

The Cross Community Working Group on Enhancing ICANN's Accountability Human Rights Subgroup would like to sincerely thank those who have taken the time and effort to submit public comment to the Framework of Interpretation and Considerations document during the Public Comment Period [0].

The Subgroup has analyzed and discussed the comments at great length and came to the following conclusions:

The mandate of the group does not include suggesting any changes to the ICANN Bylaws, this includes the Bylaw on Human Rights. As such any comments which would require changing the Bylaws cannot be accepted. This is the case for comments recommending changes in the hierarchy of Core Values as outlined in the bylaw or for comments pertaining the use of the term "applicable law" which is part of ICANN's Human Rights bylaw.

The Subgroup does recognize that the documents mentioned in the footnotes are not necessarily an exhaustive list of human rights document, and therefore the text has been changed from 'including:' to 'including, but not limited to:'.

Finally, no new references to any instrument in general or the UN Guiding Principles for Business and Human Rights in specific have been added. The group feels the current proposed wording is a balanced consensus between the different opinions held in the ICANN community, particularly concerning the remit of ICANN's Mission.

The HR sub-group has developed a document which lists a response to each of the major comments submitted to the public consultation and is including it in this email for reference by the CCWG-Accountability-WS2. This will be published on the public consultation web site as part of the standard process.

As such the HR sub-group is submitting its final recommendations for an HR FoI to the CCWG-Accountability-WS2 for approval. Given the submissions made in the public comment process and the minimal changes that have been made to the document to address these the HR sub-group would not recommend this version be posted for public comment.

[0] <https://www.icann.org/public-comments/foi-hr-2017-05-05-en>