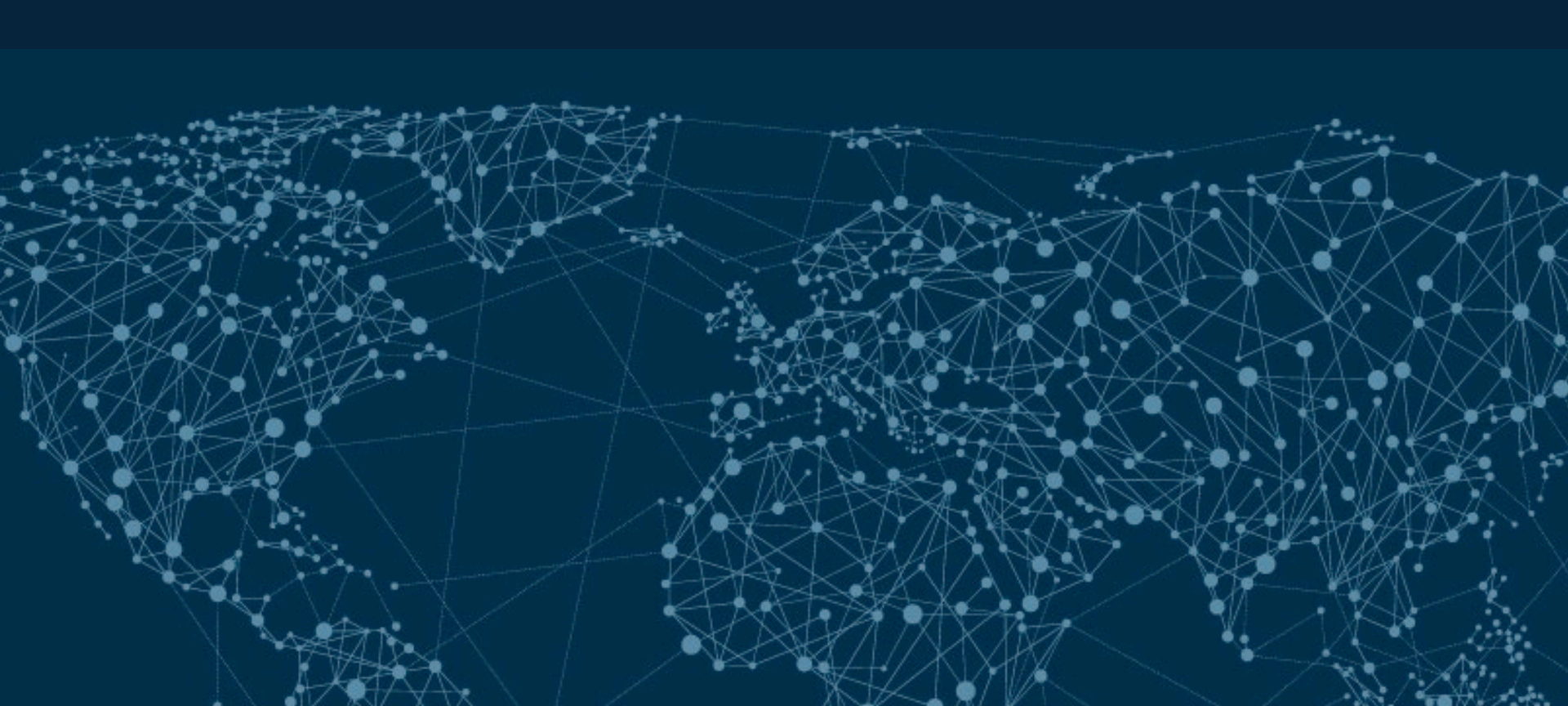


A night-time photograph of the Charminar in Hyderabad, India. The monument is illuminated with warm yellow lights, highlighting its intricate architectural details, including its four tall minarets and the central archway. The sky is a deep blue, and the foreground shows blurred lights from a busy street, suggesting a long-exposure shot. The overall mood is serene yet vibrant.

ICANN|57 HYDERABAD

GNSO Public Council
Meeting Part 1



GNSO Public Council Meeting

ICANN57 | Hyderabad | 7 November 2016

1. Administrative Matters (5 mins)

1.1 - Roll Call

1.2 - Updates to Statements of Interest

1.3 - Review / Amend Agenda

1.4 - Note the status of minutes for the previous Council meetings per the GNSO Operating Procedures:

Minutes of the meeting of the GNSO Council on 13 October 2016 and posted on 4 November 2016.

