

ICANN

Moderator: Maryam Bakoshi
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12:00 pm CT

Maryam Bakoshi: (Christine) can you confirm that the recordings have started?

Coordinator: The recordings have started.

Maryam Bakoshi: Thank you very much (Christine). Over to you Marília.

Marília Maciel: Thank you, Maryam. So we are starting the call today as the group one. That is in order to produce this validation of ICANN's policies and procedures and how they impact on human rights. On the call there is myself Marília Maciel, Maryam Bakoshi from ICANN staff and (Allen Strickland). We have apologies from Rafik Dammak on the call. It's not a very convenient time in Japan. And Stefania Milan that had a last minute commitment and could not be with us today.

So the idea for this first call of the subgroup would actually be to kick start our work. I think that today maybe we can take a look at some terms of reference of the subgroup. You suggested that each subgroup develop terms of reference so we kind of know the scope of the work that we're doing and know each other's work.

And so I have drafted something that is simple because I think that in terms of the goals of this subgroup is maybe the one with the most clear goals in terms of the outputs to produce. Then maybe we can take a look at the agenda and the tasks that we have in front of us and in the remaining time maybe we can exchange some initial views on what we have so far and the works that we are departing from.

The table that has been presented in ICANN's last public session on human rights and the wheel of rights that has been produced by DC with the help of others. How does that sound to you (Ellen)?

(Ellen): That sounds great.

Marília Maciel: Okay, perfect. So I don't know if you had the time to take a look at the document so I really made it simple.

(Ellen): Yes, I haven't actually seen the draft terms of reference. I haven't seen it actually. I'm sorry. I'm just looking in my email to find it.

Marília Maciel: No, it's on - it's on the screen. I don't know if you are connecting through Adobe. If you look at the chat room, I just followed the model that has been sent by (Neil). So if - yes so if the mandate produced - yes.

(Ellen): It is a pretty simple working group. We're quite lucky in that way - straight forward. Yes, I mean I think I'm happy with it as is. I think that it's the only point I'm probably thinking, you know, maybe discussing online with the other members is if we have different ideas about when we say a visualization, like do people have ideas about what kinds of visualizations, you know, within the members. Do we have some that are imagining, you know, a suite

of different sort of documentation kind of visualizations or is it about having one sort of key visualization that we use - that kind of thing?

But I mean I think it's probably the only question that comes to mind and that's something we'd want to discuss, you know, with the whole group.

Marília Maciel: Okay, perfect. Excellent. We can discuss it. Actually I did not have time to send Maryam a proposed agenda of our work so I will just try to kind of base it on the chat and I don't think we'll be able to do it and I'm just trying to base it from Google Docs. It's just a rough kind of draft. With that method I can do it. Maryam, can I send my email to you maybe and you project it on your screen?

Maryam Bakoshi: Yes, please. That's fine, yes.

Marília Maciel: Because I cannot post it, yes. So just send. So while Maryam projects what I thought very roughly is that from the week of two to four December we would have our first call which is this one and we would approve the work plan and the calendar that we have in front of us and the terms of reference for the subgroup.

Then on the week - on the two weeks between 7 and 21 December maybe two things that we can do probably very well is the first of them - I don't know if you remember (Ellen) but a lot of people in the public session - they mentioned that the table was a good start but they would have additional policies and procedures that would impact on human rights that were not being mapped on the table.

I remember particularly that ICANN on (budget) came to me after the session and he said that he did not have the time to be involved on the list but if I

could connect with him after the meeting, he would tell me some procedural aspects that in his view have occurred with human rights.

So I think that from the table side from the mapping parts, these two weeks could be devoted to kind of reach-outs to these different actors that are experienced in ICANN and try to find out where we are making the correlations with our additional policies that we did not map so far that are related to human rights so part of the group could do that.

And another thing that I think touches upon exactly the point that you mentioned is that this validation design - what kind of this validation would work for us. APC has developed the wheel of rights. Do we want to pursue that option?

