
CLAUDIA RUIZ: Good morning, good afternoon, and good evening. Welcome to the LACRALO Governance Working Group call on Tuesday, June the 5th 2018, 23:00 UTC.

Today on this call, on the Spanish channel, we have Sergio Salinas Porto, Harold Arcos, Vanda Scartezini, David Plum, and Alberto Soto.

On the English line, we have Jaqueline Morris and Carlton Samuels.

We have apologies from Dev Anand Teelucksingh.

On behalf of staff, we have Heidi Ullrich, Silvia Vivanco; and myself, Claudia Ruiz who will be managing the call today.

Our interpreters are David and Paula.

Before starting with the call, I would like to remind you to please say your name before taking the floor, not only for the record but also for our interpreters. Without further adieu, I'll give the floor to Sergio. Thank you.

SERGIO SALINAS PORTO: Good morning, good afternoon, and good evening to all participants on the call today. We will try to have the last meeting with David and we have been working actively on the draft document of the operating principles. As a matter of fact, we have ben working online until a few minutes ago in order to incorporate some changes to the issues that we will discuss today.

Note: The following is the output resulting from transcribing an audio file into a word/text document. Although the transcription is largely accurate, in some cases may be incomplete or inaccurate due to inaudible passages and grammatical corrections. It is posted as an aid to the original audio file, but should not be treated as an authoritative record.

I have sent a new e-mail. Please check your inboxes. I realized that I forgot to send this e-mail to the staff, so please bear with me. I will forward that e-mail to you promptly. It would be good if you could pull out that document from the governance working group space. We have a few elements there.

Silvia is asking for the floor. Go ahead, Silvia.

SILVIA VIVANCO: I received a document two or three hours ago on operating principles and I sent it out for translation. Are you talking about a different document? Is this a different version?

SERGIO SALINAS PORTO: Yes. We had forgotten to add a few items there.

SILVIA VIVANCO: Sergio, your audio is very choppy now. It's cutting off. I couldn't hear what you were saying. Could you please repeat what you were saying?

SERGIO SALINAS PORTO: I sent this document this morning, but I have just sent out another document that has a few minor changes. Ricardo Holmquist reminded us that we had to look into some inconsistencies that were there in the document, so those were the changes.

SILVIA VIVANCO: Right now, the one that we have on the Wiki page is the one that you sent out this morning, but I will be waiting for the most recent document. I have just received it, so I'm going to send it to Claudia so that she can have it at hand and we are going to send out these documents for translation and not the previous one.

SERGIO SALINAS PORTO: Anyway, I suggest that we wait for a few minutes until we finish this call. Perhaps we can let the language services department know that perhaps they shouldn't start with translation today because there might be some changes. Perhaps we can send it out later after this call, in case we make some additions.

SILVIA VIVANCO: Okay.

DAVID PLUM: For some reason, we are having a lot of problems with your audio. It is quite difficult for us to understand what you are saying. If you agree, I will start with the call because there seems to be a problem with your audio. I see that Jacqueline is also raising her hand. Jacqueline, do you have a question?

JAQUELINE MORRIS: Yes, I do. I haven't seen the document, so I'm not sure how you [inaudible] anything that I haven't seen what we're going to discuss is all.

CARLTON SAMUELS: Can I just support [inaudible] that I just picked up the document. It is in Spanish. I doubt if we're in a position to discuss this document right now because I haven't read it and my Spanish is very poor, so I can't be sure what it's saying. I do believe this document has to be tabled until we have a fulsome translation. Then we can have a discussion.

DAVID PLUM: Thank you, Jacqueline and Carlton, for your comments. As you well said, this document is the latest version and it is all in Spanish as well as the document that was sent out earlier this morning. Going into the details with people who are not Spanish speakers would be difficult, so I suggest that we take this opportunity on this call to make some clarifications in order to sort of close this document on the Governance Working Group and if there are some comments on the document, we can take advantage of this call to get all those comments. But, we have to make sure that we will have an opportunity to work on this document in both languages. Okay? Sergio, would you like to comment on this? I see that you are raising your hand.

