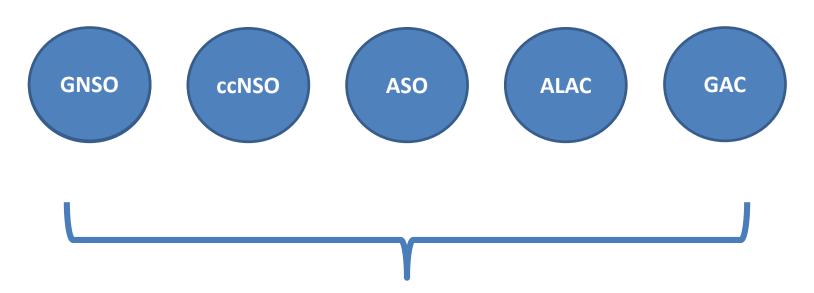


# The Who, What, Why, How and When of the Rejection Action Process





## **Empowered Community**

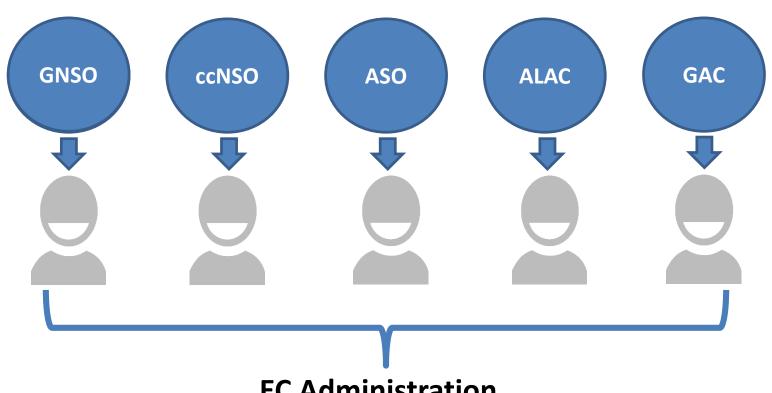


**Decisional Participants** 





# **Empowered Community**



**EC Administration** 





# Right to Reject Specified Actions

#### **Actions**

**PTI Governance Actions** 

**IFR Recommendation Decisions** 

**Special IFR Recommendation Decisions** 

**SCWG Creation Decisions** 

**SCWG Recommendation Decisions** 

**ICANN Budgets** 

**IANA Budgets** 

**Operating Plans** 

Strategic Plans

**Standard Bylaw Amendments** 





# Why?

- CCWG Accountability
- Part of Accountability of ICANN, major powers to reject certain actions
- Trade-off between effectiveness of ICANN as organization and accountability -> strict timelines





# Impact of Rejection Action

**Example: reject budget** 

Described in Section 22.4 (ICANN Budget)

(vii) An ICANN Budget that has been rejected by the EC pursuant to and in compliance with <u>Article 2</u>of Annex D shall have **no force and effect,** and shall be void ab initio.

(viii) Following receipt of an EC Rejection Notice relating to an ICANN Budget, ICANN staff and the Board shall consider the explanation provided by the EC Administration as to why the EC has chosen to reject the ICANN Budget in determining the substance of such new ICANN Budget.

New Budget: subject to rejection action procedure again





### **How Does It Work?**





Start 40 day public comment period Report BoD decision ECA notified ccNSO gets involved ...





Start | 40 day public comment period | Report | BoD decision | ECA notified | ccNSO gets involved ...

### **Seven Core Steps in the Escalation Process**





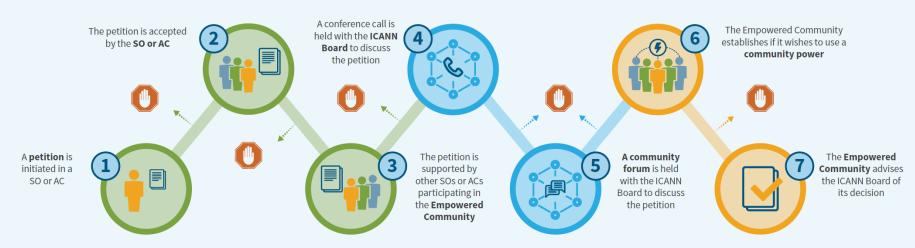




Rejection Action Board Notice

Start | 40 day public comment period | Report | BoD decision | ECA notified | ccNSO gets involved ...

