
Enhancing ICANN Accountability – Work Stream 2 (WS2) Recommendation 8.3.1 - Implementation Documentation

Enhancing ICANN Accountability – Work Stream 2 Final Report

<https://www.icann.org/en/system/files/files/ccwg-acct-ws2-final-24jun18-en.pdf>

See <https://www.icann.org/resources/work-stream-2-implementation-en> for more information on Work Stream 2 implementation.

WS2 - Transparency I Improving Transparency of Board Deliberations - Recommendation 8.3.1

Recommendation 8.3.1: The DIDP exception for deliberative processes should not apply to any factual information, technical reports, or reports on the performance or effectiveness of a particular body or strategy, as well as any guideline or reasons for a decision which has already been taken or where the material has already been disclosed to a third party.

This recommendation was overtaken by the implementation guidance provided by the CCWG-Accountability in Annex 9 of its [Final Report](#).

Implementation guidance 8.3.1: For the sake of greater clarity, current publications of Board Briefing Materials appear to fulfil this requirement

Note: As ICANN organization points out, documents/information already provided to a third party (without obligation to keep as confidential) should not be withheld simply because of a deliberative process exception.

Rationale

The CCWG-ACCT agreed through its implementation guidance that the current publications of Board Briefing Materials (in place since 2010) appear to fulfill this requirement and ICANN continues to follow the same standard operating procedures in publication of Board Briefing Materials alongside the publication of the Board meeting minutes. This is an acknowledged exception from the DIDP's Defined Condition of Non-disclosure based on deliberative processes, and was implemented as part of the organization's implementation of the first Accountability and Transparency Review Team's recommendations.