

NEW gTLD PROGRAM: NEXT ROUND

gTLD

Subsequent Procedures Implementation Review Team

Meeting #84

2024-10-31 | 12:00-14:00 UTC



Agenda


1. Welcome and SOI Update
2. DRSP Request for Information
3. **Topic 31 | Objections**
 - AGB Language
 - ICANN Dispute Resolution Procedure
 - ICANN Objection Appeal Procedure
4. ***Topic 4 | Different TLD Types (TBD)***
5. Upcoming IRT Meetings
6. AOB

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DRSP

Request for Information

DRSP Request For Information


- On 4 November 2024, ICANN will publish a Request for Information to seek input from potential DRSPs on the Dispute Resolution and Appeal Procedures
 - The Request for Information is public and open to all
 - The Request for Information will be followed by a Request for Proposal in Q1 of 2025 to perform a more comprehensive evaluation of potential DRSPs
 - It is made clear that the AGB and Procedures language is still a draft
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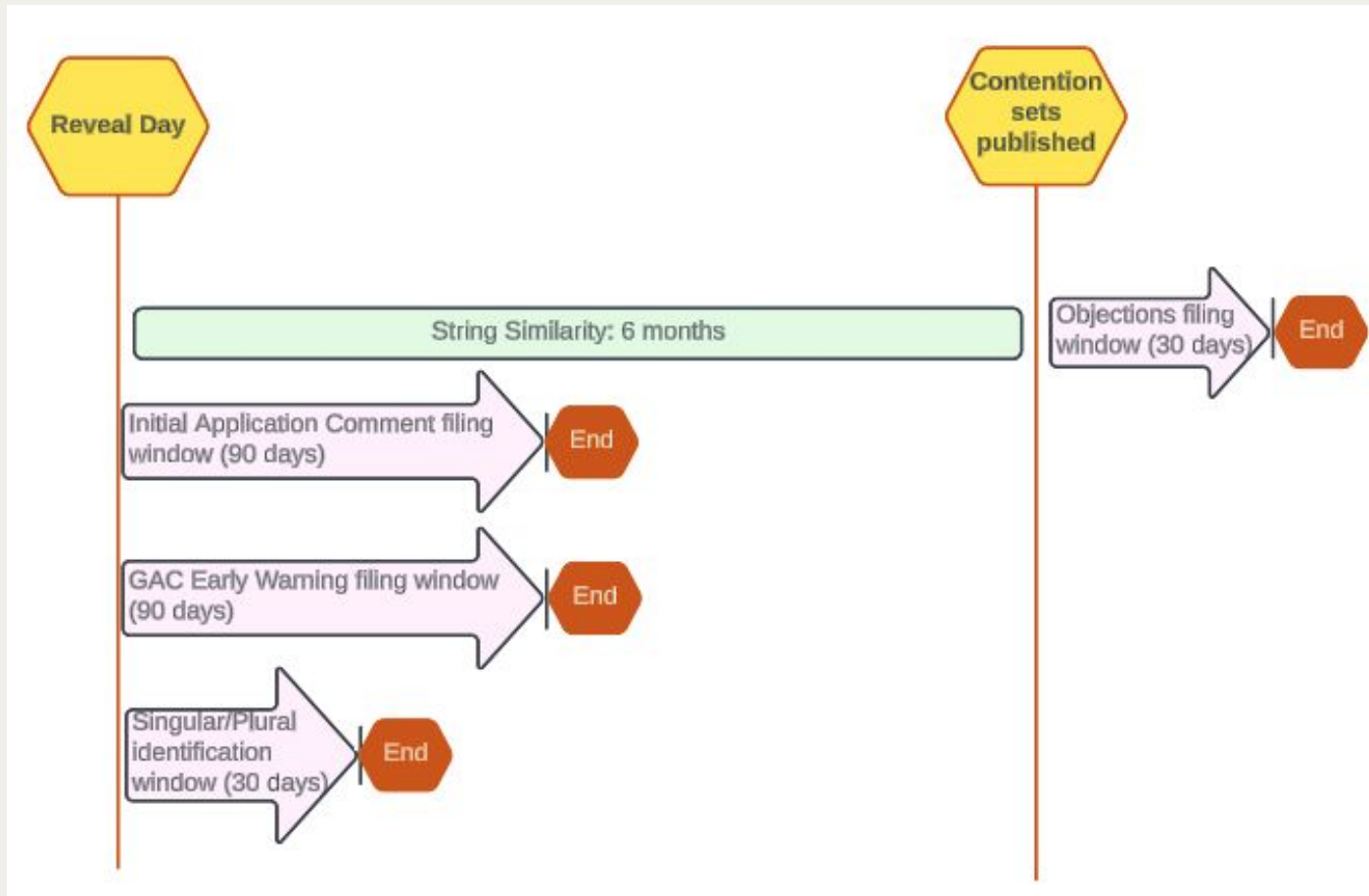
Topic 31 | Objections