Could we have different and optional ways of visualization so it's kind of an assessment of people not doing it concretely but assessing different models that could be used like (unintelligible) or the wheel of rights or like general ideas and to discuss it on the list and probably in one more call before the holidays.

And I think that from here and the holidays it's kind of a research to actually start the work so that will be what I imagine. And from 21 December and for January actually a lot of us will be traveling so I think it's not very productive for us to hold meetings and essentially we can think of it as a recess.

(Ellen): Yes, sounds good.

Marília Maciel: And then from reasonable - yes, yes I completely agree. I am one of those that I don't live in my home city so I need to go back and I...

(Ellen): ...as well as Christmas so things really slow down from mid-December to January. It's like August in France, you know.

Marília Maciel: I know. Perfect. So maybe we can even - I'm thinking about that it goes until mid-January maybe. It's sensitive that we squeeze the calendar a little bit because I imagine that we could kind of resume more before January but maybe it's too early. So I thought that the first two weeks of January could be devoted to a discussion of what we have come out in this research of different models and choose the model that we want to work on and really use to develop this validation so the initial part of January could be devoted to that.

Then on February - start of February - we could do a consultation with the whole group and see what they think about the model, would they have suggestions and we could do that with the first draft of trying to correlate the policies and the rights. Then on February - I think I meant January - the second half of January there. And then on the first part of February it would be devoted to incorporate the feedback on the list and making version two.

And then the second part of February kind of a finalization to discuss if we want to print, how many copies do we make, how quickly can we print it. this kind of thing. And so roughly that's what I thought but considering what you said with regard to the recess, maybe we can squeeze it a little bit more.

(Ellen): That sounds good and I know that, you know, in the sort of northern hemisphere people will go back. We're actually - so the fourth is still a public holiday actually for us here and I think most of us will come back on the eleven but that's sort of halfway through that discussion.

So, you know, this is just for me, you know, that 4 to 18. The second half of that two week period, you know, I'll be back and would be good to meet but yes, it won't be until the 11th but I'll be back in person.

Marília Maciel: Okay, okay. Okay, maybe we can just put it a little bit - let me look at the calendar - maybe give folks one more week.

(Ellen): January 9th or no, 8 is Friday. Sort of through then is when most things will shut down. We're lucky. It's a nice long break.

Marília Maciel: Yes. Okay so maybe we can start on the week after like eleven so we could have a break until eleven and resume on eleven what do you think?

(Ellen): I really like the timeline and I think, you know, the period for external consultation with the community and the working party. I think one of the questions I would ask is in the policy mapping and I think I mentioned it when we had the roundtable whether doing a bit of internal consultation within the CCWT and you probably actually intended just as part of the stakeholders for this sort of mapping.

And just sort of taking what we get from things like talks with the ombudsman and just having a touch base so not, you know, I guess what I would imagine wouldn't be a sort of bigger sort of complication as we would do once we have a bit of a model in place but just to embrace the CCWT another working group to say here this is - you know we're doing this consultation with the community.

Marília Maciel: Yes.

(Ellen): And, you know, call on them to help us do that really or just put new things forward.

Marília Maciel: Sure. Good, good.

(Ellen): So I think (Neil) is also - there is another full group meeting isn't there before the break. I'm just trying to find - yes the 21st.

Marília Maciel: 21st yes, excellent. Yes, that's a good idea. We can send it to the list and give them a chance to help us, yes. Perfect. Okay so I will extent the break maybe until the 11th and yes, we can have a week to discuss the model and maybe schedule a strategic call on that week particularly.

(Ellen): ...don't worry.

Marília Maciel: Sorry, you are very low and now you're back. Can you just repeat?

(Ellen): I was going to say, you know, if that slows things down too much, you know, don't - certainly just consider it my apologies until the 11th anyway.

Marília Maciel: Okay, perfect. Okay then I'll leave it the way it is and then we can have a little bit more flexibility but if we're going to schedule a call then I will schedule after the 11th. That's for sure.