### **Seven Core Steps in the Escalation Process**







Rejection Action Board Notice Rejection Action Board Notification Date

Start

40 day public comment period

Report

BoD decision

ECA notified

ccNSO gets involved ...

### **Seven Core Steps in the Escalation Process**





Escalation of a concern can be stopped at any point if a threshold is not met or if a solution is found.







e

Start

40 day public comment period

Report BoD decision

ECA notified

ccNSO gets involved ...

#### **Seven Core Steps in the Escalation Process**



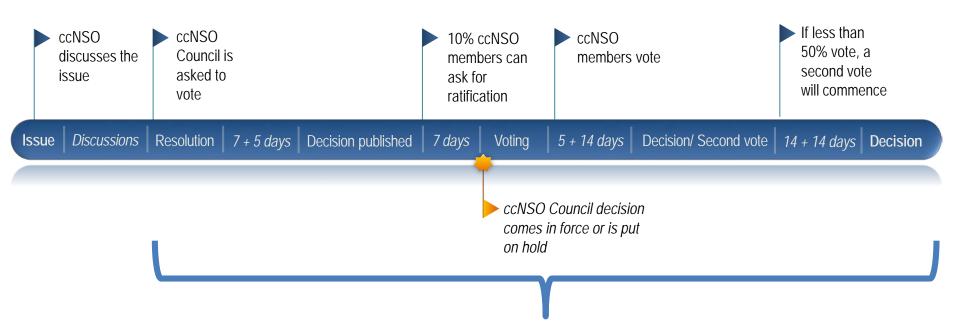


Escalation of a concern can be stopped at any point if a threshold is not met or if a solution is found.





# Full ccNSO Process, including the Rules of the ccNSO (2004)



Worst scenario: 66 days\*

<sup>\*</sup> Does not include time for discussions/consultations







Start

Escalation of a concern can be stopped at any point if a threshold is not met or if a solutio is found.

40 day public comment period

Report BoD decision

**ECA** notified

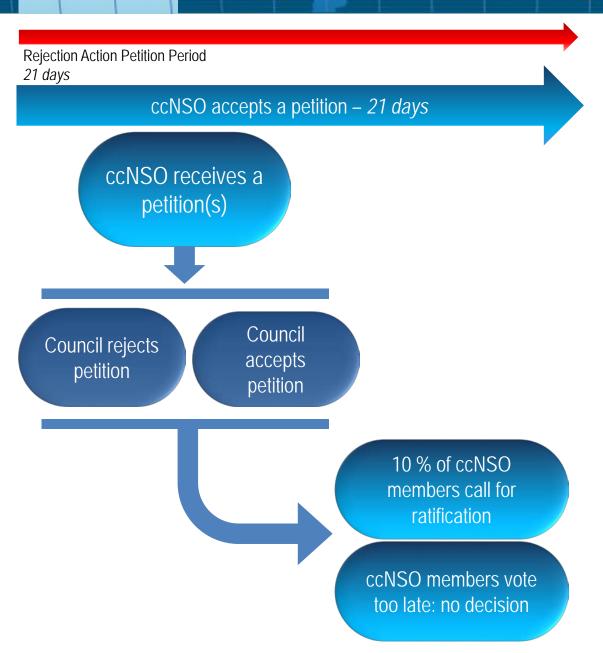
ccNSO gets involved ...

#### **Seven Core Steps in the Escalation Process** A conference call is The Empowered Community The petition is accepted held with the ICANN establishes if it wishes to use a by the SO or AC Board to discuss community power the petition A petition is The petition is The **Empowered** A community initiated in a supported by forum is held **Community** advises other SOs or ACs SO or AC with the ICANN the ICANN Board of participating in Board to discuss its decision the **Empowered** the petition Community

Rejection Action Petition Period *21 days* 









# GUIDELINE

# Who Can Submit a Petition to the ccNSO?

- WG mandated to submit public comments: e.g., SOPC
- ccTLDs
- Regional Organisations

For the time being: SSAC-RSSAC?