Expert Panel

String Confusion Objections	Experience in legal rights disputes; at least one of the panelists should have knowledge of the relevant script(s)
Legal Rights Objections	Experience in intellectual property rights disputes
Limited Public Interest Objections	Recognized as eminent jurists of international reputation, with expertise in relevant fields as appropriate
Community Objections	At least one panelist should have experience in the relevant academic field of study



Community Input




Note that this chart is simplified and provisional.

Filing Windows

ICANN will announce the opening of the Objection filing window for all applications on **all Objection grounds**. It is expected that the window will open **when the String Similarity Evaluation results are published** and close after **[30] days**.


Additional Objection filing windows will open as follows, upon ICANN's announcement:

- For **[30] days** following **ICANN's acceptance of a .brand application's string change request**, as described in the [Application Change Requests section], for String Confusion Objections only; should no String Confusion Objections against the string be filed, a [30]-day window will be opened for the other Objection grounds;
 - For **[30] days** as a consequence to the determination that one or more strings that were initially prevented from proceeding following the String Similarity Review can actually proceed, after an applicant successfully **challenged** the outcome of the Review, as described in the [Challenge section].
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Final Report re: ACRs, RVCs & Objections

Recommendation 31.16: Applicants must have the opportunity to amend an application or add Registry Voluntary Commitments (RVCs) in response to concerns raised in a formal objection. All these amendments and RVCs submitted after the application submission date shall be considered Application Changes and be subject to the recommendations set forth under Topic 20: Application Change Requests including, but not limited to, an operational comment period in accordance with ICANN's standard procedures and timeframes.


Recommendation 31.17: To the extent that RVCs are used to resolve a formal objection either (a) as a settlement between the objector(s) and the applicant(s) or (b) as a remedy ordered by an applicable dispute panelist, those RVCs must be included in the applicable applicant(s) Registry Agreement(s) as binding contractual commitments enforceable by ICANN through the PICDRP.



Application Change Request Before the Expert Determination

Should an Applicant submit an ACR in response to concerns raised in an Objection after the Applicant has filed a Response to the Objection, they will have the opportunity to request to the DRSP that the Objection process be put on hold, if the Objector agrees to this, as described in [cooling off period section]. If the DRSP considers the joint letter legitimate, the dispute resolution process will be frozen until the time the ACR process and the corresponding re-evaluation (if necessary/applicable) conclude; should the Applicant not submit the ACR within [30] days of requesting a cooling off period, the DRSP will resume the dispute resolution process. If the DRSP does not approve the request, the Applicant will still be able to submit an ACR, but the dispute resolution process will not be put on hold.

The DRSP will have to consider the results of the ACR as part of their evaluation. It must be noted that, in this case, the Panel might still determine that an application can proceed even if the ACR was not accepted. The Objector and the Applicant may reach a settlement, as described in [settlement].



Registry Voluntary Commitments as a Remedy to an Expert Determination

See flowchart



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Upcoming IRT Meetings

#	Date	Time UTC	Topic	Wiki
85	05-Nov-24	12:30-14:30	35. Auctions .brand String Change Approach with Replacement Strings	https://community.icann.org/x/DYAUFG
87	09-Nov-24	06:00-07:00	36. Base Registry Agreement	https://community.icann.org/x/64DKFQ
88	09-Nov-24	07:30-09:00	36. Base Registry Agreement	https://community.icann.org/x/8oDKFQ
89	09-Nov-24	10:15-11:30	35: Auctions	https://community.icann.org/x/AIHKFQ
8	11-Nov-24	10:15:-11:30	<i>IDN Sub-Track</i>	https://community.icann.org/x/L4ADFg
90	13-Nov-24	13:30-14:30	CPE	https://community.icann.org/x/GYADFg
91	14-Nov-24	06:00-07:00	Outreach and Engagement	https://community.icann.org/x/IIADFg
93	21-Nov-24	05:00-06:00		https://community.icann.org/x/ZwEiFg