
ALEJANDRA REYNOSO: Well, hello, everyone, and welcome to our ccNSO Council Meeting 186 on the 18th of August 2022 at 21:00 UTC. I'm Alejandra Reynoso and I'm the ccNSO Council chair. Welcome all participants to the call.

Please, this is a kind reminder for all ccNSO Council members to add to your Zoom name the word Council or councilor so it's easier for the recording of the votes and to see you. Kim, are we recorded?

KIM CARLSON: Hi, Alejandra. Yesterday's Council call is recorded at this moment.

ALEJANDRA REYNOSO: Thank you very much. I'm going to put here in the chat—oh, hi, Irina. She's saying hi—the wiki for today's call where you can find all the related documents for easy access. I would like to ask now if I should note any other business to be taken into consideration now. Chris, I see your hand up.

CHRIS DISSPAIN: Thanks, Alejandra. Yes, we need to, if we can, briefly cover the situation in respect to the Bylaw about membership in the Nominating Committee.

Note: The following is the output resulting from transcribing an audio file into a word/text document. Although the transcription is largely accurate, in some cases may be incomplete or inaccurate due to inaudible passages and grammatical corrections. It is posted as an aid to the original audio file, but should not be treated as an authoritative record.

ALEJANDRA REYNOSO: Okay. Note it down, Chris. We'll come to that in Any Other Business. Again, when we get to that part of the meeting, I will ask again just in case.

So moving along, we have item two. It's the relevant correspondence, and you have the link. Next, we move to the minutes in action items. The minutes were distributed and published. For action items, all action items are completed except for action item eight that is ongoing. Action item six, that the Triage Committee will provide priority advice at the September Council meeting. So it is completed and they will advise us at the next Council meeting. Regarding the Bylaw change repository, is there any update on that?

BART BOSWINKEL: Yes. Thanks. Hello. The update is I still have this on my to-do list. So I'm sorry. You have it. I'll do it tomorrow morning. Thanks.

ALEJANDRA REYNOSO: Okay. Thank you, Bart. No worries. Any questions related to the minutes or action items? Okay. I see none. So let's move along to item number four, which are our intermeeting decisions. Since our last meeting, we have appointed Brett Carr as a member of the CSC, appointed also Rosemary Sinclair as member of the ccNSO SOPC, Rajiv Kumar as member of Tech Working Group. Also the ccNSO Council CSC Selection Committee approved the full slate of members to the CSC and their liaisons.

Here I would like to make a quick comment, thanks to the ccNSO secretariat, now we will have a publication of the intermeeting decisions in the ccNSO website. This is for easy access to all because we always publish them in our agendas but it's not too easy for members to find them. So now they will be published in the website, and it's now available. So thank you very much.

Moving along with items five to nine. Now we are in the update. So we have written update for the following items. Please note that some of them have items already in the agenda and we will deal with them when we get there. Please also note that we have a new one item in the agenda that was circulated yesterday, that is item 17. It's the update regarding Board's consideration on ccPDP Retirement Policy. So we will have an update when we get there. So regarding items five to nine—well, five to eight, really—are there any additional comments besides the written updates?

STEPHEN DEERHAKE: I'm happy with regards to the PDP3.

ALEJANDRA REYNOSO: Okay. Thank you, Stephen. I don't see any more hands now. So let me move to the item—

KIM CARLSON: Alejandra, Jordan has his hand up.

ALEJANDRA REYNOSO: Oh, sorry. Jordan, I didn't see you. Please.

JORDAN CARTER: That's all right. Hi, everyone. I volunteered myself to go on the Planning group for the plenary session that's being held on Internet fragmentation. I did that because I saw that there was a number of people volunteering from around the community but no one from the ccNSO. We had a Planning call this morning at the delightful time of 4:00 AM, Melbourne. I need to get a little bit more of a sounding on perspectives here in the ccNSO on that question, just to help the session structure the questions and goals of it.

So if there are any of you who have done some thinking about the question of Internet fragmentation and have a perspective on what ICANN's role might be, I don't want to take up time on the call now, but I'd be really grateful if we could set up a call in the next couple of days just to have a 10-minute chat about it. If you've got any resources or perspectives, I can run you through the planning that's been done so far, or you can check out the Google Doc that was in the e-mail I sent to the councilors earlier this week. Chris, you are the person I had in mind. So thank you. I can then reflect a bit more with an informed position in that discussion. So just drop me an e-mail and we can work at a time. That would be great. That's all, Alejandra. Thanks.

ALEJANDRA REYNOSO: Thank you very much, Jordan. I see also Tatiana is happy to have a chat with you. So note it down. Jordan, you still have your hand up and I'm guessing it's the same hand. Okay. Thank you. I see Stephen.

STEPHEN DEERHAKE: Jordan, let's do it at a time that's convenient to you in Melbourne. I'm happy to get up and chat with you about this. Thank you.

ALEJANDRA REYNOSO: Okay. Thank you.

JORDAN CARTER: Thank you very much.

ALEJANDRA REYNOSO: Okay. Thank you very much. Now we are noting that your cat is sitting and it's a beautiful cat.

Okay. Regarding item nine, we heard Jordan. Just to continue with the updates on chair, vice chairs, councilors, or secretariat, I want to let you know that of the upcoming roundtable, that will happen the first part virtually in 9 September. The proposed agenda, they have included community consultation on the draft Terms of Reference for the pilot Holistic Review and the FY23 reviews, recommendations, and implementation plan. Also an update on the design and scope of the WHOIS disclosure system, an update on ICANN Org activities relating to mitigation of DNS abuse, and the launch of the Policy Transition Program and Pilot. Also, they will brief us on the status and preparations and logistics for ICANN75. When this happens, of course, I will let you know what was discussed, but I just wanted to share with you what is prepared for that round, first part of the roundtable.