# GUIDELINE

## Requirements For Submission

- A submitted public comment
- Time line (ccNSO timeline, see the Guideline)





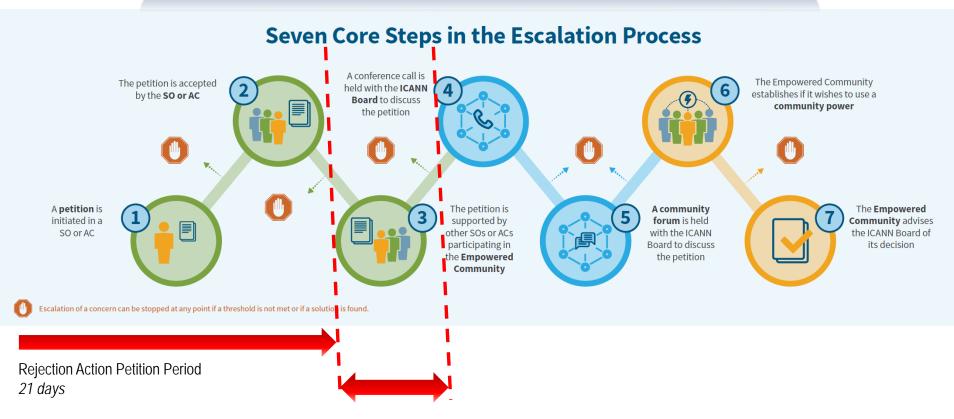
# **Story line**

- SOPC has submitted comments public forum
- Now submits rejection action: concerns re budget not addressed.
- Council accepts Rejection Petition









Rejection Action Petition Support Period 7 days





Rejection Action Petition Support Period 7 days

Other DP support Action? – 7 days

Other DP submits a petition? – 7 days

NO support from Council

Council supports the petition



# GUIDELINE

## Support for the Petition

- 7 days
- Rules ccNSO do NOT apply (the Bylaws are paramount)

# Story line







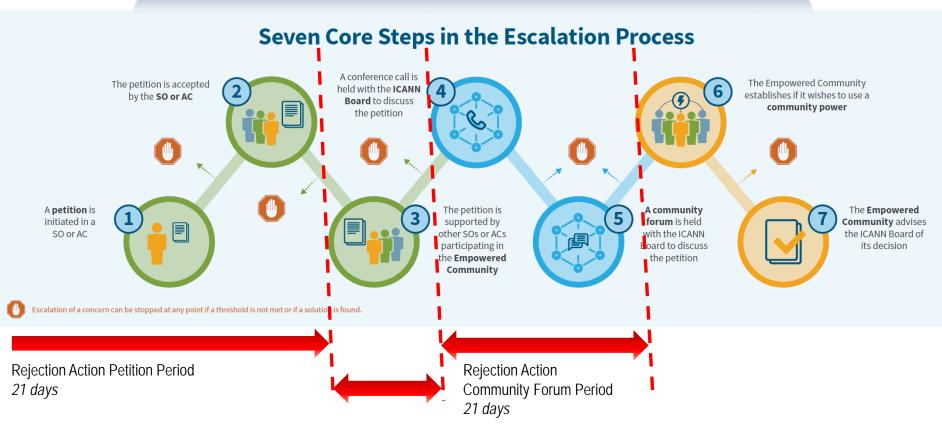
Start 40 day p

40 day public comment period

Report BoD decision

**ECA** notified

ccNSO gets involved ...



Rejection Action Petition Support Period 7 days





### ccNSO roles

Rejection Action Community Forum Period *21 days* 



- Inform ccTLD community
- Solicit views from ccTLDs
- Submit views from ccTLDs

- Participate in discussions
- Share their views
- Submit comments to ccNSO
   Council
- Contribute to Community
   Forum



# Finalizing ccNSO Decisions During Rejection Action Community Forum Period

Rejection Action Community Forum Period
21 days

CCNSO Decision during
Community Forum Period

ccNSO Council decision on retraction

Rejects the action

No decision

Members role?

