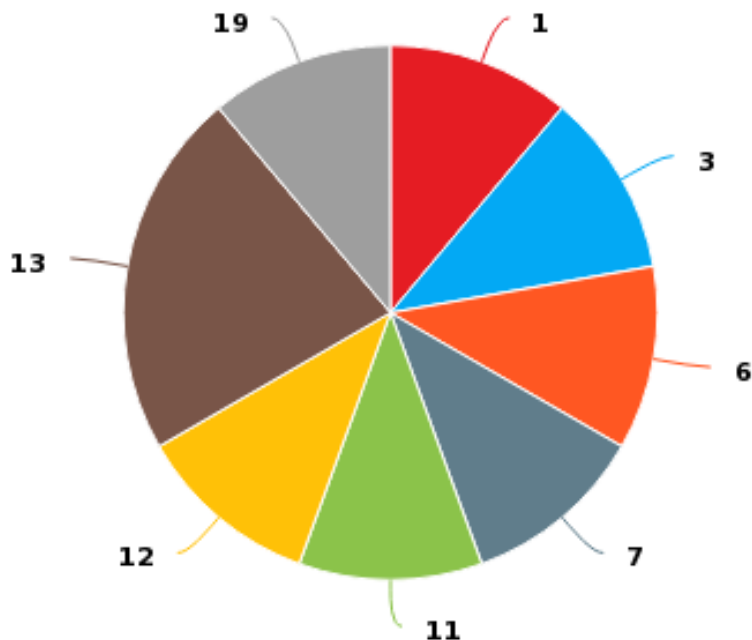


EPDP SCRP IGO Working Group Self Assessment

This report summarizes responses received to the Working Group Self-Assessment Survey for the EPDP on Specific Curative Rights Protections for Intergovernmental Organizations (IGOs).

Primary Organizational Affiliation



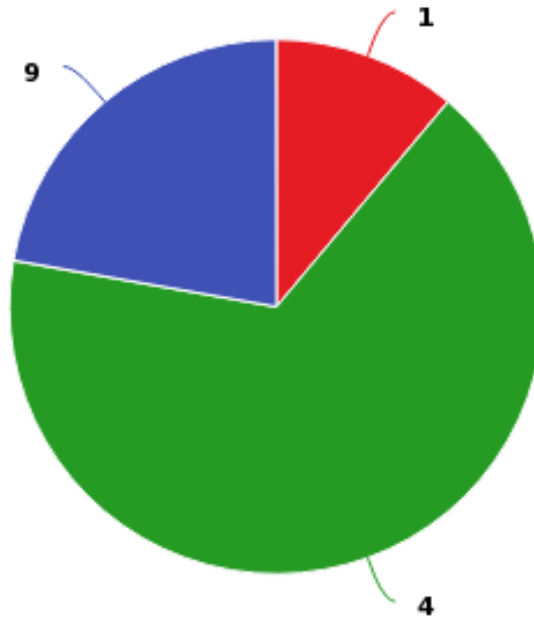
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| | | | |
|-------------------------------------------------------------|------------|----------------------------------------------------|------------|
| 1 - Business Constituency (GNSO) | 11.11% (1) | 2 - Intellectual Property Constituency (GNSO) | 0% (0) |
| 3 - Internet Services Provider Constituency (GNSO) | 11.11% (1) | 4 - Non-Commercial Users Constituency (GNSO) | 0% (0) |
| 5 - Not-for-Profit Operational Concerns Constituency (NPOC) | 0% (0) | 6 - Non-Commercial Stakeholder Group (GNSO) | 11.11% (1) |
| 7 - Registry Stakeholder Group (GNSO) | 11.11% (1) | 8 - Registrar Stakeholder Group (GNSO) | 0% (0) |
| 9 - Nominating Committee Appointee (GNSO) | 0% (0) | 10 - Nominating Committee Appointee (Other) | 0% (0) |
| 11 - At-Large | 11.11% (1) | 12 - At-Large Advisory Committee (ALAC) | 11.11% (1) |
| 13 - Governmental Advisory Committee (GAC) | 22.22% (2) | 14 - Root Server System Advisory Committee (RSSAC) | 0% (0) |
| 15 - Security and Stability Advisory Committee (SSAC) | 0% (0) | 16 - Address Supporting Organization (ASO) | 0% (0) |
| 17 - Country Code Supporting Organization (ccNSO) | 0% (0) | 18 - Individual | 0% (0) |
| 19 - Other | 11.11% (1) | | |