SERGIO SALINAS PORTO: Thank you, David. I don't know whether you explained this, but this is something that was sent out this morning and we have only made a few minor changes. We sent it out some minutes ago. I think it was sent out early this morning at 10:30 Argentine time. Perhaps 13:00 UTC.

At the same time, I think that Carlton was asking for the floor, and if that is the case, I would like to give him the floor.

DAVID PLUM: Thank you, Sergio.

VANDA SCARTEZINI: I am also asking for the floor.

DAVID PLUM: Vanda, you have the floor.

VANDA SCARTEZINI: I would simply like to have an explanation for Jacqueline and Carlton. This is a document that was fully drafted in Spanish because the working group has no one who could speak English. So, on the first meeting we decided to continue working in Spanish because we didn't have anyone from the Caribbean. That is the reason why we started working in Spanish and we continued using that language. But, I think that we need to make this clarification. It is not that we don't want to have it in English or do it in English, but since we had no one who was an English speaker, we continued working in Spanish. Thank you.

DAVID PLUM: Thank you, Vanda.

CARLTON SAMUELS: Can I have the floor, please? May I have the floor, David?

DAVID PLUM: Yes, go ahead, Carlton.

CARLTON SAMUELS: Okay. Thank you, Vanda. Just to be sure, we are not at all opposed to the document being done in Spanish. It's just that if we are going to have a good discussion on it, we think we should have English translation. That's for us because there are others of us who read the document without being on the call.

I will also tell you that the first Rules of Procedure was actually done in Spanish. We did it in Spanish before it became English, so it is not unusual for these documents to begin life as a Spanish document and then translated. So, it's quite okay.

DAVID PLUM: Thank you, Carlton. Okay. So, right now, there is a document that was sent out this morning and a new version was sent out a few minutes ago. The version of the morning is almost the same as the one that we have just sent out. This is based on what we discussed a few weeks ago, but it has had some changes based on our conversations, more recent conversations.

So, now, we should agree on a process for the next coming weeks in order to close, to finalize this document in June and send it out for LACRALO for approval.

So, let me make a proposal and then we can discuss about this all together. Then we will open up for some comments and we can also read out a few paragraphs for the interpreters to provide a translation. But, let's focus on the process, how to finalize this document.

[inaudible] with Vanda, we said that we should all have a version so that you can all go over it, and that also means having an English version within the working group to have some reactions, and based on those reactions, to come up with a final draft document.

In this process, coming up with a final draft version, we are planning to incorporate more people, not just Vanda, Sergio, and Alberto Soto who have participated more actively on this document. It would be good to have more regionally diverse group within LACRALO that could help come up with that final draft document based on the comments that we may have heard after having also the translation into English of this document.

So, specifically, I move that by the end of this meeting, or after this meeting, we can have a version both in Spanish and English for this document. Once we have both versions in Spanish and in English, we can have a week for getting some feedback and comments within the working group. And after that week, a group of us could take all those comments and make the final revision of this document. In this group, where Sergio and Vanda have worked so actively to get us to this point, it would be good also to have some more people hopefully representing more regional diversity to do the final version based on the working group comments.

Finally, before giving the floor to others, based on this last draft document, we would give this document to LACRALO for their review and adoption within LACRALO as a whole. So, that is the plan.

Now I open the floor to comments or reactions to this plan to have a version in Spanish and in English, to have one week to go over the document. Then a larger group, not just Vanda and Sergio, for the final adjustments and then provide it to LACRALO. What do you think about this plan? I leave the floor open. Alberto Soto, I see your hand is up, so you have the floor now.

ALBERTO SOTO:

This is the thing. When the meeting is finished, we sent the document for translation. It's going to take a week until it is translated. So, our colleagues from the Caribbean will not have time until we meet next week. They will not have the document ready for reading. We would need to have a good schedule so that we can have the document translated into English and we can also have time and then complete the document. Thank you.

DAVID PLUM:

It would actually take one week or a few days for the translation to be completed. Of course, we can have an instant Google Translate translation, but of course, it is not going to be that good. But, for us, once there is a version in both languages, we are going to take a week to think about it. The week will not start now. So, next week, if we want to meet again on the phone and discuss a few issues that have come up throughout the week, we can do that, but the thing is that the week is

counted once we have a version in both languages. Vanda, you have the floor.