2. Opening Remarks / Review of Projects & Action List (5 mins)

2.1- Review focus areas and provide updates on specific key themes / topics, to include review of [Projects List \[gnso.icann.org\]](https://www.gnso.icann.org/projects) and [Action List\[community.icann.org\]](https://community.icann.org/action)

3. Consent Agenda (5 mins)

3.1 – Adopt the GAC-GNSO Consultation Group on GAC Early Engagement in GNSO Policy Development Processes Final Status Report & Recommendations;

3.2 – Approve appointment of a GNSO Liaison to the Governmental Advisory Committee (Carlos Gutiérrez).

See [motions](#)

3.1 Adopt the GAC-GNSO Consultation Group on GAC Early Engagement in GNSO Policy Development Processes Final Status Report & Recommendations (5 mins)

RESOLVED:

1. The GNSO Council adopts the Final Status Update and Proposed Recommendations (see <https://gns0.icann.org/en/drafts/gac-status-report-rec-10oct16-en.pdf>).
2. The GNSO Council instructs staff to work with the GNSO Council, the GAC Leadership team as well as the GNSO Liaison to the GAC on the implementation of these recommendations. An implementation status update is expected to be provided in time for the next joint GNSO-GAC meeting.
3. The GNSO Council thanks the members of the Consultation Group for all their efforts and considers the work of the CG hereby complete.
4. The GNSO Council requests that the GNSO Secretariat informs the GAC Secretariat of this decision.

3.2 – Approve appointment of a GNSO Liaison to the Governmental Advisory Committee (5 Mins)

RESOLVED:

1. The GNSO Council hereby appoints **Carlos Gutiérrez** to the role of GNSO Liaison to the Governmental Advisory Committee until the end of the ICANN AGM 2017.
2. The GNSO Council will review the role and is expected to annually reconfirm the appointment, unless the review indicates otherwise and/or the Liaison has indicated that he/she is no longer available to continue in this role in which case a new selection process will take place and/or the review indicates.
3. The GNSO Council Leadership Team will co-ordinate with **Carlos Gutiérrez** as well as the GAC Leadership Team and GAC Secretariat on next steps and the successful implementation of this role.
4. The GNSO Council thanks all who expressed an interest in this role, and noting that all candidates met or exceeded the published requirements for the position.

4. Council Vote – Adoption of Consensus Recommendations from the GNSO Bylaws Drafting Team (20 minutes)

On 30 June 2016, the GNSO Council created a Drafting Team (DT) to work with ICANN staff to identify the GNSO's new rights and obligations under the revised ICANN Bylaws, and prepare an implementation plan to address any needed changes by 30 September (<https://gns0.icann.org/en/council/resolutions#20160630-2>). On 29 September 2016, the Council received an update on the status of the DT's work and, pending the completion of the DT's work, the Council voted to appoint the GNSO Chair as its interim representative to the Empowered Community (EC) Administration. At its meeting on 13 October, the Council reviewed the DT's report and recommendations (Final Report: <https://gns0.icann.org/en/drafts/bylaws-drafting-team-final-report-12oct16-en.pdf>; Minority Statement: <https://gns0.icann.org/en/drafts/bylaws-drafting-team-minority-report-10oct16-en.pdf>). Here the Council will vote on whether or not to adopt the DT's consensus recommendations. Following the GNSO Council's review and approval of the DT's recommendations, the GNSO is expected to confirm its process for appointing its EC representative going forward.

- 4.1 – Presentation of the [motion](#) (James Bladel)
- 4.2 – Council discussion
- 4.3 – Council vote (voting threshold: simple majority)

4. Motion to Adopt the Report from the GNSO Bylaws Implementation Drafting Team (20 minutes)

(Motion deferred to 7 November 2016 from 13 October 2016)

Made by: James Bladel

Seconded by: Rubens Kuhl

WHEREAS:

1. On 30 June 2016 the GNSO Council approved the creation of a Drafting Team (DT) that was to work with ICANN staff to “fully identify all the new or additional rights and responsibilities that the GNSO has under the revised Bylaws, including but not limited to participation of the GNSO within the Empowered Community, and to develop new or modified structures and procedures (as necessary) to fully implement these new or additional rights and responsibilities”;
2. In creating the DT, the GNSO Council requested that the DT provide the GNSO Council with an implementation plan “which will have the consensus of the Drafting Team, including any recommendations for needed further changes to ICANN Bylaws and/or GNSO Operating Procedures to enable effective GNSO participation in ICANN activities under the revised ICANN Bylaws, not later than 30 September 2016”;
3. During the course of the DT’s work, strongly divergent views were expressed on the role of the GNSO Council in the Empowered Community, leading to the production of a Final Report which included a minority report; and
4. The DT submitted its report to the GNSO Council on 12 October 2016 (<https://gns0.icann.org/en/drafts/bylaws-drafting-team-final-report-12oct16-en.pdf>). The GNSO Council has reviewed the DT’s report;

4. Motion to Adopt the Report from the GNSO Bylaws Implementation Drafting Team (20 minutes)

RESOLVED:

1. The GNSO Council accepts the recommendations in the DT's report as submitted.
2. The GNSO Council directs ICANN Policy Staff to draft proposed language for any necessary modifications or additions to the GNSO Operating Procedures and, if applicable, those parts of the ICANN Bylaws pertaining to the GNSO. The GNSO Council requests that ICANN Legal evaluate whether the proposed modifications are consistent with the post-transition Bylaws and report their findings to the GNSO Council.
3. The GNSO Council requests that members of the DT make themselves available for consultation by ICANN Policy Staff as needed.
4. In acknowledgement of the divergent views within the DT, the GNSO Council directs ICANN Policy Staff to post the DT Final Report, including the minority report, and all proposed modifications or new procedures for public comment for no less than 40 days. The GNSO Council expects that any comments received will be given meaningful consideration.
5. As resolved previously, the GNSO Council intends to subject the adoption of the proposed modifications to existing procedures and/or ICANN Bylaws to a GNSO Supermajority vote.
6. The GNSO Council thanks the DT for its collaborative effort, especially in view the limited time frame available to the DT.

5. Council Vote - Next Steps for the GNSO as a Chartering Organization for the Cross Community Working Group on Internet Governance (20 minutes)

The [Cross-Community Working Group on Internet Governance Charter](#) for the Cross Community Working Group on Internet Governance (CCWG-IG) was ratified by the ALAC and the ccNSO and GNSO Councils between September 2014 and April 2015. Under its Charter, the CCWG-IG is to “do whatever it deems necessary to facilitate and ensure engagement and participation of the ICANN community in the global Internet governance scene and multi-stakeholder decision-making processes”, including providing input to ICANN staff, Supporting Organizations and Advisory Committees on issues pertaining to Internet governance discussions and processes and informing the community about ICANN-related issues arising in Internet governance discussions and processes. As part of its Charter-mandated review of the work of the CCWG-IG, the GNSO Council in 2016 requested and received activity reports from the CCWG co-chairs. Here the Council will evaluate the appropriateness of continuing with the CCWG-IG in light of the deliverables prescribed under the Charter and in the context of the recently adopted [Uniform Framework of Principles for Cross Community Working Groups](#).

- 5.1 – Presentation of the [motion](#) [INSERT PRESENTER]
- 5.2 – Council discussion
- 5.3 – Council vote (voting threshold: simple majority)

5. Motion to conditionally participation of the GNSO as a Chartering Organization for the Cross Community Working Group to discuss Internet governance (CWG-IG) issues affecting ICANN (20 minutes)

Made by: Darcy Southwell

Seconded by:

WHEREAS:

- a. The GNSO Council adopted the charter for a Cross Community Working Group to discuss Internet governance (CWG-IG) issues affecting ICANN and make recommendations to the chartering organization on these issues on 15 October 2014, and as such became a Chartering Organization.
- b. The Charter foresees that “At each ICANN Annual General Meeting, starting 2014, the Charter and deliverables of the WG shall be reviewed by the participating SO’s and AC’s to determine whether the WG should continue, or, close and be dissolved. Consistent with ICANN community practices, the WG will continue if at least two of the participating SO’s or AC’s extend the Charter of the WG and notify the other participating SO’s and AC’s accordingly one month after the annual review date”.
- c. The CWG-IG provided its first written status update on 23 June 2016 (see <https://gns0.icann.org/en/drafts/ccwg-internet-governance-23jun16-en.pdf>).