Okay. Anyone else? If not, let me move on to items 10 to 20. These are the items that we'll need to discuss and/or take decision. So this is a kind reminder to everyone in the meeting. The voting is for councilors only. We thank everyone for attending the meeting, but all of those who are not councilors, please remain as observers, please.

Okay. So the first one is update of Charters and Terms of Reference. The SOPC has reviewed and updated their charter. I see Stephen has his hand up. Yes, Stephen?

STEPHEN DEERHAKE: I move to adopt.

ALEJANDRA REYNOSO: Sorry?

STEPHEN DEERHAKE: I move to adopt.

ALEJANDRA REYNOSO: Oh, I'm not there yet, but I will get there.

STEPHEN DEERHAKE: If you get there, I move to adopt.

ALEJANDRA REYNOSO: Okay. Thank you, Stephen. The SOPC has reviewed and updated its charter. As we know, they consulted with the ccNSO membership and the brother community on their final proposed draft. Any questions or comments regarding this topic? I see none. Okay. Now, I need a mover.

STEPHEN DEERHAKE: I move to adopt.

ALEJANDRA REYNOSO: Thank you, Stephen. And I need a seconder.

PABLO RODRIGUEZ: I second.

ALEJANDRA REYNOSO: Pablo, thank you very much. Any questions regarding the resolution that we have in front of us, that is to adopt the charter? Okay. I see none.

So now we come to the voting part. So please do use your green ticks, councilors, let me know if you are in favor, or your red crosses in case you abstain or object. Many green ticks, full of ticks. Thank you very much. And for a good measure, I just will ask if there's anyone abstaining or objecting? I see no hands up. Thank you very much. This has been approved. Thank you all.

Now moving along with item 11, appointment to working groups and committees. As you know, unless we see the need to have separated

resolutions, we are trying to combine them. This time we have Nigel Roberts volunteering to contribute to the work of the GRC, and Türkan Sarıkaya who wishes to be appointed as a member of the ccPDP Review Mechanism Working Group. So, any questions or comments? I see none. May I have a mover, please?

PABLO RODRIGUEZ: I move.

ALEJANDRA REYNOSO: Thank you, Pablo.

SOULEYMANE OUMTANAGA: I second.

ALEJANDRA REYNOSO: And Souleymane seconds. Thank you very much, Souleymane. So we have a decision in front of us to appoint them correspondingly. Any questions regarding the resolution? I see no hands. So let's go to the vote. Again, please do use your green ticks in case you're in favor, or your red crosses in case you abstain or object. I am seeing only green ticks. Thank you very much. For good measure, I will ask if there is anyone abstaining or objecting? I don't see any hands up. So this has been approved. Thank you very much. Please do lower your green tick.

Now we are moving to item number 12. We have an update on the ccNSO Membership. We have received an application from the ccTLD

manager of Austria, .at. Is there any question or comments regarding this? Okay. I see none. May I have a mover?

STEPHEN DEERHAKE: I'll move it.

ALEJANDRA REYNOSO: Thank you, Stephen. Hadia, you have your hand up for secondment? Okay. I have your seconds, thank you very much. Any questions regarding the resolution? I see none. Okay. Then let's go to the vote. So, again, green ticks if you're in favor, or red crosses in case you abstain or object. I see only green ticks. Thank you very much. For good measure, is anyone abstaining or objecting? I don't see any hands up. So this has been approved. Welcome, .at, as a member of the ccNSO. Member 173. Congratulations.

Moving to item 13. Here we will have a little bit of pause on decisions. We have an update on ICANN Board Seat 11 nomination process. And for this, I will give the floor to Joke.

JOKE BRAEKEN: Thank you, Alejandra. On the 5th of August, call for nominations closed. There was one candidate that was nominated and seconded as per the rules. That was Patricio Poblete. Patricio has accepted his nomination. All the materials, including his candidate statements, etc., have been sent to ICANN Legal for due diligence verifications to start as soon as possible. Once these are completed, there will be a virtual question and answer session towards the end of October with Patricio. The election,

the voting in this nomination process will start on the 8th of November. So even if there is one candidate, there's still a vote happening in November. Thank you.

ALEJANDRA REYNOSO: Thank you very much, Joke. All the best, Patricio, in the upcoming items on the process of the nomination process.

Moving along, now we have item 14, it's the NextGen ICANN program. We have a decision to make whether we would like to participate in this program by appointing a mentor or people for the Selection Committee. In previous times, we have decided not to because this program has very limited impact in the ccNSO, and this is what it's proposed here. So are there any questions or comments here?

PABLO RODRIGUEZ: Our volunteers run ICANN. Wild. I do agree with the idea that it has very little impact with ccNSO and the things that the ccNSO does. It's no less true that as part of this community, we should try to seek for ways to be involved in those things that can improve and better the community as a whole. So I believe that we should, if we could, if there is interest in someone, to have someone participate in this. So that's pretty much my take. I mean, members of this community and as such, we should be involved in one way or another, because we can always contribute in a in a way that we may not know, but by being present we could be serving the community. That's pretty much it. Thanks.

ALEJANDRA REYNOSO: Thank you, Pablo. Yes. Well, as you said, if we can, it wouldn't be a bad idea, but usually the ccNSO resources are very scarce. So it is important that we allocate the volunteer time in things that we see that will have an impact that are a directly impact in the ccNSO. But for next time, if we hear from someone that is interested, then maybe we can consider it to discuss again. Thank you, Pablo.

May I have a mover? Oh, sorry, Stephen. You have your hand up?

STEPHEN DEERHAKE: Yes. Thank you. I'd like to ask Pablo how he sees the ccNSO contributing to this program, and what the expenditure effort would be and how that would be structured? Thank you, sir.