VANDA SCARTEZINI:

I think the translation is just the translation of the additional part because the base has already been translated. Maybe we should provide less time because it's a shorter text.

DAVID PLUM:

There is already a document in English and hopefully this can shorten the time. Still, we need to review this word by word because there are a few words that can change as time goes by. Sergio, you have the floor now. Sergio, we cannot hear you. Okay, there is something, Sergio, with your microphone or something because we really cannot hear you. Let's go on, then.

So, this is the last time to say that this one should change somehow, so we're going to close this item of the call. We're going to put up [inaudible], prepare the call with more regional diversity to close. Do you have any other comments about this? Alright. So, let's continue.

Let us now propose a few names to work more specifically on the latest review. We need to have a high degree of transparency in the region [inaudible] how we incorporate comments of the group. Alright. That's [inaudible]. So, let's now allow some time. For those of you who have been able to read the document today, those of you who have been able to think about a few issues ... Let me say that if you remember, the last meeting we had, the summary of the Wiki, there's also a document

both in English and Spanish in the Wiki called items or issues dealt with and changes to the draft, to the operating principles, that actually the expression in English is issues and changes to operating principles.

So, in this document, we will mention the issues that we have been dealing with in these conversations and how we are including them in the documents. The items are individual items. The idea to have a chair or vice chair, that [inaudible] becomes the chair, the same happens with the secretary. A rotation among sub-regions. The issue of the country [inaudible] and the metrics issue.

All of these issues, except the metrics one which is different, are now included to the new draft. Let me also say that if you are interested, you can go to that area directly. As for individual members, this is mentioned in the very first item of the document saying that there is a space open now for individual members. As for the idea of the chair elect or the vice chair that automatically becomes the chair, this is still within the document as a way to operate. We have said ... We had discussed this in San Juan, in Puerto Rico, and this is the version we have on the document. The name we are using is vice chair or vice secretary, but they may become a chair or a secretary automatically.

This means that only the vice chair or the vice secretary are election. The rotation on the sub-regions is still within the document as we have discussed in Puerto Rico. The country [coefficient] is also in the document exactly as we have discussed.

This is what is within the document and now there are some more details on the roles of the different positions. Something we've added

today, this was not explicitly mentioned in the document, is the issue of the conflict of interest that is directly related to some e-mails. If you look at the e-mail, what we are saying is that there is a new language in the document in connection with conflicts of interest. For those who would like to take a position, this is item 7.1. It's the last document of the operating principles on leadership. The language there, almost verbatim, is a mixture of the summary of the meeting held in Los Angeles for the mediation.

So, this is what I'm going to be doing, and I'm sorry, I'm not looking at the chat comments right now. This new draft adds all of these issues. If it is the right thing to do this or if it's done the right way or the wrong way, this is something we need to figure out. So, I'm going to open the floor to your reactions and I'm also going to say that by e-mail, you have already seen ... There were some reactions. There were very constructive reactions on how to improve this draft, and this evening there is a new version based on the comments that we have received by e-mail.

I see there is a hand up and that is Vanda Scartezini. Please go ahead, Vanda.

VANDA SCARTEZINI:

Hello. This is just a question. Wouldn't it be better if you read the document that we raised that we added to the draft and that is not listed in the English version, so that Jacqueline and Carlton can hear about what we are discussing now? Thank you.

DAVID PLUM:

Thank you, Vanda, for the suggestion. I would be happy to show and to read part of the language. I see that Jacqueline is supporting this motion, so let's do this. We can even go issue by issue on these four issues that we have just mentioned. It begins with the individual member. So, the person controlling the image on the Adobe, maybe they can help me with this.

About the individual members, there is language on the first page that is identical – I think at least that it is identical – to the language that we sent a few days ago to have a quick update of the current operating principles and you can even read in item number two when they say that LACRALO is going to promote a group of users. It also says LACRALO will facilitate participation of individual users who are not related to At-Large Structures and residing in the region of Latin America and the Caribbean to involve them in the discussion and generations of policies and also committing to foster their participation in activities within ICANN.