5. Motion to conditionally participation of the GNSO as a Chartering Organization for the Cross Community Working Group to discuss Internet governance (CWG-IG) issues affecting ICANN (20 minutes)

d. The GNSO Council recently adopted the “Uniform Framework of Principles and Recommendations for Cross Community Working Groups” which details the lifecycle of a CCWG which includes initiation, formation, operation, decision-making, adoption of Final Report by Chartering Organizations and Closure of CCWG, and, post-closure of CCWG.

e. The GNSO Council has observed that the CWG-IG does not follow this lifecycle nor has it established and adopted an initial work plan and associated schedule as foreseen in its charter.

f. The GNSO Council recognizes the importance of a continued dialogue and discussion in relation to the topic of Internet Governance within an ICANN context.

g. The GNSO Council has shared its concerns with the ccNSO Council and representatives of other SO/ACs on the subject of this CWG and its future.

5. Motion to conditionally participation of the GNSO as a Chartering Organization for the Cross Community Working Group to discuss Internet governance (CWG-IG) issues affecting ICANN (20 minutes)

RESOLVED:

- a. The GNSO Council will continue to participate as a Chartering Organization for the CWG-IG. However, this participation is conditioned upon a comprehensive review of the CWG-IG Charter by the CWG-IG, in accordance with the CWG Framework (<http://gns0.icann.org/en/drafts/uniform-framework-principles-recommendations-16sep16-en.pdf>)[gns0.icann.org]. In particular, the GNSO Council expects future work to be subject to a clear work plan, with regular updates and clear deliverables.
- b. The GNSO Council expects that the CWG-IG will present by ICANN58 a report on its findings, which may include a revised charter or a recommendation to reconstitute the group under a new structure.
- c. Following the submission of the CWG-IG report, the GNSO Council will consider the recommendations and decide whether or not it will continue as a Chartering Organization.
- d. The GNSO Secretariat will communicate this decision to the CWG-IG Chairs as well as the other Chartering Organizations.

A photograph of the Charminar in Hyderabad, India, at night. The monument is illuminated with warm yellow lights, highlighting its intricate architectural details, including its four tall minarets and multiple levels of arches. The sky is a deep blue, and the foreground shows blurred city lights and traffic. The text 'ICANN|57 HYDERABAD' is overlaid in white on the right side of the image.

ICANN|57 HYDERABAD

Break

6. Council Vote - Chartering of a New Cross Community Working Group on New gTLD Auction Proceeds (20 minutes)

The 2012 New gTLD Program established auctions as a mechanism of last resort to resolve string contention. Although most string contention sets have been resolved through other means prior to reaching the stage of an auction conducted by ICANN's authorized auction service provider, it was recognized from the outset that significant funds could accrue as a result of several auctions. As such, any and all auction proceeds have been reserved and earmarked until the Board authorizes a plan for the appropriate use of the funds. The Board, staff, and community are expected to work together in designing the appropriate processes for addressing the use of the new gTLD auction proceeds. To this end, a cross-community Drafting Team (DT) was formed which has now submitted a proposed [Charter](#) for a cross-community working group to all SO/ACs for consideration.

6. Council Vote - Chartering of a New Cross Community Working Group on New gTLD Auction Proceeds (20 minutes)

The proposed charter is the result of extensive community input and DT deliberations and the DT presented it in the belief that it represents a careful balance between the different viewpoints and perspectives, including from the DT members and the ICANN Board liaisons to the DT.

At its meeting on 29 September 2016, the GNSO Council received a briefing and update on the draft Charter and the work of the DT from Jonathan Robinson, the DT chair. As there were no substantive suggested edits to the draft Charter received consequently from the GNSO, the Council will here consider whether or not to become one of the Chartering Organizations for the proposed new CCWG.