Mean: 9.44

Response: 9

*** Working Group Role**



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| | | | |
|------------------------|------------|-----------------------|------------|
| 1 - Chair or Co-Chair | 11.11% (1) | 2 - Vice Chair | 0% (0) |
| 3 - Work Track Leader | 0% (0) | 4 - Member | 66.67% (6) |
| 5 - Liaison | 0% (0) | 6 - Observer | 0% (0) |
| 7 - Advisor/Consultant | 0% (0) | 8 - ICANN Org Support | 0% (0) |
| 9 - Other | 22.22% (2) | | |

Mean: 4.78

Response: 9

The Charter/Mission of the WG where:

1-Highly Ineffective means confusing, vague, ill-structured, unbounded, unrealistic (e.g., time, constraints), unachievable; and

7-Highly Effective means understandable, clear, well-structured, bounded, realistic (e.g., time, constraints), achievable

| | |
|--------------------|-----|
| Average | 5 |
| Highest | 6 |
| Lowest | 3 |
| Standard deviation | 1.2 |

Response: 8

The Expertise of WG members where:

1-Highly Ineffective means that, collectively, team members did not possess an appropriate level of knowledge/skill to fulfill the mission; and

7-Highly Effective means that team members, collectively, were appropriately knowledgeable and skilled to accomplish the mission

| | |
|--------------------|------|
| Average | 5.88 |
| Highest | 7 |
| Lowest | 4 |
| Standard deviation | 0.99 |

Response: 8

The Representativeness of WG members where:

1-Highly Ineffective means narrow, skewed, selective, unbalanced; and

7-Highly Effective means broad, diverse, balanced

| | |
|--------------------|------|
| Average | 4.33 |
| Highest | 7 |
| Lowest | 1 |
| Standard deviation | 2 |

Response: 9

**The external Human Resources (e.g., briefings, experts, consultants) provided to the WG where:
1-Highly Ineffective means inappropriate, inadequate, untimely, not helpful/useful; and
7-Highly Effective means appropriate, adequate, timely, helpful/useful**

| | |
|--------------------|------|
| Average | 3.83 |
| Highest | 6 |
| Lowest | 0 |
| Standard deviation | 2.14 |

Response: 6

**The Technical Resources (e.g., systems, tools, platforms, templates) provided to and utilized by the WG where:
1-Highly Ineffective means difficult, challenging, clumsy, awkward, tedious, slow, not helpful/useful; and
7-Highly Effective means easy, straightforward, clear, efficient, fast, helpful/useful**

| | |
|--------------------|------|
| Average | 5.33 |
| Highest | 6 |
| Lowest | 4 |
| Standard deviation | 0.87 |

Response: 9

**The Staff Support Resources (e.g., meeting support, guidelines, documentation, drafting) provided to and utilized by the WG where:
1-Highly Ineffective means inappropriate, inadequate, untimely, not helpful/useful; and
7-Highly Effective means appropriate, adequate, timely, helpful/useful**

| | |
|--------------------|------|
| Average | 6.44 |
| Highest | 7 |
| Lowest | 5 |
| Standard deviation | 0.73 |

Response: 9

Comments about the WG's Inputs

- 1 Re: Q9, the charter necessarily required that the WG membership be narrow, skewed, selective, unbalanced.
- 2 They were very valuable.
I must note that I cannot select "NO ANSWER" in the options
- 3 ALAc have overall of WG inputs and I agreed with all those statements.