The text goes on and says the way for participation of the ALSes and individual users that are not related to At-Large Structures will be defined in a specific item in the Rules of Procedure.

So, this is how far we get. I am very clearly [inaudible] take the very hot issue among you which has so far been the positions to which you can apply, to which individual members can apply.

It gave no specification on the mechanisms to incorporate those individuals and this may be the same as with other RALOs. So, providing those definitions for the rules.

I'm going to make a small pause here to see if any of you have any feedback on how we have included the wording to the operating principles. Humberto, I see your hand is up. We cannot hear you. We can hear now.

HUMBERTO CARRASCO: This modification to the operating principles, well, we have just asked for the [inaudible] of these documents. We have asked the staff to add the translation to the list so that it is discussed. I think it needs a temporary article. I think we would specifically need to give the right to issue an opinion and to participate in any of the groups, and the rest of the positions and the right to vote should be left up to the Rules of Procedure. This is the proposal I have so far.

The reason is that if we do not add a temporary article and we leave it all for the Rules of Procedure, this is a mere declaration of principles and they will not be able to participate actively. Now, as for participating in any of the groups, this is actually what I meant.

DAVID PLUM: Thank you, Humberto. Let me see if I can understand what you mean, Humberto, because there is a small change – I think amendment is the word perhaps we should use – that is going actually to be circulated among LACRALO to change the current operating principles and this amendment has been discussed in Puerto Rico. It has its own [inaudible]. This is consistent with what we have discussed in San Juan in connection with the need to respond to certain issues started on the At-Large Review.

Another issue we are discussing now which is a new draft of the operating principles that will have from its inception language that will invite and accept individual members, it will [inaudible] for a later definition, an expression of whether those individual members may hold leadership positions and what would be the way in which they would participate.

This is what I am understanding and I think, Humberto, this is what you are proposing, but I want to make sure that I'm hearing properly. Is there any other comment now about what we are saying about the individual members? Alberto Soto, you now have the floor.

ALBERTO SOTO:

Perhaps what Humberto is asking is something that we can say [inaudible]. Including individual members is something that is a bit lost in the way the RALO is made up. We don't need to make a very large amendment, but I would say the RALO – and I'm referring conceptually, not [inaudible] – the RALO is made up by individual users and ALSes, and in both cases, reference is made to the fact that voting and all of the requirements or [rights] should be [inaudible] in the Rules of Procedure. This would simplify the presentation of the amendment that we would be including the individual members.

So, one, ALSes. Two, individual members. And this would be the amendment that we should add. The rest of what Humberto says may be true in the procedures. Thank you.

DAVID PLUM:

Thank you, Alberto. I think that we need to work with Humberto to make sure that the amendment that goes into the document follows the logic that you all expect to see there. That is to have a more open position to participation. But, I think that there is something specific about the amendment that Alberto should discuss with Humberto later to make sure that that amendment reflects exactly what you want to say. I apologize because I know that you can hear some children in the back. It is a difficult time where I am now.

So, let's move on to the next topic. The next topic has to do with the idea of having a chair, a vice chair or a chair elect, who vice chair will become the chair and the same applies to the secretary.

Let me read what is written in this document. Perhaps we can show 7.1, paragraph 7.1. Here I might need some help to find exactly what I'm trying to find. Sergio, perhaps you can help me with this or Vanda. Where do we have exactly that reference to the fact that they automatically become the chair or the secretary? Vanda or Sergio, could you help me with that? Could you point that for me?

VANDA SCARTEZINI:

Item four, leadership positions. There you can find this reference to chair and vice chair before getting to item eight.

DAVID PLUM:

Thank you, Vanda.

VANDA SCARTEZINI:

8a.

DAVID PLUM:

Item 8a. The vice chair will be the chair for the next elections automatically and this applies also to the secretary. So, it is mentioned here and then you have the different voter responsibilities listed there. So, in the document, we all have already incorporated this notion.