- 6.1 – Presentation of the [motion](#) (James Bladel)
- 6.2 – Council discussion
- 6.3 – Council vote (voting threshold: simple majority)

6. Motion to charter a New Cross Community Working Group on New gTLD Auction Proceeds (20 minutes)

Made by: James Bladel

Seconded by: Wolf-Ulrich Knoblen

WHEREAS:

1. Following a number of sessions on the topic of new gTLD Auction proceeds during the ICANN53 in Buenos Aires (see <https://buenosaires53.icann.org/en/schedule/mon-soac-high-interest> and <https://buenosaires53.icann.org/en/schedule/wed-cwg-new-gtld-auction>), a discussion paper was published in September 2015 to solicit further community input on this topic as well as the proposal to proceed with a CCWG on this topic.
2. As the feedback received on the discussion paper confirmed the support for moving forward with a CCWG, James Bladel, GNSO Chair, reached out to all the ICANN Supporting Organizations and Advisory Committees to ask for volunteers to participate in a drafting team to develop a charter for a CCWG on this topic. All ICANN SO/ACs, apart from the ccNSO, responded to this request and put forward volunteers to participate in the drafting team.
3. The GNSO Council appointed Jonathan Robinson to chair the Drafting Team ('DT'), which commenced its deliberations on Tuesday 23 February 2016.

6. Motion to charter a New Cross Community Working Group on New gTLD Auction Proceeds (20 minutes)

4. The DT published a draft charter for community discussion in advance of ICANN 56 which was discussed during the cross-community session held at ICANN56. Following ICANN56, the DT reviewed all the input received and updated the proposed charter accordingly. On 13 September, this proposed charter was shared with all ICANN SO/ACs with the request to review it and identify any pertinent issues that would prevent adoption of the charter, if any.

5. Subsequently, a webinar was held on 13 October to allow for some additional time and information to undertake this review (see https://community.icann.org/x/gh_4Aw).

6. As no pertinent issues were raised, the DT submitted the proposed CCWG charter (see <https://community.icann.org/x/mRuOAw>) for consideration to all ICANN SO/ACs on 17 October 2016.

RESOLVED:

1. The GNSO Council approves the Charter.

6. Motion to charter a New Cross Community Working Group on New gTLD Auction Proceeds (20 minutes)

2. Each GNSO Stakeholder Group will identify one member for the CCWG by [date] taking into account the charter requirement that best efforts should be made to ensure that members:

a. Have sufficient and appropriate motivation (and ideally expertise) to participate in the substance of the work of the CCWG. Appropriate experience could, for example, include experience with allocation and final disbursement of funds;

b. Commit to actively participate in the activities of the CCWG on an on-going and long-term basis; Solicit and communicate (where appropriate) the views and concerns of individuals in the organization that appoints them;

c. Solicit and communicate (where appropriate) the views and concerns of individuals in the organization that appoints them;

d. Commit to abide to the charter when participating in the CCWG;

e. Understand the needs of the Internet communities that ICANN serves (standards, domains and numbers);

6. Motion to charter a New Cross Community Working Group on New gTLD Auction Proceeds (20 minutes)

- f. Understand the broader ecosystem (the Internet Community) in which ICANN operates and the needs of those working on other aspects of the Internet industry, including those not yet connected.
3. The GNSO Council expects to select a GNSO Co-Chair for the CCWG from the slate of GNSO appointed members to the CCWG during its meeting on 15 December 2016.
4. Furthermore, in addition to a Statement of Interest, all members and participants will be required to provide a declaration on intention to apply for (or in any way support the application for) new gTLD Auction Proceeds, either as an individual or through the entity you are representing or employed by or are otherwise funded by or affiliated with or support/endorse. It will be mandatory to report any changes in relation to these intentions throughout the CCWG life-cycle.
5. The GNSO will collaborate with the other SOs and ACs to issue a call for participants and observers to join the CCWG, each in accordance with its own rules.
6. The GNSO Council thanks the members of the Auction Proceeds Drafting Team for their contributions developing this Draft Charter.

7. Discussion - ICANN Board Letter regarding policy implications of the Final Report of the Internationalized Registration Data (IRD) Expert Working Group (15 minutes)

On 11 May 2016, ICANN Board Chair Dr. Steve Crocker sent a letter to the GNSO Council following up on the Board's 10 March 2016 Resolution (see <https://gns0.icann.org/en/correspondence/crocker-to-bladel-11may16-en.pdf>). The Board's request was for the GNSO Council to “review the broader policy implications of the [IRD Final Report](#) as they relate to other GNSO policy development work on WHOIS issues, and, at a minimum, forward the IRD Final Report as an input to the GNSO PDP on the Next Generation Registration Directory Services to Replace WHOIS that is currently underway.”