No time for ratification call





Rejection Action Board Notification Date

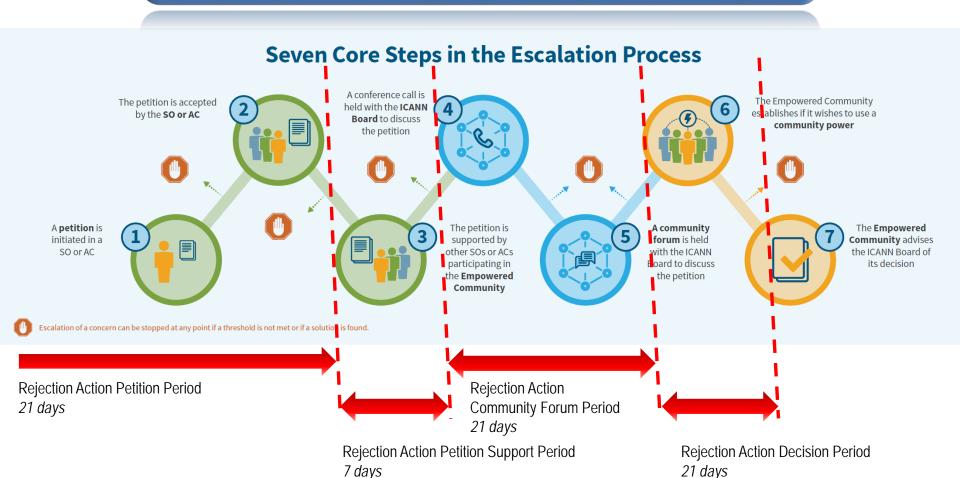
Start

40 day public comment period

Report BoD decision

**ECA** notified

ccNSO gets involved ...

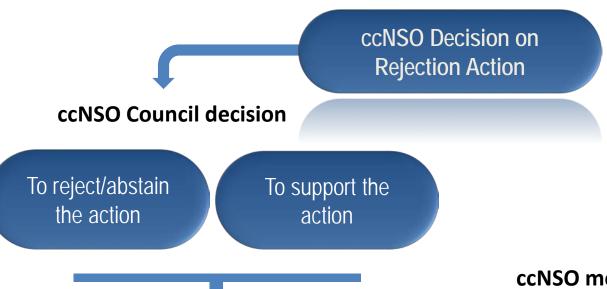






## Final ccNSO Rejection Action Decision

Rejection Action Decision Period 21 days



ccNSO members

10 % of ccNSO members call for ratification

ccNSO members vote too late: no decision





# GUIDELINE

### **Final Decision**

- 2004 Rules of the ccNSO apply
  - 10 % members could ask for vote
  - 7 days
  - If a vote requested -> ccNSO abstains
- Council timeline
- Simple majority vote Council





Rejection Action Board Notice
Rejection Action Board Notification Date

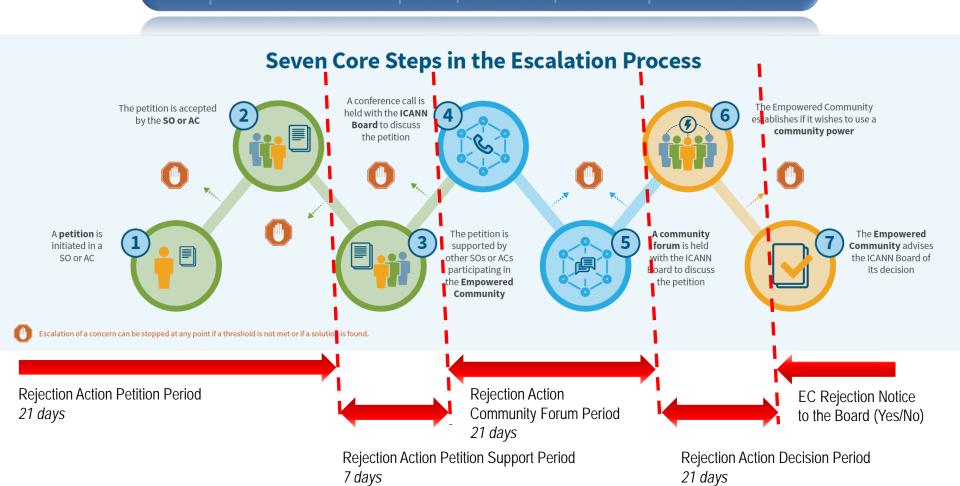
Start 40 day public comment period

Report

BoD decision

**ECA** notified

ccNSO gets involved ...



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