

Fact Sheet EC AC

What should have already been done/ needs to be in place in near future: Board Designation

Item #	Topic	Description	Bylaw reference	EC AC	Decisional Participant	Comment
1	Designation full Board	As of the effective date of the amendment and restatement of these Bylaws on 1 October 2016, the EC shall be the sole designator of ICANN and shall designate, within the meaning of Section 5220 of the CCC, all Directors except for the President ex officio.	Section 7.2 (a)	X		<p>The EC shall notify promptly the Secretary in writing of the following designations (see Bylaw language) Should be initiated by EC?</p> <p>Question 1: see item 3 Is designation requirement for removal? Or vice versa if not designated, can Board or individual Board be removed?</p> <p>Question 2: Should EC AC still designate full Board?</p>
2	Designation individual Board members	The EC shall designate each person nominated as a Director by the Nominating Committee, the ASO, the ccNSO, the GNSO and the At-Large Community in	Section 7.2 (e) Section 7.25	X		<p>Designation of Individual Board members November 2016. Requires info from appointing SO/AC</p> <p>Upon its receipt of nominations as provided in <u>Articles 7</u> through <u>12</u>, the EC Administration, on behalf of the EC, shall promptly notify the Secretary of the EC's</p>

		accordance with this <u>Section 7.2</u> .				designation of individuals to fill seats on the Board. ICANN shall post all such designations promptly to the Website.
3	Removal Designated Board members	Any Director designated by the EC may be removed without cause	Section 7.11 (a) (i)	X following predefined process		If Board members are not designated by EC can they be removed? Designation seems to be requirement

Approval of Fundamental Bylaw change

Section 25.2

Approval of EC 25.2 (b)

Approval notice by EC required (section 25.2 (f)). If not delivered in time, proposed change shall be deemed to be null and void (section 25.2 (g))

To be expected by Johannes burg

Budgeting and Planning Procedures

Section 22. 4 (ICANN and IANA Budget) and 22. 5 (Operating Plan & Strategic Plan)

ICANN Budget

Consultation process of SO and AC during budgeting process. Section 22.4 (a) (ii)

Draft Budget Publication comment process (posting on Website for 45 days). Section 22.4 (a) (iii)

Direct after Budget Approval: expected June 2017. Secretary to provide Board notice to EC AC and Decisional Participants. Also to be published on ICANN Website. Board Notice expected to include Rejection Action Board Notification Date

EC AC AND Decisional Participants to comply with procedures Annex D section 2.

3 types of documents needed:

- Rejection Action Petition Notice (Decisional Participant)based
- EC Rejection Notice (EC AC)

- Rejection Process Termination Notice (EC AC)

If the EC Administration has not received a Rejection Action Petition Notice pursuant to Section 2.2(c)(i) of this Annex D during the Rejection Action Petition Period, the Rejection Process shall automatically be terminated and the EC Administration shall, within twenty-four (24) hours of the expiration of the Rejection Action Petition Period, deliver to the Secretary a notice certifying that the Rejection Process has been terminated with respect to the Rejection Action contained in the Approval Notice ("**Rejection Process Termination Notice**"). ICANN shall promptly post such Rejection Process Termination Notice on the Website.

Operating Plan similar process. However separate!