The GNSO Council sought input from the co-chairs of the recently completed GNSO Policy Development Process on the Translation and Transliteration of gTLD Contact Data, requesting feedback on several specific points: (1) how certain recommendations in the IRD Final Report were considered, if at all, in the [Final Report](#) of the T&T PDP Working Group; (2) how those recommendations could potentially conflict with the T&T PDP Working Group's recommendations that have been adopted by the GNSO Council and the ICANN Board; and (3) What steps are recommended to the GNSO Council in considering the policy implications of the IRD Final Report. Here the Council will discuss the input received from a member of the T&T PDP Working Group (<https://gns0.icann.org/mailling-lists/archives/council/docxZ229qQH0Gm.docx>), and decide on next steps.

7. Discussion - ICANN Board Letter regarding policy implications of the Final Report of the Internationalized Registration Data (IRD) Expert Working Group (15 minutes)

- 9.1 – Status update (GNSO Council chairs)
- 9.2 – Council discussion
- 9.3 – Next steps

8. Discussion - Results of GNSO Newcomer Survey (5 minutes)

On 30 June 2016, the GNSO Council [directed](#) ICANN staff to develop a survey to “assess the familiarity that the community has with the different newcomer and training tools as well as their perceived usefulness”, as part of the permanent integration of successful Policy Development Process (PDP) pilot project improvements into the overall structure of PDPs. Here the Council will receive a report on the results of the survey (<https://gns0.icann.org/en/drafts/newcomer-tools-survey-04oct16-en.pdf>) and consider whether staff should proceed with implementing some of the suggested improvements following additional input (if any) from GNSO Stakeholder Groups and Constituencies.

- 10.1 – Summary and update (David Tait)
- 10.2 – Council discussion
- 10.3 – Next steps

9. OPEN MICROPHONE (10 Minutes)

10: Any Other Business (5 minutes)

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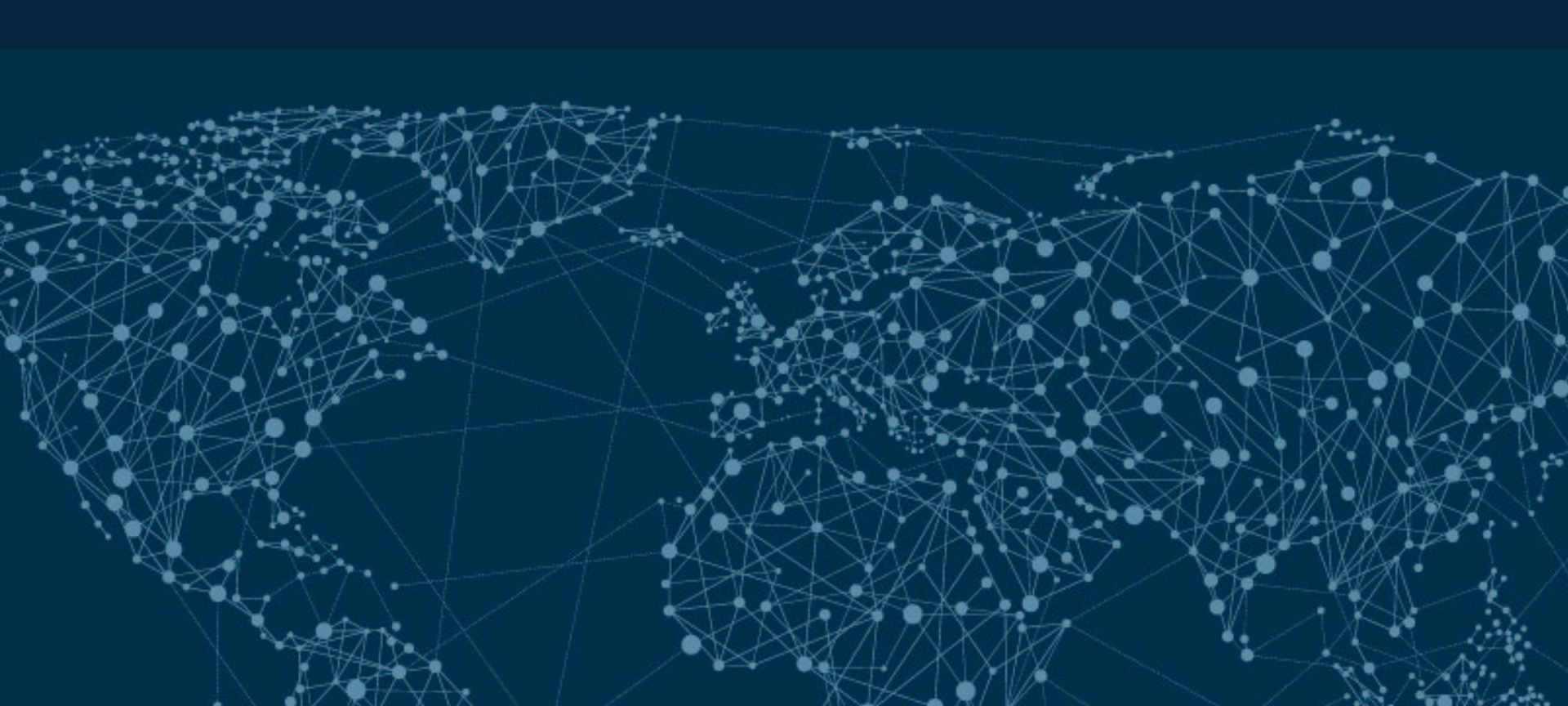


