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Status Update on dealing with inactive ALSs in LACRALO as of June 2011

The following is a summary on the ideas/concepts developed since late February 2011 on dealing with inactive ALSes in LACRALO

For a background of this issue before February 2011, see Appendix A below.

The concept is akin to a traffic light indicating the ALS status as it relates to their involvement or participation in LACRALO : green light, yellow light, red light

An ALS that is active in LACRALO has a green light status.

LACRALO will use various criteria to measure an ALS's involvement in various LACRALO activities over a period of time (for example every 6 or 12 months)

Examples of possible criteria:

- attendance on LACRALO conference calls
- emails posted to the LACRALO mailing list
- attendance on LACRALO virtual General Assemblies typically used to elect LACRALO representatives within and on various ICANN Supporting Organisations

These statistics are analysed.

ALSs that do not match or exceed a certain level of such criteria will be given a yellow status.

Such ALSs are contacted by the chair and secretariat notifying them on based on the statistics, they are not seen to be involved or participating in LACRALO and ICANN related activities and as such, have been given a yellow status. Such ALSes have an opportunity to respond to say how they are involved in LACRALO. Based on the response given, the ALS can either be returned to green status

or that the ALS status should remain yellow.

If there is no improvement from such ALSes that have a yellow status after a period of time, then such ALSes status is changed from yellow to red.

ALSs that have given a red status are

- removed from the quorum needed for voting on motions and elections and
- ALS representatives cannot be elected as representatives in or from LACRALO

Some of the questions/issues for LACRALO to consider:

What can we measure to determine an ALS is active or inactive?

While the words “participation in LACRALO activities” is used as a quality that we want all ALSs to have, the definition of what is meaningful participation and the evaluation of the quality of that participation is difficult to quantify. The example criteria mentioned earlier measures an ALS involvement in activities, which may be easier to quantify.

What would be the minimum number of what we can measure to determine an ALS is active or inactive?

Attending a certain number of conference calls a year?

Not voting in 2 consecutive elections?

Perhaps a point system could be used (e.g 1 point for attending a meeting, etc)

Perhaps complete absence of any involvement?

How can an ALS in red status ever return to green status?

What is the threshold of activities that an inactive ALS with a red status can do in order to return to green (and active) status?

Appendix A

This is a summary of work done on this issue up to February 2011.

August 2010 - Original LACRALO WG mandate as posted to LACRALO list

Dear all,

Previous LACRALO teleconferences have identified two key issues in how LACRALO operates, according to our LACRALO organising documents (which can be found at https://st.icann.org/lacralo/index.cgi?ralo_organising_documents)

[Secretariat note - June 2011: this is now at <https://community.icann.org/x/Oo0i>]

The two key issues :

- 1) The terms for the LACRALO chair and the LACRALO secretariat. It was generally agreed that the terms of these officer positions should be for two years instead of one year and that persons elected to these officer positions can only serve for two consecutive terms.
- 2) How to deal with At Large Structures (ALSes) in LACRALO that are inactive and not participating in LACRALO. Such inactive ALSes affect the quorum for successful adoption of motions in LACRALO meetings, including General Assemblies.

The LACRALO chair and secretariat hereby suggests the following course of action :

- a working group (WG) to be created for each issue
- The two working groups, called WG1 and WG2, will work simultaneously and independently to suggest draft modifications to the LACRALO organising document

WG1 : The scope of this WG is suggest draft modifications to the LACRALO organising documents pertaining to the LACRALO chair and LACRALO secretariat positions.

Suggested goals of WG1 :

- The term of the LACRALO chair and secretariat should be increased from one year to two years.
- Persons elected to the LACRALO chair and secretariat can only serve for two consecutive terms.
- there should be specific dates when the term of the chair and the term of the secretariat starts.
- Should the terms of the chair and secretariat be staggered so that the election for both positions does not occur at the same time?
- Persons serving as LACRALO chair and LACRALO secretariat should be from different countries and from different ALSs
- the election of the LACRALO chair and secretariat would be done by a LACRALO general assembly (virtual or face to face) convened for a set period (e.g 6 months) prior to the start of the terms of the chair and the secretariat.

WG2 : The scope of this WG is to suggest options and procedures in dealing with inactive ALSes and possible draft modifications to the LACRALO organising documents to deal with inactive ALSes in LACRALO as it relates to quorum.

Suggested goals of WG2 :

- clear definition of what is an inactive At Large Structure (ALS). If an inactive ALS is one that is not participating, what then are the minimum participation requirements for an ALS?
- should there be a ongoing re-certification process for all ALSes in LACRALO, by which ALSes must actively renew their membership in LACRALO?
- for ALSes that meet this definition of an inactive ALS, what can be done to ensure that such inactive ALSes do not affect quorum in motions and votes by LACRALO? Should there be a re-defintion of what constitutes a quorum in LACRALO meetings?

Persons who on previous LACRALO teleconferences who wanted to work on LACRALO bylaws (in no particular order):

- Aislan Basilio
- Andres Piazza
- Antonio Medina Gomez
- Carlos Aguirre
- Dev Anand Teelucksingh
- Fatima Cambroner
- Jose Ovidio Salgueiro
- Sylvia Herlein Leite
- Vladimir Davalos

However, the call for persons to join WG1 and WG2 will be open to all ALSes in LACRALO.