PABLO RODRIGUEZ: Thanks, Stephen. I appreciate the question. To be honest with you, I've struggled trying to develop ways within NextGen in which, first and foremost, I've always wanted first geners to become aware of who is the ccTLD operator of their respective countries. That's one. Just by doing that, I think is a good beginning, right? I mean, putting people of their particular jurisdictions together. Also, I was hoping that if these first geners are thinking of a particular way in which they can get involved with the ccTLD as interns are involved, maybe they have an idea of a project that a particular TLD could support. These are ways that can only happen if we have someone there in that particular community, in that particular group, and making that link between the two of them. That is something that, to be honest with you, I struggle. I've never been able to get it to happen. In theory, it sounds good.

Honestly, I have not been able to get it to happen. But that's pretty much what I had in mind. Thanks.

STEPHEN DEERHAKE: Thank you, sir.

ALEJANDRA REYNOSO: Thank you, both of you. Proceeding, may I have a mover?

PABLO RODRIGUEZ: My move.

ALEJANDRA REYNOSO: Thank you, Pablo.

STEPHEN DEERHAKE: I'll second.

ALEJANDRA REYNOSO: Thank you, Stephen, for seconding. Well, I see the comment in the chat regarding the spelling of the resolution that we should start it with "seeing" instead of "seen". But other than that, are there any questions or comments on the resolution? Yes, Jordan?

JORDAN CARTER: I've got a follow-up action to suggest, but I can do that after we've dealt with the resolution.

ALEJANDRA REYNOSO: Okay. Let's finish this, and then we come back. Is that okay? Okay. Any other questions or comments regarding the resolution? If not, then let's begin the voting. Please, again, use your green ticks in case you are in favor of the resolution, and your red crosses in case you either abstain or object. Okay. I see all green ticks. Thank you very much. Just for good measure, I will always ask if there is anyone who is abstaining or objecting to raise their hand. I see none hands raised, so this resolution has been approved. Thank you all. Back to you, Jordan.

JORDAN CARTER: I'll be honest. I've never paid any attention to this program because my route into the ICANN community was through the ccNSO through my work. But I just wonder if we're missing a trick in trying to shape the program so that it is more useful for the ccNSO and it is more connected to ccTLDs. I wonder, therefore—and this might not be the right group—but maybe we could ask the Outreach and Engagement Committee [inaudible]. And to work with the relevant ICANN staff or just to engage on like explaining why we made this decision and seeking to, I don't know, get the NextGen program to be more connected to be more useful for us so that we could then at future find that worth participating in. I don't know if that's already been tried, but it just feels like the organization seems to have a lot of storage and a lot of

resources and stuff. If we could shape some of that to work in our interest, that might be a good thing.

ALEJANDRA REYNOSO: I think that it's a very good idea. So the OISC can have a look into it and let us know whether it's feasible or not. Tatiana?

TATIANA TROPINA: Thank you, Alejandra. I'm sorry for not turning on my video. I'm in a hotel where the Internet is not very good. So I'm of two minds about NextGen. Because just for Jordan and for those others who do not know the program, I believe that it's about students and mostly masters students. So these people mostly are not active in the Internet governance yet, and they are sort of in their own bubble. So I do believe that there are sometimes quite brilliant people, and sometimes they're in the GNSO or At-Large. I know that maybe a couple of them are security and stability advisor, I don't remember. I do believe that it will take some effort to actually make what they do here at ICANN relevant to ccNSO. It might be worth a try. But somebody said the word effort. I am not entirely sure. Normally, I am very much for new blood, very much so. But with this NextGen program, I'm very much unsure if the cost of this effort actually brings that reward. Where it does is perhaps getting these people really acquainted with ICANN. But there is no real continuity in NextGen if we look at NextGen and Fellowship, for example. NextGen was criticized for a long time even by its participants is so much less relevant to ICANN as the Fellowship program. So I would I believe that next year, we might discuss how to make it relevant, but

taking into account the modalities of this program, I'm not even sure it can be.

ALEJANDRA REYNOSO: Thank you very much, Tatiana. Yes, maybe when we speak of effort, going all the steps to participate in the Selection Committee or even mentoring people, that might be too much effort. But maybe providing them with a presentation on what the ccNSO is, or the local ccTLD could even tell them this is who we are, as Pablo mentioned. Maybe that's something to consider. Maybe not go all the way, as in to put all of our resources there, but it's something to consider. But I agree, in the past we have thought that this is not too impactful, but we can reassess it. Pablo?

PABLO RODRIGUEZ: Thank you all for the opportunity. I do appreciate Jordan's recommendation and I absolutely support it. I hear what Tatiana shared with us. As a past member of the Selection Committee, I struggle with this many, many times because I continue to complain. All the time I was complaining. Who are these people? Do they know what their ccTLD is? Do they reach out to the ccTLD? What are we going to do about establishing building links between these members and their respective TLD operators? What are we, the Selection Committee, we, the Fellowship program, what are we going to do to build these connections? To make things short—and apologies for stuttering—what is not acceptable is to turn our backs and say, "You know what, this is not relevant to us," and it's true and it's not bringing much to us, but we

should do something about it. I'm going to go out on a limb here. I would be willing to work with someone who is interested in doing something about it, Jordan, with your participating, whatever we can in discussions to help out. If at least all we can do is to get new blood into the door of a new ccTLD, and get them to meet each other and perhaps they can do some kind of interwork or get involved in something. Again, that's a win. That's all. Thank you.

ALEJANDRA REYNOSO: Thank you, Pablo. Biyi?