Let me speak to the next item that has to do with rotation in positions. This is 7.2, one page before. There is a specific reference to the rotation of leadership positions and it contains here what we discussed in San Juan about the four sub-regions, that there will be rotation among these four subregions for the different leadership positions, so that we will have somebody from those different sub-regions fill in leadership positions at every [time], so that all the regions, all the sub-regions, will have a chance to fill those positions. I'm not going to read all the wording here, but basically describes all the details of the operation of this system. Any questions about these two points that have to do with rotation by sub-region and this notion that the vice chair or the vice secretary who automatically turn into chair and secretary, respectively. Any questions about that? I think Jaqueline is asking for the floor. Go ahead, Jacqueline.

JACQUELINE MORRIS:

Thank you. Now, my Spanish isn't that great, but between my Spanish and Google Translate, I noted that in 8a they're talking about the vice president will be the president in the next election automatically. Then

they talk ... Hello? Can you hear me? There's a lot of noise. Anyway, alright. The election of president and vice president ...

DAVID PLUM: Yes, Jacqueline, we can hear you.

JACQUELINE MORRIS: Okay. So, 8a, despite the fact that the vice president will become the president automatically in the next election term, right below it says the election of president and vice president, but after the first time, one will only elect the vice president because the previous vice president becomes president. So, there's no actual election again for president, except the first time.

UNIDENTIFIED MALE: Yes, that's how it would be. The language is a little bit too convoluted.

DAVID PLUM: Thank you, Jacqueline. Yes, you're right. Thank you, all. I apologize for the confusion. Yes, of course, we can improve that wording to make it clear that this process will be used to elect the vice chair and the vice secretary, but we only elect the vice chair and the vice secretary. Of course we have to get [inaudible], but thank you for pointing out this issue, this confusion. This may lead to misunderstanding and we need to correct it. Anything else about this?

CARLTON SAMUELS: Can I just say—

VANDA SCARTEZINI: I'm raising my hand.

DAVID PLUM: Go ahead, Vanda.

VANDA SCARTEZINI: Yes. We are aware of this. It may happen that during the term, a vice chair may request to leave that position, so we need to write down somewhere in the operating principles this reference to both the chair and the vice chair because we might run into that situation. Of course we understand that we are only going to elect a vice chair. That will not change. But, if there is a change, we will have to elect both the chair if the vice chair wants to leave that position, for instance.

DAVID PLUM: Thank you, Vanda. I see Jacqueline is raising her hand. We can talk to Sergio and see what will happen with this. Jacqueline, you have the floor.

JACQUELINE MORRIS: Okay, thank you. What I would suggest is that the Rules of Procedure should be able to have processes for incidents that could happen, for example, if the vice chair, vice president is unable by whatever means, incapacity, death, resignation or simply incompetent. We should have a

mechanism in the Rules of Procedure for that, not necessarily in the principles because the principles is that we elect a vice president and that vice president will become president in the normal way of things. If there is a problem, then we should have a process in the Rules of Procedure, a procedure that we follow if that does not happen. Do you see what I mean?

And with regard to if the vice president is incompetent or the president or anybody that is there, the secretary, anybody, we should also have a process to recall or impeachment type thing. That's it.

DAVID PLUM:

Thank you, Jacqueline. Carlton is also writing in the chat that that mechanism for removing someone if that person is not fulfilling his or her duties should be in the Rules of Procedure and not in the operating principles, and clearly we can make reference to that somewhere.

There is also another issue raised in the chat about the language being used. Clearly it is clearer to say chair elect and secretary elect. I think that Sergio had his own rationale for using vice chair instead of chair elect. Perhaps I can give the floor to him and see why he prefers to use that language and not chair elect or secretary elect. Go ahead, Vanda.

VANDA SCARTEZINI:

We talked about vice chair because in Portuguese or in French, you don't have an equivalent for chair elect. So, we decided to use a term that was easier to understand when it is translated to English. Perhaps

we can use the word chair elect. We can use that terminology, but not in Spanish.

DAVID PLUM:

Thank you, Vanda. I see that Carlton is asking for the floor. Go ahead, Carlton.