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A photograph of the Charminar in Hyderabad, India, at night. The monument is illuminated with warm yellow lights, contrasting with the dark blue and green sky. The structure features two prominent minarets with multiple tiers of arches and a central archway. In the background, other city lights and a communication tower are visible. The overall mood is serene and historical.

ICANN|57 HYDERABAD

GNSO Public Council
Meeting Part 2



GNSO Public Council Meeting (Administrative Session)

ICANN57 | Hyderabad | Monday 7 November 2016

1. Seating of the 2016 / 2017 Council (20 mins)

1.1 - Roll Call

1.2 - Statements of Interest

- Darcy Southwell, Registrars Stakeholder Group
[SOI\[community.icann.org\]](https://community.icann.org)
- Michele Neylon, Registrars Stakeholder Group
[SOI\[community.icann.org\]](https://community.icann.org)
- Rafik Dammak, Non Commercial Stakeholder Group
[SOI\[community.icann.org\]](https://community.icann.org)
- Erika Mann, Nominating Committee Appointee

1.3 - Review / Amend Agenda

2. Election of the Chair (15 mins)

Appendix 1: Excerpt from GNSO Operating Procedures (Section 2.2)

<https://gns0.icann.org/en/council/op-procedures-01sep16-en.pdf>

The GNSO Council shall select the GNSO Chair and two Vice-Chairs as follows:

- The GNSO Chair shall be elected by a 60 percent vote of each house.
- Each house will be allowed to nominate one candidate for GNSO Council Chair. Each house is responsible for determining how to nominate its candidate. A candidate for GNSO Council Chair does not need to be a member of a house, but must be a current or incoming member of the GNSO Council. Should a Chair be elected from outside of the houses that Chair will be a non-voting Chair.
 - All ballots will include the “none of the above” option. In the event that a 60 percent vote of each house selects the “none of the above” option, each house will commence a new nomination period of not longer than 15 days. An election for the new nominees will be scheduled for no sooner than 30 days after the unsuccessful vote.

2. Election of the Chair (15 mins)

One nomination was received for this position, James Bladel from the Contracted Parties House. The GNSO Council held a question & answer session with the candidate on 4 November 2016. Here the GNSO Council will proceed to elect its Chair for 2017-2018, according to the GNSO Operating Procedures (note Section 2.2 of the GNSO Operating Procedures on Officer Elections: Chair and Vice-Chairs).

3. Any Other Business (10 mins)

Reminder:

The Council Development Meeting will take place in Granite 1, Hyderabad International Convention Center on Wednesday, 9 November 2016, 08:30 for 09:00