BIYI OLADIPO: Thank you. Thank you so much, Alejandra. Thank you, everyone. My own view is very close to Pablo's views. It might not be directly relevant to what we do today and we might not be able to say this is how much of an impact the program can have on the ccNSO or the cc community. However, I always look for opportunities to get people interested in the things that we're doing. From time to time, we've all complained about not having new bloods, not having new people come in, and all of that. The way the program is designed right now, I don't think it would have much impact on us. But like Pablo said, it's a way that we can come together, get people more interested in what we're doing, and then see how we can work with these people to get more and more interest. But I think that's a different conversation from what we're already having or what currently exists. However, can we come together? Pablo, I'll be willing to work with you if there is a way that we can get this done. Thank you.

ALEJANDRA REYNOSO: Thank you, Biyi. So it seems that we do have a to-do for the OISC to look into this, and we'll hear back from them eventually. Thank you all. Now moving on.

BIYI OLADIPO: Eventually.

ALEJANDRA REYNOSO: Well, do you want me to set the date already, Biyi? Okay. Eventually. But yes, before the next year—

BIYI OLADIPO: Not so far.

ALEJANDRA REYNOSO: I thought so. But before we have this decision again, definitely it will be on the radar.

Okay. Moving along to item 15. Now we are in the request for nominations for the planning prioritization process for the FY24 Operating Plan and Budget process. So as you remember, there was the pilot program on the Planning Prioritization Framework. They did tell us that they would like us to nominate people for the next phase, and this is the next phase, but now we have received a formal request. Given that this prioritization exercise follows so soon after the conclusion of the pilot, ICANN Org believes that the most effective and efficient

manner of proceeding with this next phase is to continue with the same participants of the pilot, because of course that will help not to have the learning curve. Thankfully, Chris and Irina are willing to continue. This is what this item is about. So are there any questions or comments? Okay. I see none. May have a mover?

JORDAN CARTER: I'm happy to move.

ALEJANDRA REYNOSO: Thank you, Jordan. May I have a seconder?

TATIANA TROPINA: I second—Tatiana. Oh, sorry.

ALEJANDRA REYNOSO: You speak louder, Tatiana.

TATIANA TROPINA: Thinking very loud.

ALEJANDRA REYNOSO: So Tatiana seconds. Any questions regarding the resolution that we have in front of us? I don't see any hands. So, okay, let's go to the vote. So please, your green ticks if you're in favor of the resolution, and your red crosses in case you're against or abstaining. Okay. I see Chris is—

CHRIS DISSPAIN: I'm just abstaining.

ALEJANDRA REYNOSO: I thought so. I just was looking if there was any other. Thank you, Chris. Well, Chris is abstaining. Is any other councilor objecting or abstaining? I see none. So thank you very much. This has been approved. Thank you to Chris and Irina for continuing this work, and keep us posted.

Okay. Now we move to item number 16, and it's the change of the 2022 rules to reflect the amendment of Article 10 and Annex B to include IDN ccTLDs in the ccNSO. Since this amendment of the Bylaws has become effective, as a result, we need to update the rules accordingly. So the GRC has presented the proposed changes to the community and at ICANN74. They have been also circulated to the community and seeking any feedback. As far as I know, we haven't received any feedback regarding these proposed changes. I was wondering if I can confirm this with Joke.

JOKE BRAEKEN: Apologies, Alejandra. I heard my name.

ALEJANDRA REYNOSO: Yes. Sorry, Joke. We didn't receive any feedback from the consultation with the community regarding the changes of the rules.

JOKE BRAEKEN: No, we didn't. Thank you.

ALEJANDRA REYNOSO: Okay. Thank you, Joke. So any questions or comments on this item? I see none. Okay. May I have a mover? I see Chris. Chris moves. Okay, Stephen just seconded. You see, that's working fast. Thank you, Stephen. So any questions on the resolution itself? I don't see any hands.

So this time, since according to the change mechanism, we need at least 14 members of the ccNSO to vote in favor. This time, I will be calling each of you by name. Please, when I call your name, unmute and state your vote if you're in favor, if you abstain, or if you object. So with this, I will start with Ali.

ALI HADJI: I do agree.

ALEJANDRA REYNOSO: Thank you, Ali. Biyi?

BIYI OLADIPO: In favor.

ALEJANDRA REYNOSO: Thank you. Souleymane?

SOULEYMANE OUMTANAGA: In favor.

ALEJANDRA REYNOSO: Thank you. Ai Chin?

AI CHIN LU: In favor.

ALEJANDRA REYNOSO: Thank you. Jiankang?

JIANKANG YAO: In favor.

ALEJANDRA REYNOSO: Thank you. Jordan?

JORDAN CARTER: In favor.

ALEJANDRA REYNOSO: Thank you. Chris?

CHRIS DISSPAIN: In favor.

ALEJANDRA REYNOSO: Thank you. Irina?

IRINA DANIELIA: In favor.

ALEJANDRA REYNOSO: Thank you. Nick?

NICK WENBAN SMITH: Yes, in favor.

ALEJANDRA REYNOSO: Thank you. Pablo?

PABLO RODRIGUEZ: In favor.

ALEJANDRA REYNOSO: Thank you. Sean?

SEAN COPELAND: Okay.

ALEJANDRA REYNOSO: Thank you. Stephen?

STEPHEN DEERHAKE: In favor. Yeah, I yield.

ALEJANDRA REYNOSO: Thank you. Javier? Do we still have Javier? I think we've lost—oh yes, he's there. Javier?

JAVIER RUA-JOVET: Sorry. Are we voting right now?

ALEJANDRA REYNOSO: Yes, for the rules.

JAVIER RUA-JOVET: In favor.

ALEJANDRA REYNOSO: Thank you so much. We have an apology from Marie-Noemi, though she sent her sentiment over e-mail that she was in favor. Tatiana?

TATIANA TROPINA: In favor.

ALEJANDRA REYNOSO: Thank you. Demi? I hope he has Internet connectivity. Well, he did say in the chat that he had choppy connectivity, so he's not available. Jennifer?

