

<p>The policies and frameworks, if any, that ICANN needs to develop or enhance in order to fulfill its commitment to respect Human Rights</p>	<p>While operationalizing the human rights bylaw, ICANN can prioritize areas of focus, such as its operations, internal procedures, and/or new policies consistent with its Mission. ICANN's commitment to respect human rights and to take human rights into consideration in its operations and policies in the foregoing manner is consistent with the human rights provision of the bylaws. This could involve the use of a human rights impact assessment<sup>1</sup> of how ICANN's operations could impact human rights.</p>
<p>Consistent with ICANN's existing processes and protocols, consider how these new frameworks should be discussed and drafted to ensure broad multistakeholder involvement in the process.</p>	<p>The methods for developing any new policies or frameworks that may be needed to fulfill ICANN's commitment to respect Human Rights will be dictated by the type of policy and how ICANN develops those policies. Any "substantive policies relating to generic top-level domains and other responsibilities of the GNSO" are the responsibility of the GNSO and should be developed by the GNSO using that organization's policy and processes for policy development. This includes any changes to the GNSO's Policy Development Processes (PDPs). The GNSO's processes allow for broad multistakeholder involvement in Working Groups developing these policies. This is similar in the other two Supporting Organizations.</p> <p>Any employee-related or vendor-related policies should be developed by ICANN management, but ICANN management should strongly consider multistakeholder involvement in the development process. At a minimum, proposed policies should be set out for public comment seeking input on whether the policies fulfill ICANN's commitment under the Human Rights Bylaw.</p>

<sup>1</sup> [https://en.wikipedia.org/wiki/Human\\_Rights\\_Impact\\_Assessment](https://en.wikipedia.org/wiki/Human_Rights_Impact_Assessment)

<p>Consider how the interpretation and implementation of this Bylaw will interact with existing and future ICANN policies and procedures.</p>	<p>The interpretation of the Bylaw should be driven by the Framework of Interpretation. It is expected that the Bylaw will be duly taken into account when future ICANN policies and procedures are developed, and interpreted in accordance with the Framework of Interpretation..</p> <p>The different Supporting Organizations should consider incorporating Human Rights Impact Assessments (HRIA) in its Policy Development Processes (PDPs). The determination of the impact of a proposed policy on human rights will take place through a Policy Impact Assessment (PIA) that occurs during the drafting of the Preliminary Issue Report (PIR) in the PDP. If the PIA identifies potential impact(s) on specific human rights, a Human Rights Impact Assessment (HRIA) would be triggered for those specific rights and would be undertaken during the drafting of the WG’s Initial Report. The HRIA would be an integral part of the WG’s Final Report.</p> <p>In order to operationalize these policy changes an appropriate mechanism should be established, for example a Cross Community Working Group on Human Rights could be established which would make proposals for the supporting organizations to implement in their respective Policy Development Processes.</p> <p>ICANN should also consider ensuring that it does not violate human rights in its operations. ICANN might consider instruments such as a HRIA to carry out a preliminary assessment of the effect of its operations, however, this is up to the ICANN the corporation to decide and implement. The results of such IAs should be incorporated in ICANN’s annual reporting.]</p>
<p>Consider what effect, if any, this Bylaw will have on ICANN’s</p>	<p>There is no change to the status of GAC advice or how GAC advice will be considered solely due to this Bylaw. The Board will need to take into account ICANN’s Mission and Core Values, including the Human Rights Core Value, in considering advice given by the GAC.</p>

consideration of  
advice given by  
the  
Governmental  
Advisory  
Committee  
(GAC)

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