CARLTON SAMUELS:

Thank you, David. Vanda just gave a likely solution to the problem. Here is the thing. We are going to have an election of the chair and the chair elect and [inaudible] we will never have another chair election. If the idea is that the chair elect assumes office at the end of the term of the first chair, then we should call it that, chair elect. The other thing is that we have an incapacity clause and it must have a recall clause.

An incapacity clause says in the event any of the elected representatives are incapable of providing the service to which they are committed, then you have the chair elect and the secretariat elect then assume that office after the person before the term has ended.

You have a recall clause which is totally different because the recall clause says that the elected person is not incapacitated, but the person is incompetent. The person is incompetent to provide the services that they were elected to provide, and therefore they must be recalled – removed – from office. And at that time, we [inaudible] office, you don't need an election again. It is the chair elect or the secretary elect that then assumes the role of president and finish the term of that person.

So, it is much more to the point if we speak about chair elect or secretary elect. But, I [inaudible] the position that the point of Vanda is making, that is misleading in other languages. Maybe that why it was used. But, we can always use the Rules of Procedure to make sure that is what it understood. Thank you.

DAVID PLUM:

Thank you, Carlton. I have a feeling that all of us are on the same page, that all of us have the same understanding that there might be some challenge because of the language. Perhaps we can use chair elect in English and [Spanish] which will be the equivalent of vice chair in Spanish. So, I suggest that we look into that from that point of view.

Then the country coefficient issue is also included in this document. I think it's item 7.1 that starts at least about the percentage, proportionality of the votes of each country according to the active ALSes.

SERGIO SALINAS PORTO:

David, I am asking for the floor.

DAVID PLUM:

Great, Sergio, go ahead.

SERGIO SALINAS PORTO:

Just to clarify the terminology, vice chair and vice secretary. Before thinking that the vice chair and the vice secretary were going to be

come automatically chair and secretary in the following term, we thought it was important to have a vice chair and a vice secretary that could help the chair and the secretary in their responsibilities in different circumstances. Perhaps one of them was absent, so they could take that position temporarily. An example that we used, usually when you have Alberto as a chair and Humberto as a secretary, Humberto because of personal reasons had to step down from the secretary role for some time. In that view, we thought that we could have a vice chair and a vice secretary, although now after the Puerto Rico meeting, we have a new element incorporated here. It was raised by Jacqueline. We elect a vice chair and a vice secretary. They will learn what it is like to be a chair and secretary and automatically they will become the following chair and secretary, respectively.

So, here we have two elements to work on. I am okay with having these differences in the two languages. We may speak about the equivalent of vice chair and they can speak about chair elect, but what needs to be clear for us is this notion of chair elect or secretary elect goes beyond this idea that they are going to take that position, they are going to take on a commitment for two years. That is what is important.

DAVID PLUM:

Thank you, Sergio. I see that Alberto Soto is asking for the floor. Please try to be brief because we are running out of time and we need to discuss some other issues. Alberto, is your question clarified based on what Sergio has just said?

ALBERTO SOTO: What Sergio says is okay. He is right. But, the function is in the Rules of Procedure. That is, we can call the person chair elect and we can say that they will replace the chair elect, and in the NomCom they use it the same way.

DAVID PLUM: Thank you, Alberto. We can play with these words. I don't want to close this now. But, I think the intention is the most important part and here we agree that there is the intention that there are two functions. One is an active member in the leadership group and the other one is immediately to become a chair, and with this intention I think we can work with words and names. Please, if we can go to other issues right now because I see there is a lot of [inaudible]. Maybe we can work with this now.

The other issue here within the document which is new for review, your review and our review, is an issue of the conflict of interest. This has been added based on conversations that you had in Los Angeles, those of you who were there one or two years ago. It has been resumed in the past period.

If you look at the document, item 7.1, the part that's in pink there, that is the last item of 7.1 that you can also cut and paste on Google Translate to get the translation there. They say the LACRALO leadership should have the capacity to represent the interests of end users, individual end users, with no conflicts of interest throughout the discussions, activities, and voting. Individuals looking for leadership position or representation need, one, to [inaudible] potential conflicts

of interest and explain how they are going to avoid those conflicts in their leadership roles in LACRALO.