JENIFER LOPEZ: I'm in favor.

ALEJANDRA REYNOSO: Thank you. And I am in favor, too. So we got enough votes. This has been approved. Thank you very much. Now it will continue its process of seeking the members' vote for it to be fully official. Okay. Thank you all.

Now moving along to item 17. It's the update regarding Board's consideration on ccPDP3 Retirement Policy. For this, I'm going to give floor to Patricio in his capacity as chair of the Board ad hoc group that is dealing with this. Please, Patricio.

PATRICIO POBLETE: Hello, everyone. Thank you very much, Alejandra, for inviting me again to report to the Council about our work in the ad hoc group. As you may know, the Board has been on a three-week break ending this week. But I'm happy to report that right before going on the break, the ad hoc group finalized its consideration of the proposed policy and approved the draft resolution and rationale, and submitted it to the full Board for consideration. So we've reached every important milestone in our work.

The next step will be that 23 August there will be an info session of the Board where we will present a briefing on the proposed policy and the proposed resolution. After that, in the next Board meeting, this would come for vote. And for various reasons, there won't be a meeting in the time prior to the ICANN75 meeting. So this will come for a vote at the

public meeting during ICANN75. So I hope you'll all be there and join us on celebrating this. I have every expectation that it will be approved by the Board.

The letter that the Council sent removed the final obstacle that we had under consideration of this because it triggered a process to deal with the omission in the Bylaws about the carve out of retirement in the appropriate Article. So with that, we could move ahead. There was some discussion on the possible risk of approving a policy where one of its components, namely the review mechanism, would not be available right away. With the advice of ICANN Legal, we concluded that the risk was really minimal. The application of this policy probably will not happen for a time. On the other hand, the risk of having a ccTLD for some reason have to be retired without a policy was much higher. So that also was a consideration we had to move ahead with this. But we are aware that with the Council's letter, the process for fixing this omission had just begun. We hope that the process will move ahead and conclude hopefully very soon. I think that's what I have to report about the proposed policy. I don't know if you have any questions about it.

ALEJANDRA REYNOSO:

I do have a comment. It's so good to see that we are coming to the end of the process, and we're very happy. So this is very good news. I do have a question. Do you see how future ccPDPs are expected to be handled by the Board? Because we do have two in the queue now. So do you know?

PATRICIO POBLETE: Yes. Thanks for the question. The charter of the ad hoc group has two tasks for the group to handle. First one, and the one with the most priority, was the processing of this policy proposal. This second one coming next in the pipeline is to advise the Board about how to handle future ccPDP proposals. We have a draft document that's been prepared by the staff. We started this discussion and it will continue in the next meeting of the ad hoc group. Basically, it is based on the caucus mechanism. So that's something that is not really new. That will help for it to get going without much work. And it seems to be appropriate for this. So I'm expecting that in the future, whenever there is a policy proposal coming from the ccNSO, a caucus group will be convened for handling that, and we'll have the rules set beforehand. So it will be much quicker probably. We hope they will be much quicker to get started this time.

ALEJANDRA REYNOSO: Thank you very much, Patricio. Stephen?

STEPHEN DEERHAKE: Thank you, Alejandra. Patricio, thank you for this report and thank you for the news. Again, I apologize for ripping into you at ICANN74. It was not personal. It was my frustration with the entire process.

This is great news. We will have a review mechanism policy before you guys, i.e., the Board, in probably six months or hopefully a little less. It should not come as a surprise as the retirement policy should not come

as a surprise as well. But thank you. Thank you. Thank you. Look forward to seeing everybody in KL for the coronation of the retirement policy. Thank you. I revert.

ALEJANDRA REYNOSO: Thank you, Stephen.

PATRICIO POBLETE: I'm looking forward to that, Stephen. Thank you.

ALEJANDRA REYNOSO: Thank you, Patricio.

STEPHEN DEERHAKE: Thank you, sir.

BIYI OLADIPO: Sorry, Alejandra. I had a problem with connectivity so I dropped off. I just wanted to find out from Patricio. Stephen has done a lot of expressed—not just Stephen, all of us have expressed a lot of frustrations about the process and how it's gone, especially the period when we don't hear anything whenever this report is on this process. Is there a way—I don't know if it's possible—that there's a published timeline as far as the body is concerned on how PDPs come out? When they come out from ccNSO and gets to, or from the cc community and gets to the Board, is there a way that the Board can publish its timeline on what we should expect? I think this will better manage expectation.

PATRICIO POBLETE: I think it's a good idea. We'll probably do that. We should do that as part of the design of the mechanism for handling future ccPDPs. I think it's good suggestion.

ALEJANDRA REYNOSO: Okay. Thank you very much, Patricio. Stephen, is that a new hand or it's a new one?

STEPHEN DEERHAKE: That's a new hand, and it's directed towards Patricio. I agree completely with what was just expressed with regards to the complete lack of transparency. It's like waiting for a new pope. Is it black smoke, white smoke? What's going on here? You guys have got to be better at communicating with community writ large. That's my comment on that. Thank you. I revert.

PATRICIO POBLETE: Thank you for your comment. Once again, I should thank Alejandra and the Council for inviting me to report and making this standing topic in the agenda until we are done with this. I think that's helped a lot to fix this problem with communication that we had at the beginning.

STEPHEN DEERHAKE: Also I just want to congratulate you on your evident reelection to the Board. Really happy. Cheers.

PATRICIO POBLETE: Thanks, Stephen.

ALEJANDRA REYNOSO: Well, thank you very much. I think we have our suggestions. We've been heard. Thank you again, Patricio, for the big news. We will be there at the ICANN Board in Kuala Lumpur to hopefully celebrate the end of this process. Thank you so much.