Great, so I will send this to the list and if there are no other suggestions then we can follow this calendar here I think and I will send the terms of reference for the group too. Maybe we can start to take a look at the documents that we have and just some quick brainstorm. Maryam, do you have the - particularly the wheel of rights - I think that's the thing that maybe we can exchange some ideas.

Maryam Bakoshi: Yes. Hi Marília. I'm just going to share that now.

Marília Maciel: Okay, perfect. Thanks. Okay so I think that in my opinion my first reaction when I see that, there are some strong points with the wheel. I think that the wheel - I think it gives an idea of first of all the rights that are more touched upon or that are touched upon more frequently.

They are kind of in the center of the wheel. Maybe the size could be adjusted because the ones that are on the outer parts - they kind of look more important because they are so big compared to the inner part that it's actually the other way around.

(Ellen): And it also - it confuses me that I - it almost - it looks like they're related. Are they intended to relate to each other? It looks like - no I don't think they are intended to, are they?

Marília Maciel: No.

(Ellen): So like right to privacy. It looks like freedom of thought and right to participate in cultural life or potentially related, you know, sort of related to rights privacy that it's...

Marília Maciel: Yes, yes, you're right. You're right. Yes, the idea with the two circles was that which is just to slag the ones that are more at the core of what ICANN does and the ones that are touched upon but are not that frequently under impact.

(Ellen): Yes but I agree it doesn't - I understand that concept but yes, it doesn't really...

Marília Maciel: It doesn't help, no, no.

(Ellen): Although the wheel - I do like the wheel I think.

Marília Maciel: Yes, me too. I think it's more kind of creative than if we tried to make it like with arrows and a flux gram or something like this.

(Ellen): Have you seen - I might try to find it. There was an APC one that they did that was sort of like a map with sort of lines between and it was like looking at the different - it was - I think it was also their human rights connect your rights and it was sort of people with connections between them and that each sort of person had about a right.

Marília Maciel: No I didn't see that one, no.

(Ellen): It was a couple of years ago. I'll find it.

Marília Maciel: And another thing that concerns me in this model particularly is that the rights are there but they are not associated with the policies and the way that APC was planning to do it was through color code. So you have like one color for let's say new GTLD program and then you put - you would put that flag inside each kind of sections of the wheel that are related to the new GTLD program.

So they touch upon freedom of expression. They touch upon - but that would mean that we would need to have some kind of color code identification between the colors and the policies and the bottom.

(Ellen): No, I agree. I mean I think at a glance that's what I'd really like to see is, you know, I would be happy with even just to focus on the rights that are most impacted, you know, in order to keep it simple.

Marília Maciel: Yes.

(Ellen): And that it's about communicating in what way they relate to ICANN's work so, you know, specifically as you said - talk about, you know have the new GTLD and be clear that these things are - because some of them are actually, you know, you can see that there's a number of areas of work of ICANN's that, you know, that this is relevant to.

Marília Maciel: Yes.

(Ellen): Yes so I mean to me I think that's really the - you've given really concrete examples in showing that there are multiple lengths between different areas of ICANN's work and different specific rights because I feel within the discussion that I had, you know, with the broader community that that tends to be the sort of, you know, oh well show us, you know. Okay, fine. Maybe it's related but what - in what specific ways and...

Marília Maciel: Yes. No, I agree and we've never thought about it but maybe we are trying to encompass too much visually. If we can just focus on the ones that are more impacted as you said, maybe we can make a better visualization.

And just thinking like know the ICANN community quickly like right to health or freedom of religion - that could actually backfire because that's...

(Ellen): That's what I think. I think it'll just like religion is, you know, relevant. And you can actually do it I think in a way where we acknowledge that, you know, ICANN should have a commitment to all human rights, you know, here are a few examples. The point of the info graphic is not to try to relate all of the

rights to ICANN but to say all rights related, you know, and is something that ICANN should be responsible for.

Some in particular have, you know, a lot - a lot of ICANN's work has to be, you know, deals with and these are and then so that info graphic focuses on that tangible, you know, so that it's clear because I think yes, exactly. I think I agree with you about the ICANN community. I think at that point they can use it to sort of undermine and say oh...

