

Dear Sir/Madam,

By way of introduction, I am one of the partners at ELIG, Attorneys-at-Law; a leading law firm with 60 lawyers in Istanbul, Turkey. As per David Olive's request, i.e. ICANN Vice President of Policy Development in Turkey, we submit our comments on CCWG-Accountability to you.

It appears that an independent, multi-stakeholder management structure will be rewarding for ICANN accountability. We believe that the plan drawn therein would also be helpful for internet governance, by way of providing transparent accountability mechanisms for ICANN.

As you already know, legislative procedures and decision making procedures are hardly keeping up with the technological developments. In CCWG's proposal, it appears that the multi-stakeholder structured management will have a word in ICANN bylaws. Therefore, the report may also include a detailed information on legislative procedures for the amendment and enacting of ICANN by-laws, in order to make the decision making process become more transparent. For example, there is a distinction between "fundamental bylaws" and secondary bylaws of ICANN and the amendment/enactment procedures of fundamental bylaws appear to be more difficult than the procedures to amend/enact secondary bylaws (Please refer to page 34 of the report at the URL address <https://www.icann.org/en/system/files/files/ccwg-draft-2-proposal-work-stream-1-recs-03aug15-en.pdf>).

As far as we can see from the report, public comment participants may also conceive of other contingencies and risks beyond the stress tests identified by the report. In other words, a multi-stakeholder community would be extremely helpful. However, the deadlocks of the legislative procedures during the amendment/enactment of bylaws, may also be pointed out as a stress test. We believe that it would be helpful to also explain the details of the legislation procedures in case of a deadlock during the amendment/enactment of a bylaw.

We hope our foregoing comments enrich the process and proposal.

Thanks.

Best regards,

Av. İlay Yılmaz  
Partner  
ELIG, Attorneys-at-Law  
Çitlenbik Sokak, No:12  
Yıldız Mahallesi 34349  
Beşiktaş, İstanbul  
Tel : + 90 212 327 17 24  
Faks: + 90 212 327 17 25  
[www.elig.com](http://www.elig.com)<<http://www.elig.com/>>