So now moving along to item 18, it's ICANN75. Well, we discussed this to see another thing being shared with us, I will ask him to go to the block schedule so we can all get again acquainted with when things are happening. You've seen this. I don't remember that there have been any major changes here. Kim, please tell me if we have done any major changes.

KIM CARLSON: No major changes.

ALEJANDRA REYNOSO: Okay. Thank you. Just confirming. Thank you. For these, well, it's been displayed that it's almost the entirety of item 18. I would like to bring your attention to the joint session with the ICANN Board, because we've been having some discussion in the mailing list regarding which topics we would like to bring, and I'll get that in a minute. But we should also start discussing on the question that has been brought to us by the Board. The question is: what collaborative actions should the

community, Board, and Org be undertaking to further progress achieving our strategic priorities?

From one of the suggestions from our topics, it seems to be aligned with this question. But I would like to turn a little bit the question around as in when we speak of our strategic priorities, which priorities exactly are we talking about? Because as ccNSO, we can only speak from our perspective, and from our perspective, our priorities are on PDPs and the task so far. What do you think is our strategic priorities that the Board is referring here? It's something that I would like to come back to them. Do you have any other view of that? Not so far, think a little bit. Yes, Jordan?

JORDAN CARTER: If you're asking a literal question, what do you think they mean by that? I'm sure that they mean the strategic part is set up in the ICANN five-year strategic plan.

ALEJANDRA REYNOSO: We have objectives, I think, but not the priorities in their strategic plan.

JORDAN CARTER: Yes. I think that's why we've got this whole new prioritization process that we just voluntold Chris and Irina to get involved with. But maybe that could be part of the feedback, to know what your priorities are, but it's good that we're changing that process. I don't know. It would be interesting to get them to explain what they think the priorities are maybe in advance so we can then work out some comments.

ALEJANDRA REYNOSO: Thank you so much, Jordan. Also, we will have time still to prepare for this and we will have a prep call in Kuala Lumpur, but I just wanted to stir a little bit everyone to start thinking about what we will talk to them. I see Stephen.

STEPHEN DEERHAKE: Thank you, Alejandra. I totally support what Jordan just said. Let's flesh them out and get them to speak first. I guess it's probably the best way to summarize my thoughts on that. But yeah, there's work to be done here. Thank you. I revert.

ALEJANDRA REYNOSO: Thank you, Stephen. Also regarding the same topics—sorry, my mind and my mouth are not in sync right now. So would it be feasible for a small group of us to start thinking about this particular question and prepare something?

STEPHEN DEERHAKE: It might be useful, yes. [Inaudible] with the GRC and with my group as well.

ALEJANDRA REYNOSO: Okay. So let's do that, if I have any volunteers already. I'm guessing Stephen, maybe Chris as well. Yes, I see your hand up. Okay. Any other,

please let me know so we can gather and think this through so it'll be more efficient. Thank you.

Also, regarding topics that we were proposing in the mailing list, it got me thinking on things that we ourselves I think we haven't landed on. When we talk about effectiveness and efficiency, and that we would like things to be faster, I think that's the main message, and not for them to take too long, what do we mean by that? It's just to open up for discussion on what do we really, really want. For example, we could do things super quickly if we just assign things to one person to do them, and that's it, for example. Or if we actually want the community involved, that's what takes time, because then we need to prepare, we need to have webinars, have consultations, and then time kind of expands in processes. So would this be a good idea to have as a topic for a future workshop? Not in Kuala Lumpur because we are a little late on that, but after Kuala Lumpur maybe in November, December, to discuss that ourselves, so we can streamline what the ccNSO is doing at least. With that, then we can give feedback to the rest of the community on what our thoughts are on efficiency and effectiveness. How does that sound? Yes, I see people nodding in the camera and green ticks. Okay. I see Jordan happy to help, too.

STEPHEN DEERHAKE: I'm happy to do that as well.

ALEJANDRA REYNOSO: Okay. And I see Sean and I see Pablo. Okay.

PABLO RODRIGUEZ: Tatiana is nodding without the camera.

ALEJANDRA REYNOSO: Okay. Thank you, Tatiana. Okay. So that's something that we actually need to work on and it's on our to-do list now. Thank you all. Okay. Again, we will gather this small group and still we will, of course, comment with the full group so we are ready for our meeting with the ICANN Board in Kuala Lumpur.

For the rest of the sessions, please note the dates and times, and put them in your calendars, so that you can attend to all. Again, I will let you know that we will start doing some exercising at ICANN, as in we are not going to stay in our room for all of them. So, there will be some meetings that we will need to move or change rooms. So it will be good for stretching our legs. But all these details will be discussed in our prep meeting in Kuala Lumpur, so no need to worry now. Stephen, you have your hand up.

STEPHEN DEERHAKE: Yes. It's an administrative question for Kimberly, really. Do we need to register for these sessions like we had to do in ICANN74?

KIM CARLSON: Hi, Stephen. Thanks for the question. No, it's not going to be necessary. ICANN for Kuala Lumpur will implement a one meter physical

distancing. And the rooms are bigger so we will not have a secondary room. So there will not be a need to pre-register for individual sessions.

STEPHEN DEERHAKE: Okay, great. Thank you.

ALEJANDRA REYNOSO: Thank you, Kim. I've been reading the chat a little bit and some key sessions are requested to have a calendar invite. Yes, they will be coming your way. Because I've heard this from many of you, sometimes the calendar invites arrive but you actually need to accept them and make sure that they are in your calendar so you don't miss them. Because sometimes this automated thing that every calendar invite that you receive will be in your calendar does not work. I don't know why. So when you receive it, please do accept it and make sure that it's in your calendar so you don't miss it.