Marília Maciel: It's too much, yes. Yes, exactly. So I like it. So let's propose to the group but I do feel like it's a good way forward to be focused on this (unintelligible) and call, right and make it stronger - this validation. That's an excellent suggestion that you made there.

((Crosstalk))

Marília Maciel: Yes.

(Ellen): And focus on the issues.

Marília Maciel: Excellent. So that seems like a good starting point already.

(Ellen): Yes.

Marília Maciel: Good, good.

(Ellen): Absolutely, I do, you know, I do think we acknowledge that commitment to the (breath) of them but that - yes so that we don't...

Marília Maciel: How do you feel about the flag things that even if we can make them bigger by removing the outer circle, do you think that the color code is a good way to correlate them? I didn't - and I wanted to see it on paper to see if it works or not but if you think of some rights - just privacy - there will be a lot of color coding there because I think that there are many different processes that are impacting on privacy right now.

I mean it would be easier with let's think the right to - I don't know - due process maybe. We would have less color coding but privacy we would have more. So I don't - I would like to see it...

(Ellen): Coding relating it to - I think - yes I think it could get quite complicated.

Marília Maciel: Yes.

(Ellen): In some ways for visual clarity - and this is just my first instinct - would be to have a color for each of the four rights we're going to focus on and then use text or icons for the areas of ICANN work so one or the other. So either having the right to the ICANN base the way they've sort of done here but we don't have icons for the one that we would have if you will and then use colors for the areas of ICANN work or I think it would be probably visually simpler to have four colors and then - but then you might have a lot of icons.

I'm trying to think of how, you know, just sort of having it (unintelligible) and be more sort of text and icon based talking about the work. Yes, I just - I think we do need to keep it visually simple.

Marília Maciel: Yes, let's take a look - maybe we can take a look at (unintelligible) and see the ones that would have more flags. Maryam, can you just change the image

to the table? It's not complete but at least we can have an idea of the most populated ones. So freedom of expression actually is a lot of information, yes.

It's - actually I thought it would be more actually. So depending on how much we want to rate the information if we correlate only with rights protection but we don't necessarily mention all there is under this umbrella then maybe we could receive (unintelligible) the color codes more - the symbol as a code because it wouldn't be that many.

And then maybe the table after all could be not of the main document but in an accompanying document so if people want to unpack what is inside the umbrellas that we are correlating visually, they could take a look of the different processes and the names of the policies but this is all too much information for visualization really.

(Ellen): It is. One thing it makes me think about and which is to a bit of the third point for outcomes which is about how we disseminate it. It sort of encompasses all three points really but when I look at this, the thing that comes to mind is for the ICANN community specifically, you know, which do we - perhaps we're better off to consider focusing on the areas of ICANN - the theme of ICANN's work and then relating to the rights to it rather than the other way around and but that we would want both.

So the vision - the wheel of rights for example takes - puts the rights in the center and then relates the - and then we're talking about relating, you know, the different areas of work to each right. But I wonder for the ICANN community and certainly parts of it whether an approach where we say here are some areas of ICANN's work where rights impact and these are the rights, you know, that are involved in each of those - the new GTLD (unintelligible) and explain it, you know, but who is and explain it.

I mean even if you took those two, you know, it's a really clear strong case to visualize them, you know, because I think part of the battle that we're in with info graphics is having a simple really clear argument in a visual way that ICANN's work involves rights and this is how specifically, you know, that people can't dismiss the whole idea which I see happening.

And so yes, so that just makes me - it makes me think that, you know, maybe we want to consider - and this is sort of - because then I think if you were presenting to a more rights based organization or in different groups than ICANN, the more rights centered approach where you focus on the rights and then relate the ICANN work to it, you know, to explain a more holistic picture also.

Marília Maciel: Right.

(Ellen): It's a lot of - I mean I was mentioning to (Neil) actually this morning the rights con events that's been taking place in March that's in San Fran.

