ICANN Specific Reviews – Third Accountability and Transparency Review Team (ATRT3)
Recommendation 3.2 - Implementation Documentation

ATRT3 Final Report
https://www.icann.org/en/system/files/files/atrt3-report-executive-summary-29may20-en.pdf

Board resolution on ATRT3 Final Report
https://www.icann.org/resources/board-material/resolutions-2020-11-30-en#1.a

- Recommendation submitted: May 2020
- Recommendation approved: November 2020
- Implementation completed: June 2024

See https://community.icann.org/display/atrt/Implementation for more information on ATRT3 implementation.

ATRT3 Recommendation 3.2

CCT Reviews
- There should be one additional and clearly scoped CCT Review.
- It shall start within the two years after the first introduction of the (possible) next round of new gTLDs to the root.
- It should be limited to a duration of one year.
- Additionally, a framework of data collection must be in place prior to the next round of gTLDs and the availability of all data sets should be confirmed prior to the selection of the review members and must be provided within 30 days of the review being launched.

Board Action on ATRT3 Recommendation 3.2

The Board approves Recommendations 3.1, 3.2, 3.3, and 3.4, subject to community agreement to the Bylaws change. When deemed appropriate through the prioritization process, the Board directs ICANN org to begin the process to make the appropriate Bylaw amendments, but if the Empowered Community rejects the Bylaws changes, further ICANN community discussion would be required before implementation. Further, the Board notes that there may be a need to track implementation of Recommendations 3.1, 3.2, 3.3, and 3.4 separately due to the distinct work efforts and implementation steps required.

Final Implementation Report

ICANN org analyzed the current Bylaws provision and the ATRT3 recommendation, determining that no Bylaws change is needed, as the current Bylaws language offers sufficient flexibility. The two triggers noted below are compatible.
- Current Bylaws language "(ii) After a New gTLD Round has been in operation for one year, the Board shall cause a competition, consumer trust and consumer choice review as specified in this Section 4.6(d) ("CCT Review").

- ATRT3 recommendation stated that the next and last CCT Review "start within the two years after the first introduction of the (possible) next round of new gTLDs to the root."

Certain aspects of this recommendation are considered complete because ICANN org has incorporated those aspects into its standard operating procedures for conducting Specific Reviews, CCT2 Review in particular, and planned action to incorporate further aspects upon initiation and completion of the review (see the following notes):

- ICANN org has incorporated the recommended one-year duration into its CCT2 Review project management planning. When the time comes for the Board to initiate the CCT2 Review, the one-year duration will be incorporated into the Board resolution, Call for Volunteers and all other relevant project materials.

- The project management planning for the CCT2 Review includes a step to analyze all prerequisites for initiating the review, including the commitments about data sets and data availability. If org identifies concerns about the feasibility of that work, then it will engage in conversation with the community to ensure that the CCT2 Review will be set up with the necessary information to conduct an effective review.

- CCT2 Review project management planning includes a step to remove CCT Review from the Bylaws once CCT2 is initiated, to reflect that there will not be any more CCT Reviews after CCT2. If the Empowered Community rejects the Bylaws changes, further ICANN community discussion would be required.

Rationale

The path to implement this recommendation minimizes the need for ICANN Bylaws Amendments and the administrative aspects associated with those processes, including liaising with the Empowered Community. This implementation is mindful of ICANN community bandwidth and prioritization of work.

Timeline

Expected implementation date: November 2025
Final implementation date: June 2024

Milestones

- Creation of CCT2 Review project management documentation to inform future plans for the initiation of the CCT2 Review (by June 2026).
- Removal of CCT Review from the ICANN Bylaws, after conclusion of the final CCT2 Review (est. by June 2029).