Okay. Any other comments regarding ICANN75 or anything related? Stephen, you have your hand up but I'm not sure if it's a new one.

STEPHEN DEERHAKE: It's old.

ALEJANDRA REYNOSO: Thank you. Okay. With that, we move then to the next item, it's next Council meeting. Our next Council meeting will be in ICANN75. We're back to the agenda. So we'll see you there.

Moving along to item 20, we have Any Other Business. And for this, we have Chris. So, Chris, please, the floor is yours.

CHRIS DISSPAIN:

Thanks, Alejandra. You probably will have seen an exchange on the Council list in respect to the issue with the Bylaw—I forget the number, eight something, I think. Thank you, Stephen. Regarding the issue of a member of the Nominating Committee not being on a Council or advisory body that the Nominating Committee is appointing anybody to, which, in essence, means that you're on the ccNSO Council, the GNSO Council, the Board or At-Large or—I guess it doesn't apply to the GAC—you can't be on the Nominating Committee. I had completely forgotten that that existed. I think pretty much all of us had completely forgotten that existed. I think I probably didn't know about it a very, very long time ago. But it was a very long time ago.

I've thought about this very carefully. I acknowledge that we have in fact had a member on the Nominating Committee whilst at the same time being a councilor and that no one appears to have noticed or, for that matter, objected. But my interpretation of that Bylaw is that at the very least, if I was to remain as the ccNSO representative on Nominating Committee, I would be unable to re-stand for the Council at the end of what was Giovanni's term in March. And it's arguable that I shouldn't be in those positions even for a short period of time.

The right thing to do, I think, is to make a decision one way or the other. I think given that we are requiring the nominations for the Council, if I remember correctly, it's something like the 14th of September for that

process to occur. Given that, if I would like to re-nominate for the Council and serve full term, this is obviously dependent on me being nominated in the European Constituency being prepared to vote for me. Given that the Nominating Committee hasn't started its work yet and effectively commenced its work live in Kuala Lumpur, it seems to me that the sensible thing for me to do would be to withdraw from the Nominating Committee appointment and to have the ccNSO Council—and there are a couple of ways this could be dealt with. One way is to treat this as a vacancy, in the sense that I had already been appointed. If I was, for example, to be incapacitated in some way, the classic way of putting that was if I was hit by a bus, then you would find an alternative appointment. I think you can do that. I think we can do that in a timely manner.

So I think that's the right thing to do. I think that's the most sensible thing to do. Given that my preference would be that I would like to re-stand for the Council for a new term starting in March. I should stay away from buses, exactly. I'll be happy to answer anyone's questions or to talk it through. But that's where I am right now. Thanks.

ALEJANDRA REYNOSO: Thank you, Chris. I see Stephen has his hand up.

STEPHEN DEERHAKE: First, thank you for that. Just little science and say look left and look right so you don't get hit by a double-decker. I feel I'm responsible for bringing this one up, because as you have rightly pointed out over the last couple of years, "the bylaws guy," I don't understand what the hell

it says. But I think your interpretation is semi-correct. But I believe also we have precedent with regards to having Pablo having served on the NomCom for two years under the same 8.8 bylaw. I leave that up to your personal conscience. Again, we're dealing with some bad sausage making here.

CHRIS DISSPAIN: Alejandra, may I respond to that before we go to Tatiana? Thank you.

ALEJANDRA REYNOSO: Yes.

CHRIS DISSPAIN: Before going to Tatiana. Sorry. My apologies. I just jumped the queue. Stephen, I acknowledge that. I want to say a couple of things. The first thing I want to say is that I'm not suggesting that we shouldn't seek clarification and interpretation of the Bylaw. But I am saying that even if we decide to do that, timing-wise, it would be unfair on the Nominating Committee for me to try and take position and then possibly step down once it's a month, two months, three months into its work, especially given the way that the Nominating Committee operates.

Secondly, with my lawyers firmly on my head, I just want to say that in law, there is a concept of thing called mistake. What that means is that where something happens in error, that does not mean it can happen again. It means that the fact that it has happened is not relevant to the interpretation of the Bylaw. You can't get back, you can't read, you can't take Pablo off the Nominating Committee from the time that he was on

that that's passed and there's nothing we can do about that. If the interpretation of it is that he should not have been on there—sorry, the interpretation of it is not going to be influenced by the fact that he was on there. Because of the document mistake, that won't actually be relevant.

So in essence, my view is I think we should ask for clarification. I think it's important and worthwhile, but I think it will probably take longer. Given the timing and given that we need to find somebody else, I think we should deal with now. I think that's the right thing to do. Thanks very much, Alejandra, for giving me the floor again.

ALEJANDRA REYNOSO: Thank you, Chris.

STEPHEN DEERHAKE: Thank you, Chris. I'm sorry to put you in this position. But we are where we are and I've got bigger fish to fry with the Bylaws. So this is just one that came along. I apologize to you for putting you in a difficult position. I respect your judgment. Thank you. I revert.

ALEJANDRA REYNOSO: Thank you, Stephen. Tatiana?

TATIANA TROPINA: I would join those who said that it's Chris's judgment. I actually appreciate his ability to stand down from NomCom because from my

interpretation of the Bylaw, there might potentially be the conflict here and there is a lack of clarity.

I just wanted to suggest a way forward which would be quick. I remember that when we selected Chris for NomCom, his application was not the only one. So why don't we just go for the person who was the second on that list, instead of making people reapplying for that, if they're still willing to serve those who applied already. I think there were four or five people. I think this would be the easiest way than starting the application process and selection process yet again. That would be my thought. Chris, stay away from the buses.

ALEJANDRA REYNOSO:

Thank you, Tatiana. I like the idea to be more efficient with this, but I would need to check with the secretariat if this is a possibility that we can do, or if we actually do need to make a new call for volunteers. Since we already announced and everything, just to confirm that the people who already volunteered are willing to volunteer. But we will review this. Bart, is it on my question?