Response: 5

**The WG's Leadership where:
1-Highly Ineffective means inappropriate, inadequate, untimely, not helpful/useful; and
7-Highly Effective means appropriate, adequate, timely, helpful/useful**

| | |
|--------------------|------|
| Average | 5.89 |
| Highest | 7 |
| Lowest | 4 |
| Standard deviation | 0.78 |

Response: 9

**The Council Liaison to the WG where:
1-Highly Ineffective means inappropriate, inadequate, untimely, not helpful/useful; and
7-Highly Effective means appropriate, adequate, timely, helpful/useful**

| | |
|--------------------|------|
| Average | 5.75 |
| Highest | 7 |
| Lowest | 2 |
| Standard deviation | 1.58 |

Response: 8

The Participation climate within the WG where:

**1-Highly Ineffective means inhospitable, unilateral, frustrating, unproductive; and
7-Highly Effective means inviting, inclusive, accepting, respectful, productive**

| | |
|--------------------|------|
| Average | 5.5 |
| Highest | 7 |
| Lowest | 2 |
| Standard deviation | 1.51 |

Response: 8

The Behavior norm of WG members where:

**1-Highly Ineffective means disruptive, argumentative, disrespectful, hostile, domineering; and
7-Highly Effective means accommodating, respectful, collaborative, consensus-building**

| | |
|--------------------|------|
| Average | 5.38 |
| Highest | 7 |
| Lowest | 3 |
| Standard deviation | 1.3 |

Response: 8

The Decision-Making Methodology (e.g., consensus) where:

**1-Highly Ineffective means broken, ignored, not observed, disrespected; and
7-Highly Effective means honored, followed, observed, respected**

| | |
|--------------------|------|
| Average | 5.62 |
| Highest | 7 |
| Lowest | 4 |
| Standard deviation | 1.19 |

Response: 8

The Session/Meeting Planning (e.g., agendas) where:

**1-Highly Ineffective means disorganized, haphazard, unstructured, untimely notice; and
7-Highly Effective means organized, disciplined, structured, timely notice**

| | |
|--------------------|------|
| Average | 6.33 |
| Highest | 7 |
| Lowest | 6 |
| Standard deviation | 0.5 |

Response: 9

Comments about the WG's Processes

- 1 The decision making methodology was not totally transparent, I think that in some occasions the WG chairman oriented the decisions, but I agreed with him.
- 2 the processes in places were quite good and even with a complex situation the leadership acted in the best way possible to reach the goals.
- 3 The Chair, supported by ICANN staff, did an excellent job of ensuring all stakeholder groups/participants had ample opportunity to voice concerns throughout the process, ultimately ensuring the WG was able to arrive at an acceptable compromise.

Response: 4

The Working Group's primary Mission where:

**1-Highly Ineffective means not achieved, fulfilled, and/or accomplished per the Charter; and
7-Highly Effective means completely achieved, fulfilled, and/or accomplished as directed**

| | |
|--------------------|------|
| Average | 5.56 |
| Highest | 7 |
| Lowest | 4 |
| Standard deviation | 1.01 |

Response: 9

The Quality of the WG's outputs (a.k.a. deliverables) where:

**1-Highly Ineffective means incomplete, inadequate, materially deficient/flawed, unsupported; and
7-Highly Effective means complete, thorough, exhaustive, reasoned, supported**

| | |
|--------------------|------|
| Average | 6 |
| Highest | 7 |
| Lowest | 4 |
| Standard deviation | 0.93 |