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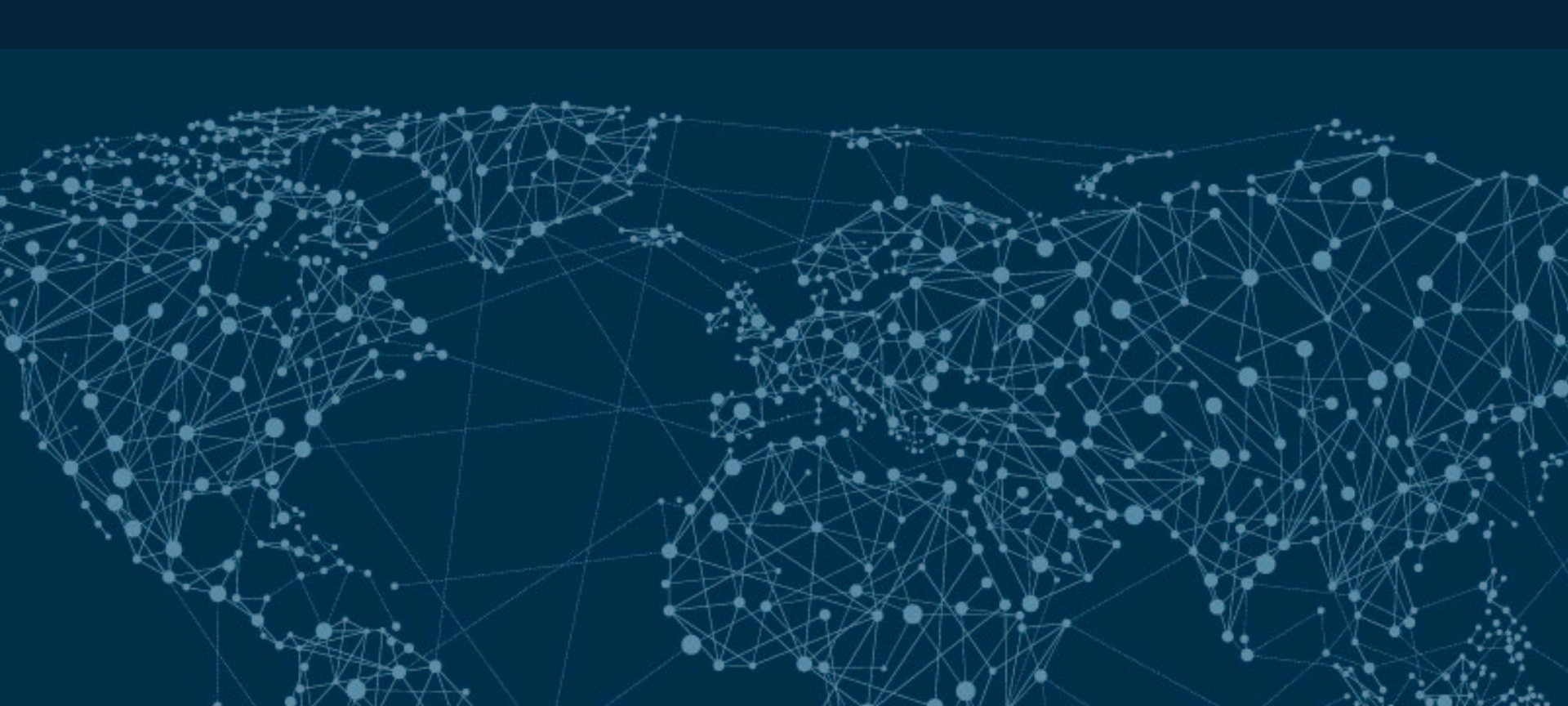


youtube.com/user/icannnews

The background of the slide is a photograph of the Charminar in Hyderabad, India, at dusk. The monument is illuminated with warm yellow lights, and its two prominent minarets are visible against a dark blue sky. In the foreground, there are blurred lights from a street, suggesting a busy urban environment. The overall color palette is a mix of deep blues and warm yellows.

ICANN|57 HYDERABAD

GNSO Wrap-up
Meeting



GNSO Council Wrap-up Meeting

ICANN57 | Hyderabad | Monday 7 November 2016

1. Administrative Matters (5 mins)

1.1 - Roll Call

1.2 - Updates to Statements of Interest

1.3 - Review / Amend Agenda

2. GNSO Wrap-up: Topics(20 minutes)

2.1 Response to the Board on IGO/INGO Protections ;

2.2 Liaisons- the following projects are still in need of a Council liaison:

- Translation & Transliteration of gTLD Contact Data IRT (Volunteer Amr Elsadr)
- IRTP-C/D IRT (note that currently it is not the expectation that the IRT will convene again as the policy is effective per 1 December)
- GNSO Review WG
- PPSAI IRT

2.3 Scheduling for Copenhagen;

2.4 SSR RT Selection of Members;

2.5 Scope of WHOIS RT2; and

2.6 Volunteer for GAC Communique.

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