Two, not having any family relations with ICANN employees being either a financial contract with ICANN, having leadership positions in registries, registrars, ISPs, or their business chambers, being in a position to make decisions on behalf of a government such as being a ministry of a state, vice ministry, secretary, or any equivalent position related to any of the new communication and information technologies or being a representative of the country at the GAC or some other ACs or SOs. That's it.

So, what happens with this language. Basically, it states first we need to declare potential conflicts of interest and explain how these conflicts will be dealt with when you are [inaudible] your leadership in LACRALO.

Secondly, it lists some sort of red lines where we simply do not see any incompatibility in exercising leadership in LACRALO and having other positions or situations. So, this is the logic of adding it. It's very similar to the language and to the conversation you had in Los Angeles.

So, knowing that this is a hot topic right now, I now leave the floor open. We have managed to express where those of you who participated, where were you at the time, and where are you now, so that we can include this to the operating principles. The floor is now open. Vanda, your hand is up, so please go ahead.

VANDA SCARTEZINI: I just wanted to say that on the chat room Jacqueline added something that's very useful and that is we need to say that this is closed [inaudible]. This has to do with husband, wife, children. These are the family members. As Jacqueline says, this needs to be stated more clearly.

DAVID PLUM: Thank you, Vanda. I see Carlton has his hand up. Carlton, you have the floor. Please, go ahead.

CARLTON SAMUELS: Thank you. [inaudible] and we can always require a statement of interest for every member. The issue is that we talk only about the leadership [inaudible], but I would want to suggest to you that this not about the leadership. This is also about the decision-making because a person who has a vote that would [inaudible] At-Large Structure that has a vote is the issue.

That At-Large Structure, if they have a person in that At-Large Structure that is conflicted and they [inaudible] vote, then it is more far-reaching in my mind than the person who is in leadership. The leader, the chair has [inaudible]. They have one vote and they have a gavel. That's it. No more, no less. So, we can't [inaudible]. I would urge you to consider this. This is not about the leadership. It's about the decision-making and the decision-making does not [inaudible] from the At-Large Structure. So, it is about the At-Large Structure and that vote that comes from the At-Large Structure. That is the issue. I am bringing that to the floor because you will see how [inaudible] that issue becomes. And right now we have

[inaudible] that is very much [inaudible] and he votes, he also is a member of the board and it could be construed that he is compensated by the board. By that language—

HEIDI ULLRICH: Hi, Carlton?

CARLTON SAMUELS: Yes?

HEIDI ULLRICH: We're having trouble understanding you on the English and also the interpreters are not being able to translate properly. It looks like they cannot do that on the Spanish. If you could just get a little bit closer to the microphone, please.

CARLTON SAMUELS: I am actually using a headphone. Is it better, Heidi?

HEIDI ULLRICH: Okay. David, can you understand that better? Okay, David is saying that's better. If you can just summarize concisely on that.

CARLTON SAMUELS: The summary is this language makes a conflict of interest on the pertinent to the leadership. I am suggesting that is wrong edit because the leadership in decision-making has no more power than any At-Large

Structure with a vote. So, the conflict of interest actually devolves to the At-Large Structure and that is going to be problematic.

When you write that very broad definition of conflict and you go further to say that there are some things that are simply red-lined and you make the case of somebody who is a cousin or an aunt or somebody who makes money from ICANN Org or something like that, right now you would have a problem. You would have disqualified at least one [inaudible] that I know of. And I don't think you would wish to do that.

I believe that it is about principles. So long as the person subscribes to the principles. We now do not know what are the members of each At-Large Structure what they do for their [inaudible], and in my mind, we shouldn't care. What we should care about is what the At-Large Structure [inaudible]. There is nothing that says that an At-Large Structure, a civil society organization, cannot have members that are from the judiciary, that are from the police, that are from commercial entities, etc., etc., etc., in their daytime jobs. Nothing in our system says that they should be discriminated against. It is the same way within ISOC chapter. You can be from any walk of life in an ISOC chapter, as long as you subscribe to the principles of the Internet Society and that At-Large Structure you are deemed membership ready.

I really understand why you would want to have a conflict of interest statement, but to discriminate and deny fellowship by what someone does is not a good idea. Thank you.