Marília Maciel: Yes, yes.

(Ellen): And I was told, you know, maybe - maybe we should be thinking about putting in for a session on human rights (unintelligible) system there and if you were...

Marília Maciel: Would you like that because I wrote the proposal and I sent it to (Neil) but...

(Ellen): I would, yes absolutely.

Marília Maciel: Wonderful. That's lovely. I was looking for a partner to do it.

(Ellen): Yes, I really think we should actually.

Marília Maciel: Perfect.

(Ellen): Yes and I think to that environment you would take the rights centered approach, right?

Marília Maciel: Yes, absolutely.

(Ellen): But (unintelligible) ICANN. Maybe you would - maybe we should think about inverting it just to (unintelligible).

Marília Maciel: Great. Yes, I agree. Maybe - so what you're proposing is that maybe the wheel should be based on the - on what we see here on the table as the main theme and then we correlate the wheel with the rights and if we do color coding then the color coding would be with the rights. So we would have a color for privacy, another color for freedom of expression and so on if that's it.

(Ellen): Yes, I think so. I think that's actually the idea that comes to mind anyway. It's hard to imagine it, isn't it but, you know...

Marília Maciel: Yes but I agree. I think that that would call even more attention of the community. Good idea and I'm really glad that you mentioned the rights call session because it was just today. I sent yesterday to (Neil) but apparently he's not going, yes.

(Ellen): (Unintelligible).

Marília Maciel: No, no, no, it says it was extended for the...

(Ellen): It might be. They usually are.

Marília Maciel: For the 10th, yes - 10th or 14th - I'm not sure. (Unintelligible) I'll send you an email after this call and I'll...

(Ellen): Please do, yes.

Marília Maciel: It's just a draft. He said that he probably won't so he doesn't want to commit but it's just a draft really so just feel free to just provide (unintelligible).

(Ellen): It'll be good.

Marília Maciel: Yes, I do feel like (unintelligible) or so to talking to the difference audiences and even get some light and suggestions of how we could discuss it better back in ICANN.

(Ellen): Absolutely, yes.

Marília Maciel: Wonderful. Okay so I think that's progress as of brainstorming. I will do a summary of this meeting and I will send you the list. I will not send it as a closed decision because it's just you and me on the call so if people want to - especially on the agenda and in terms of reference for this group - I will (unintelligible) and I will say that we exchanged some ideas from the visualization of initial points.

But I think that like we mentioned, doing the agenda these few weeks should be devoted to brainstorming maybe and think about different models and we can do that on the list and maybe schedule one last call on the - for the human

rights call with the whole group maybe on the 20th or I don't know exactly but before the call so you can give them some feedback.

(Ellen): That sounds good.

Marília Maciel: Perfect.

(Ellen): Lovely. Thank you.

Marília Maciel: Thank you. Thank you for coming. It was just the two of us but it was really, really fruitful discussion. It's really good to have fresh eyes because we have looked at this so much, you know.

(Ellen): Marília well thank you and I really appreciate the time being moved to now. I know it's very hard (unintelligible) in Europe, you know, it's your evening and my 7:00 AM and, you know, and that may, you know, I don't - I appreciate it being moved but I understand that, you know, it may work that you need to have meetings when it's 3:00 AM here and I'm happy to, you know, I'll get up and join when I can and if not, I'll engage on the email afterwards.

Marília Maciel: Perfect, perfect. So I'll try to rotate the dates between different time zones to make sure that everybody can be involved and participate. So the next one - we will schedule another time that (Avery) can be here. (Unintelligible) like this. Okay, perfect.

(Ellen): Lovely. Thank you so much.

Marília Maciel: Thank you and thank you Maryam for everything.

Maryam Bakoshi: Thank you very much Marília.

Marília Maciel: Bye, bye.

(Ellen): Bye.

Maryam Bakoshi: Okay. Bye, bye.

Marília Maciel: Bye.

Maryam Bakoshi: (Christine) you may now stop the recording. Thank you so much for your support today.

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