Response: 8

Comments about the WG's Products and Outputs

- 1 The Chair and WG members did an excellent job of coming up with a series of recommendations (representing compromises for all involved) that line up with the charter as given to the WG.
- For example, section 2.1.2 of the Final Report is titled:
- "Recommendations to Address IGO Immunities While Preserving a Registrant's Right to Seek Review of a UDRP or URS Decision Issued Against It"
- This squarely lines up with the instructions in the charter to consider a policy solution that:
- accounts for the possibility that an IGO may enjoy jurisdictional immunity in certain circumstances;
 - does not affect the right and ability of registrants to file judicial proceedings in a court of competent jurisdiction;
 - preserves registrants' rights to judicial review of an initial UDRP or URS decision; and
 - recognizes that the existence and scope of IGO jurisdictional immunity in any particular situation is a legal issue to be determined by a court of competent jurisdiction.
- In addition, despite cogent arguments from WG members for the creation of a separate dispute resolution procedure, the WG worked within the confines of the Council instructions with respect to the recommendation of a prior WG that a specific new dispute resolution procedure was not to be created.
- Finally, the Council instructions to account for IGO privileges & immunities, but also registrant court options are somewhat at odds. The WG was ultimately able to reach a compromise, but in future charters, Council instructions could usefully be more parallel in terminology (e.g., language such as "accounts for" as was used under 2.a and should have also been used (vs "does not affect") under 2.b); this would also have the benefit of being less prescriptive.
- 2 even facing complex task of difficult solution the outcome was more than satisfactory.
- 3 The WG carefully considered its Charter and Mission, in particular to produce a policy solution that:
- accounts for the possibility that an IGO may enjoy jurisdictional immunity in certain circumstances;
 - does not affect the right and ability of registrants to file judicial proceedings in a court of competent jurisdiction;
 - preserves registrants' rights to judicial review of an initial UDRP or URS decision; and
 - recognizes that the existence and scope of IGO jurisdictional immunity in any particular situation is a legal issue to be determined by a court of competent jurisdiction,
- while not creating a separate dispute resolution procedure, in line with Council instructions.
- The WG worked hard to resolve the tension between preserving registrants' right to go to court while accounting for IGOs' privileges and immunities.
- After compromises on both sides, it ultimately proposed a solution to modify the existing dispute resolution procedure in the UDRP/URS to allow parties, if both in agreement, to resolve disputes using arbitration, thereby accounting for IGOs' privileges and immunities, all the while preserving registrants' ability to go to court if they do not consider arbitration appropriate.

Response: 3

My personal Engagement in helping the WG accomplish its mission:

**1-Participated Never; and
7-Participated Extensively**

| | |
|--------------------|------|
| Average | 4.67 |
| Highest | 7 |
| Lowest | 1 |
| Standard deviation | 2.29 |

Response: 9

My personal Fulfillment considering the time, energy, and work efforts I contributed to this WG:

**1-Highly Unrewarding; and
7-Highly Rewarding**

| | |
|--------------------|------|
| Average | 5.12 |
| Highest | 7 |
| Lowest | 2 |
| Standard deviation | 2.03 |

Response: 8

Assuming all other conditions are suitable (e.g., subject, interest, need, fit, availability), I assess my personal Willingness-to-Serve on a future ICANN Working Group as:

1-Extremely Unreceptive; and
7-Extremely Receptive

| | |
|--------------------|------|
| Average | 5.89 |
| Highest | 7 |
| Lowest | 3 |
| Standard deviation | 1.17 |

Response: 9

Comments about Personal Dimensions

- 1 Q24. I saw my role as focused on balancing opposing interest in order to produce an acceptably fair outcome.
- 2 In this case my participation was null due to the fact that the issues being discussed were mostly legal and the lawyers in the WG were the ones discussing the different points, I am an engineer and many times I wasn't sure what was the point of the discussion.
- 3 as I said as in many other groups I joined, I started full committed and then I needed to step down from this particular groups, but still working full committed with other 4 relevant working groups as NomCOM 2022 as voting member ; nomcom review and implementation WG; holistic review TOR, OFB-WG recommendation/prioritization; WS2 coordination WG and Governance WG internally at LACRALO.

Response: 4

* How did you learn about the WG (Select any/all that apply)?

