccTLD Manager or "Representative"? Proposal 10 members from different countries and 2 ICANN Regions
7	Committees			Extensive arrangement in different Guidelines and Charters. For purposes listed long-standing committees (for example MPC)
8	Change mechanism			Requirement of 66 % of membership vote. Very high

				threshold. Quorum rule also applies

1   Membership

1.1   The members of the ccNSO are as defined by Section 4 of Article IX of the ICANN bylaws.

2   Meetings

2.1   An annual general meeting of the ccNSO will be held as required by Section 4(6) of Article IX of the ICANN bylaws.

2.2   Other general meetings will be held as required, normally to coincide with other ICANN meetings, but not exclusively.

2.3   The date, time and agenda of such meetings can be determined by resolution of the ccNSO Council or by vote of the ccNSO members.

2.4   Notice of such meetings shall be provided to all members either by postal mail 28 days prior to the meeting or by e-mail 14 days prior.

3   Quorum

3.1   A quorum requirement only applies to physical (face to face or tele/videoconference meetings of the ccNSO).

3.2   The quorum shall be 50% of the total membership of the ccNSO, and further at least two members per ICANN Region.

3.3   If any meeting does not meet the quorum requirements, any resolutions shall not be valid unless ratified by an electronic vote of the ccNSO membership.

4   Resolutions

4.1   Resolutions under the policy development process are defined in Section 11 of Annex B of the ICANN bylaws, being an electronic vote where more than 66% of the members vote in favour.

4.2   Resolutions at general meetings shall pass if properly moved and seconded, and greater than 50% of those voting vote in favour.

4.3   Resolutions to change these rules, or to instruct the ccNSO Council shall only pass if greater than 66% of those voting vote in favour.

5   Electronic Votes

5.1   An electronic vote of the members can be initiated by any of the following:

5.1.1   The ccNSO Council

5.1.2   The Chair of the ccNSO Council

5.1.3   10% of the members

5.2   A vote shall commence five days after the notification of the proposed resolutions, and the vote shall stay open for a period of 14 days.

5.3   In the event that at least 50% of the ccNSO members vote, the vote shall be valid. In the event that fewer than 50% of the ccNSO members vote, the vote shall be invalid and a second vote will automatically commence 14 days after the invalid nature of the first vote is notified to the members. The results of the second vote will be valid irrespective of whether 50% of the ccNSO members vote.

6   Ratification or Veto of Council Decisions

6.1   The Council is required to publish to the appropriate ccNSO lists, all of its decisions and resolutions within five days of making them.

6.2   The Council decisions will not become operational until seven days have lapsed since publication

6.3   If during that seven day period, 10% or more of the members notify the Council Chair of their objection to the decision, it shall automatically trigger a membership vote to ratify or veto the decision.

7   Committees

7.1   Both the ccNSO Council and the ccNSO members can establish committees to deal with particular issues such as finance, staffing, or meeting agendas.

7.2   Members of the ccNSO Council will usually chair any standing or permanent committees established.

8   Changes to the Rules

8.1   These rules will become valid if approved with a vote of greater than 66% at a general meeting, or by electronic vote.

8.2   Any proposed changes to the rules must be circulated to all members at least twenty-one days before any vote on the proposed changes.

8.3   A change will become valid only if approved with a vote of greater than 66% at a general meeting, or by electronic vote.