DAVID PLUM: Thank you, Carlton. There are three hands up and we have no more time. We are already starting to use interpreter's time. So, we're going to go first to Jacqueline, then to Alberto, and finally to Humberto. Jacqueline, if you can go ahead and please be brief so that we don't use the interpreter's time. Please, go ahead, Jacqueline.

JACQUELINE MORRIS: Okay, thank you. Well, Vanda already read out my thing about family relationships, but a lot of the other issues, for example, a leadership position, what do we mean by leadership position in registries? The ccTLDs of most of these countries have members who are advisory or work for them who are also in the ALSes who are some of the more responsible and knowledgeable people.

For example, in Trinidad and Tobago, the dot-TT ccTLD has a policy board that is a MAG, multi-stakeholder. So, members of that will include ISOC TT, [TTCS], as well as the ISCs and so on. So, because if for example I sit on that board and advise the ccTLD, does that mean that I cannot, even though I'm in LACRALO as a member of the [TTCS], I cannot run for any position ever because I'm attempting to work to make my country better into that governance area? I think that's too harsh. That's too restrictive.

DAVID PLUM: Thank you, Jacqueline. Now we are going to give the floor to Alberto Soto, if you would, please, Alberto. Go ahead, Alberto.

ALBERTO SOTO:

The point is that a few year ago I was a member of the board of the Internet Chamber of Argentina and I did what Carlton suggested. I left the ALS and there was somebody that had voting and speaking rights, and the ALS continued to participate, and when I came back, I no longer held that position. So, I think that that is the principle that we need to adopt, the principle.

Fortunately, this was [inaudible]. There was something [inaudible] that was out of date and that statement of interest said that Tracy was a government official and that was cleared up already. But, that is the kind of problems that we may run into. So, I volunteer to try to shed some light on that and clarify that.

DAVID PLUM:

Thank you, Alberto. We are running out of time here. I see there is a need to understand this issue properly and staff are telling me that we have some more time, but I feel that we need to shed light on those items being raised by Jacqueline and Carlton, because on the Spanish channel the proposed [inaudible] that Carlton made was not clearly understood. So, perhaps I feel that we may need to have another call to discuss this specifically to clarify what is the path that we want to take.

So, this is my proposal, and I'm talking specifically to Carlton and Jacqueline. Perhaps you can take that language that is there and you can try to use your own perspectives and adapt that language, that wording, according to your perspective. So, we can have a call trying to understand implications of all that. So, that is my advice. So, Carlton and Jacqueline, can you please help us with that? Can you take this language

and work on that language and perhaps we can have another call in a week to discuss specifically this issue. I think that we are getting as far as we can get now. So, I think that we need to have a pause in the chat window on this issue, so that we can close and adjourn this call and then see how we can shed light on that issue.

As we said initially at the beginning of this call, we want to have a new version of this document. Tomorrow we are going to send it out for translation into English, so once we have both versions in Spanish and in English, we will give some time to this working group to look at the document, and based on the feedback and the comments received during the week, we can put together a small group trying to have regional diversity represented in that group and making sure that we incorporate all these comments in a transparent way that suits us all. Then we can proceed to have the final draft version.

So, in closing, let me simply open the floor to any questions about the next few steps, how we should proceed. Any questions about what we are going to do in the next few days to finalize this document? Questions? I see some hands up by Alberto and Carlton. I'm only going to give you the floor if you are going to ask questions about the next few steps, okay? I see that now you are putting down your hands. Okay, great. Silvia is asking us when we should have the next call. Should it be next Tuesday? I don't know if we can answer that question right now. I see Jacqueline says okay. Personally, that is not the best time for me, but we'll see what the others think. So, in the next few days, let's try to agree on the exact time for that meeting.

Thank you, all. In particular, I would like to thank the interpreters and all the support staff, and tomorrow we will confirm the day and time of the next meeting. I think that the meeting that we will have in two weeks' time will be even more important. Thank you, all, for your participation. Tomorrow you will have news from us. We are going to send out the document for translation, so goodnight to you all. Goodnight, bye!

[END OF TRANSCRIPTION]