- 1 I was contacted by an ICANN Staff member
- 2 I learned about the WG through one of ICANN's websites (or Wikis)
- 3 I learned about the WG through one of ICANN's websites (or Wikis)
- 4 Other
- 5 I was informed or invited by my SG/C or ICANN-affiliated organization
- 6 I was informed or invited by my SG/C or ICANN-affiliated organization
- 7 A professional colleague or associate informed me about the WG
- 8 I was informed or invited by my SG/C or ICANN-affiliated organization
- 9 A professional colleague or associate informed me about the WG

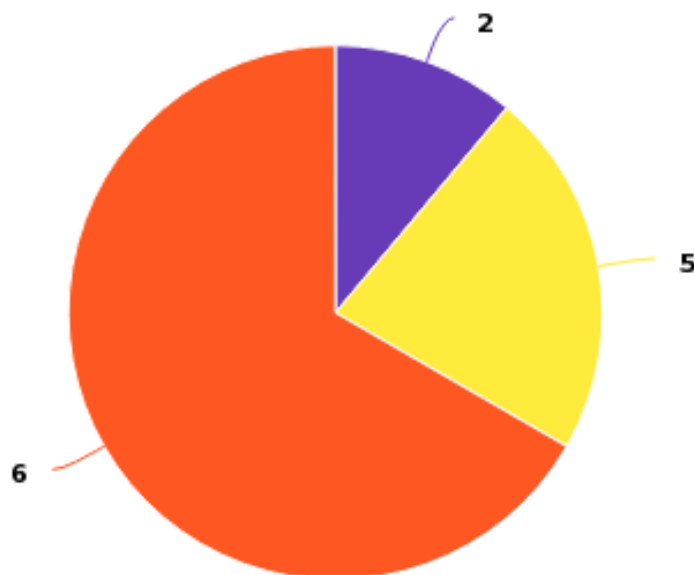
Response: 9

If you selected "Other" in the question above, please explain:

- 1 I have been participating in the different IGO's WG since they started

Response: 1

* Approximately how long have you been involved with ICANN?



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| | | | |
|----------------------|------------|-----------------------|------------|
| 1 - Less than 1 year | 0% (0) | 2 - 1 - 2 years | 11.11% (1) |
| 3 - 2 - 4 years | 0% (0) | 4 - 4 - 6 years | 0% (0) |
| 5 - 6 - 8 years | 22.22% (2) | 6 - More than 8 years | 66.67% (6) |

Mean: 5.33

Response: 9

*** Considering the most recent twelve months, approximately how many hours per week do you spend on ICANN-related activities on the average?**



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| | | | |
|-----------------------|------------|------------------------|------------|
| 1 - Less than 2 hours | 11.11% (1) | 2 - 2 - 5 hours | 22.22% (2) |
| 3 - 6 - 10 hours | 11.11% (1) | 4 - 11 - 15 hours | 11.11% (1) |
| 5 - 16 - 20 hours | 33.33% (3) | 6 - More than 20 hours | 11.11% (1) |

Mean: 3.67

Response: 9

Please feel free to provide any additional feedback about your Working Group experience, any improvements that should be considered, or any other matter not covered elsewhere in this questionnaire.

1 this particular working group started bringing several difficult issues to be solved and since I needed to step down as explained, I started to follow the subsequent activities weekly at the Policy WG meeting from ALAC that provides very clear and updates information on all WG so you can also follow the work and even contributing.

Response: 1

The Council is piloting revisions to this survey to improve its utility for future improvements, including more explicit questions about the quality of staff support (question 12), WG leadership (question 14), and the GNSO Council Liaison (question 15). Please feel free to share any feedback on these revised questions or any other feedback you may have on the Self-Assessment.

1 1. Perhaps, some specific sub-questions to Q12 could be possible to tease out the input sought?
2. Again, perhaps some specific sub-questions to Q14 might be helpful, eg leadership style, attempt to achieve inclusiveness, etc
3. A brief elaboration on the role of the GNSO Council Liaison preceding Q15 would be useful.

2 The expected role of the Council-GAC Liaison was somewhat unclear in terms of process vs advocacy.

3 the quality of staff support in this and all other WG I am participation is very high quality and with full dedication to accomplish their tasks and attend all demands from the WG.
this one had a great leadership team as well as all other WG I am involved nowadays.
our (ALAC/AtLarge) liaison to GNSO is superb, guess the best liaison I have seen in these more than 20 years I am inside ICANN.

Response: 4