BART BOSWINKEL:

Yes, that's on your question. Let's get back to that tomorrow or in a few hours. It's already my tomorrow. Then inform Council. I agree with Tatiana. Let's be as effective and efficient. Chris, if you definitely step down, then we can announce this. And then we can send out the call, if necessary, tomorrow after this. Then it takes about two weeks or three weeks. In three weeks, you will have a new candidate. That would be the quickest. But let's check the other feasibility. Because the risk of the

other one is, say we did have more candidates, but you don't know if the second one still wants to stay on for the NomCom. Then what do you do next? I think the cleanest way to do it, also in line with what Chris just said, is to send out a new call for volunteers and do it as quickly as possible. Thanks.

ALEJANDRA REYNOSO: Thank you, Bart. We'll review it and we'll let you know. Jordan?

JORDAN CARTER: Just to say I think you're taking the cautious approach, Chris, which is probably prudent, given the consequences of now this has been drawn to our attention, someone making a fuss about it. For what it's worth, my reading of the heading of that section indicates that maybe the drafting isn't consistent with the intent of the heading as the heading says, "Ineligibility for selection by Nominating Committee." So I could definitely see the case that we shouldn't put people on the Nominating Committee who would like to be selected by it. So you'd be ineligible to be selected by the Nominating Committee appointed to cc Council members. I think the wording that clearly and does much more broadly than that. It's drafting mistake. Whether it's the body of that clause that's wrong or the heading that's wrong, it needs to be fixed.

ALEJANDRA REYNOSO: Thank you, Jordan. I agree with you. Because the first time I read this, I misinterpret it. I thought that it meant exactly what the title said, that people who are in the Nominating Committee cannot be, of course,

eligible to fill the positions that the Nominating Committee needs to fill. But when reading it carefully, word by word, then yes, it is interpreted differently. Another to do that we have is that still, even though we're aware of Chris's wishes to step down and move forward, we should do the consultation with ICANN Legal just to see what it's really the purpose of this chapter and what's the right interpretation, and maybe suggest that it should be redrafted or clarified. Pablo?

PABLO RODRIGUEZ:

Thank you, Ale. First and foremost, I hate to see Chris step down. I discussed this once before when I heard Stephen bringing it up. I discussed it with several people in NomCom at the time and they agree that the interpretation or the way they interpret it was closer to what you said, Ale, and what Jordan was describing than the other way around. I thought that was that. But I fully understand the importance of clearing the air up and avoiding this from happening again. Thank you.

ALEJANDRA REYNOSO:

Thank you. Chris?

CHRIS DISSPAIN:

Thanks, Ale. Look everyone, just for the avoidance of doubt, and again, with my lawyer's hat firmly screwed onto my head, let me say it amounts to this. No person who serves on the Nominating Committee in any capacity, so that's irrelevant, any person who serves on the Nominating Committee shall be eligible for nomination by any means to

any position on the Board or any other ICANN bodies. In other words, not just through the Nominating Committee or by any means. Now, there is an argument for saying if you're already on the Council, you're not being nominated. So therefore, you could be on the Council and you could go onto the Nominating Committee and remain on the Council because you're not actually nominating. The issue in this case, in my view, is that I will step down from the Council in March and if I don't re-nominate—sorry. I need to re-nominate and to be elected in order to remain on the Council. I believe that that Bylaw very clearly says that would not be possible. That's the difference. That's the way that I'm interpreting it. Not that I would have to stand out. If I had a two-year term to run, I could argue I think quite convincingly that I don't have to step down. But that's not the case and circumstances here. Because of that, I think my argument is that it would be inappropriate to try to interpret the Bylaw in a different way. Thanks. I hope that's clear.

ALEJANDRA REYNOSO: Yes, it is. Thank you, Chris. Stephen?

STEPHEN DEERHAKE: Chris, that was my interpretation as well. Sorry I have raised this, but it's part of my larger bylaws guy issue with what else is going on. I do hope you stand for Council. I think your issue position with NomCom is moot at this point, and it sounds like you're agreeing with me on that. Thank you. I revert. Thank you. I yield.

ALEJANDRA REYNOSO: Thank you, Stephen. Well, with this, since we are talking about Nominating Committee, I would like to take the opportunity to also early welcome Olga to the ccNSO Council. She will take her seat after the Kuala Lumpur meeting. But I know she's here or she was here. No, she's still here. So, welcome, Olga. With this, I would like to ask if there is any other business.

CHRIS DISSPAIN: Alejandra, this is Chris, again. Could I take the opportunity very briefly? Just mentioning the fact that we are having a ccNSO party in Kuala Lumpur on the Tuesday. Identity Digital, previously known as Donuts—I find myself in this bizarre position of speaking on behalf of somebody that I consulted but nonetheless—is sponsoring the ccNSO party. There are limited invitations in as much as, I think, there'll be room for everybody, but if people want to bring 17 other people, that might be a bit challenging. It's going to be at the Mandarin Oriental Hotel around, as they say, poolside. So please be careful. I don't have to jump in and rescue anybody. It'll be 6:30 to 10:30. It's barbecue. Proper food, not just nibbles. Kim and I will hopefully work on some form of invitation that people can get hold of when we get to KL. I'm very much looking forward to seeing everybody there. Thanks very much.

ALEJANDRA REYNOSO: Thank you very much, Chris. With that high note, I am going to end this meeting. Thank you all for coming and for joining us and for participating. Wish you a good rest of your day or night or morning. See you in Kuala Lumpur. Bye-bye.

TATIANA TROPINA: Thank you. Bye-bye.

PATRICIO POBLETE: Bye.

[END OF TRANSCRIPTION]