

# New GTLD Subsequent Procedures PDP

## Work Tracks 1, 2 and 4

Susan Kawaguchi CSG

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# Subsequent Procedures PDP

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## Work Track 1

Overall  
Process  
Support  
Outreach

## Work Track 2

Legal  
Regulatory

## Work Track 4

Internationalized  
Domain Names  
Technical and  
Operations

<https://gnso.icann.org/en/group-activities/active/new-gtld-subsequent-procedures>

# Work Track 1 Overall Process Scope of Work

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**Principles A and C; Recommendations 1, 9, 10, 12 and 13; Implementation Guidance A, B, C, D, E, M, N, O and Q; New Topics “Different TLD Types”, “Application Submission Limits” and “Variable Fees”**

Competition, Consumer Trust, and Consumer Choice

Applicant Guidebook (AGB)

Clarity of Application Process

Accreditation Programs

Systems

Application Fees

Communications

Application Queuing

Application Submission Period

Support for Applicants From Developing Countries

Variable Fees

Misc - Ways to provide comment and role of public comments

# Work Track 1 Overall Process Support Outreach

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## Current Discussion

- Applicant Guidebook
- Communications
- Application Queuing
- Applicant Support
- Clarity of Application Process
- Application Fees

# Work Track 1 Questions

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How should applications be accepted/processed?

Should we assess in rounds or should there be a continuous state of accepting and evaluating applications?

The current recommendation is for a hybrid – a single additional “round” or a few sets of “rounds” with the goal of settling into a fixed state.

First/come first served – how will that work?

Accepting applications during a specific window of time each year with remaining time for evaluation

How to deal with rival/competing applications and objections

Do we accept applications continuously with a holding/publication time?

Variable fees – should application fees be lower for developing countries, communities, etc?

A concern with variable fees (and applicant support) is to ensure that the cost to run and maintain the TLD is sustainable.

# Work Track 2 Legal Regulatory Scope of Work

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**Recommendations 5, 10, 14, 15, 16, 17 and 19; Implementation Guidance I, J, K and L; New Topics “Second-level Rights Protection Mechanisms”, “Registry/Registrar Standardization”, “Global Public Interest” and “IGO/INGO Protections”**

Reserved Names

Base agreement

Registrant Protections

Contractual Compliance

Registrar Non-Discrimination

TLD Rollout

Second-Level Rights Protection Mechanisms Registry/Registrar Standardization

Global Public Interest

IGO/INGO Protections

Closed Generics

Misc - Suggestion to add selection and guidance provided to New gTLD

Program service providers. Was brought up in the context of objection service providers, so may be more appropriate for Track 3. Or if the topic is to be broadened to all service providers, perhaps Track 1.

Misc - Terms and Conditions

# Work Track 2 Legal and Regulatory

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## Current discussion

In December, the WT focused on TLD Rollout, Contractual Compliance, Base Registry Agreement, Reserved Names, and Registrant Protections.

Reviewed CC2 comments received on the topic of Contractual Compliance. One of the comments mentioned “troubling operational practices” allegedly conducted by contracted parties, such as arbitrary and abusive pricing for premium domains targeting trademarks, use of reserved names to circumvent Sunrise, and operation of launch programs that differed materially from what was approved by ICANN. The WT discussed the possibility of asking the ICANN Organization if it has data regarding these alleged practices.

Reviewed data received from ICANN Organization’s GDD regarding the number of gTLDs that requested a delegation extension after the Registry Agreement was signed and the number of gTLDs that exceeded the delegation deadline without requesting an extension.

Discussed CC2 comments received on the topic of TLD Rollout.

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# Work Track 2 Current Discussion

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- Reviewed a summary of deliberations/progress document on the Base Registry Agreement, noting preliminary consensus to maintain a single Base Registry Agreement with specific sections for different TLD types.
- Reviewed a summary of deliberations/progress document on Registrant Protections, noting high-level agreement to:
  - Explore different methods for funding the Emergency Back-End Registry Operator (EBERO) process
  - Retain the five critical registry functions included in the 2012 Applicant Guidebook while exploring potential exemptions
  - Consider possible exemptions to background screening requirements for publicly-traded companies



# Work Track 2 - Questions

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## **Single base registry agreement**

Should we have a single base registry agreement with common core provisions, and the ability to obtain exemptions or variations based on TLD categories?

## **Closed Generics**

Do closed generics harm consumers?

Are they misleading and do they stifle competition?

Are closed generics a benefit to consumers?

Do they foster innovation and allow increased trust and consumer protection?

# Work Track 4 IDNs Technical and Operations

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## Internationalized Domain Names Technical and Operations

**Principle B; Recommendation 18; Principles D, E and F;  
Recommendations 4, 7, and 8; New Topic “Name Collisions”**

Internationalized Domain Names and Universal Acceptance

Security and Stability

Applicant Reviews: Technical/Operational and Financial

Name collisions

# Work Track 4 IDN's Technical and Operations

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## Current Discussion

WT4 had meeting on 11 January, which focused on Financial Evaluation.

The discussion will be summarized in the following edition of the newsletter.

## **Next Steps:**

WT4 members will be sent one or more surveys in order to reduce the number of possible financial evaluation models under consideration.

# Work Track 4 - Questions

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## IDN Variants

Are IDN variants limited to a variant of an existing TLD, will it be allowed if it's the same registry operator and/or there is a written agreement that stipulates cross-variant TLD bundling?