In creating the guide to the LACRALO bylaws, other issues with the organising documents will likely be identified and brought to the attention of LACRALO. One clear issue already identified is Rule 12. in the Rules of Procedure on weighted voting which is worded incorrectly.

This procedure for the LACRALO bylaws modification will be discussed during the LACRALO teleconference call on August 19th, 2010.

Regards,

Andrés Piazza
LACRALO Chair

Dev Anand Teelucksingh
LACRALO Secretariat

November 11 2010

At the last LACRALO bylaw WG meeting on Thursday 11 November 2010, <https://community.icann.org/x/bw0t> , the following text was developed for the LACRALO Operating Principles regarding ALS participation :

"When an ALS representative does not vote in 3 consecutive LACRALO elections or does not participate in mailing lists, teleconferences or other participatory mechanisms as identified by LACRALO in 12 consecutive months, it will be considered inactive.

Inactive ALSes will lose their right to vote and will be eliminated from the quorum necessary for LACRALO to take binding decisions. Such an ALS should be notified of the status change and may regain its voting rights and active status if within the next 12 months it participates in LACRALO activities, otherwise the Chair will submit to ALAC a request for de-certification of that ALS."

December 2010

Just before and during Cartagena, there was an impression first proposed by Fatima, Sylvia, and Sergio that participation of ALSes is more critical - that ALSes that only vote in elections and not anything else needs to be looked at - such ALSes have to participate more according to some criteria for measuring/evaluating participation or they should not be allowed to vote in LACRALO.

* At a conference call with the LACRALO chair and secretariat and myself before Christmas 2010, the real issue/concern is voting or non-voting by an ALS should not be used as a key criteria for measuring participation since absence of a vote can/could be done for "political" reasons.

January 2011

Fatima C initial version (posted after Cartagena):

ALSes that through their delegates, have either not participated in three (3) consecutive monthly LACRALO telconferences, not participated in the mailing lists of the different working groups or via other participation mechanisms as chosed by LACRALO, during a period of one (1) calendar year, will be considered inactive ALSes. Inactive ALSes will loose their right to vote and will be eliminated from the quorum necessary for taking binding decisions.

The concerned ALSes will be notified of the change of their status, and they can recover their right to vote, and their active status, if within the year following the loss of their right to vote, they resume participation in the LACRALO activities.

Otherwise, the Chair and the LACRALO Secretary, can request, through their representatives in the ALAC, the de-authorization of said ALSes.

LACRALO will not elect its authorities, and will abstain from nominating any delegate or representative to any regional or international forum or participation workspace, both inside and outside ICANN's structure, if the individual comes from an ALS which has been inactive in that year or the preceding year, in the nomination of said authority, delegate or representative.

Newly incorporated ALSes will have one (1) year from their entry to familiarize and integrate themselves in the different participation mechanisms. The evaluation of their participation which will determine their status as active or inactive organisations, does not start before the end of this first year.

Dev T alternative proposal:

If an ALS, via its representatives, has not participated in ANY LACRALO activities for 12 consecutive months, such an ALS will be considered inactive. LACRALO activities include, but are not limited to : LACRALO's mailing lists, conference calls, and ICANN At-Large Working Groups.

Inactive ALSes will be notified of the status change and will lose their right to vote and will be eliminated from the quorum necessary for LACRALO to take binding decisions. Inactive ALS' representatives will not be eligible to be elected as representatives on behalf of LACRALO in any ICANN Supporting Organisations. If an inactive ALS, via its representatives, participates in LACRALO activities within the next 12 consecutive months, such an ALS can regain its voting rights and active status. Otherwise, the LACRALO president and Secretariat may submit to ALAC a request for de-certification of the inactive ALS.

Cintra S suggested modifications to the RoP on possible definitions:

"LACRALO matters" means public comments, conference calls (including concurrent chat sessions), mailing list, wiki page and working groups of LACRALO;

"LACRALO vote" means a vote for election of officers, representatives or motions of LACRALO;

*"Participation" or the act of participating means where an ALS-
(1) contributes to at least two of the LACRALO matters, or
(2) does not neglect its duty to cast a vote, nominate a proxy or abstain from a LACRALO vote on three consecutive occasions.*

"Participation Evaluation" means where an ALS does not meet the criteria for participation under (2) their representative must within one month submit a written report to the Secretariat detailing the reason for not participating in the LACRALO vote, as well as the ALS' participation and the value of their contribution under (1). This ALS' contribution and report will be considered and recommendations made within one month to the ALS to increase participation.

"Suspension" means where an ALS loses its voting rights because it has not followed the recommendations given from Participation Evaluation or increased its participation, during Suspension an ALS is encouraged to participate in at least two of the LACRALO matters in order to come off Suspension. Suspension lasts a maximum of 12 months.

"Strike off" means where an ALS is removed from LACRALO either-

(1) due to its failure to come off Suspension, because it has not increased its participation either by the recommendations from Participation evaluation or other means applicable during Suspension, within 12 months or

(2) by any other motion passed by a majority of not less than 2/3 of the LACRALO ALSes