

INITIAL LISTING OF PRIMARY AND SECONDARY QUALIFICATIONS FOR INDEPENDENT REVIEW PROCESS STANDING PANEL CANDIDATES

Proposed Primary and Secondary Qualifications – For Discussion and Prioritization

Based on conversations at the first community webinar on this topic, there was a suggestion that ICANN org could start a discussion for the community on primary and secondary qualifications that would support a finding of “highly qualified”. Set out below is an initial listing of qualifications for discussion, and further conversation and consideration should proceed on how to prioritize. Which are “must haves” [primary]? Which are complementary skills [secondary]? Are there qualifications that will enhance the diversity of the panel?

For example, is experience with ICANN a “must have” or “nice to have”, in order to enhance the likelihood we seat an experienced panel of neutrals, as opposed to an experience panel of neutrals familiar with ICANN? How long of a history in serving as a neutral might be appropriate to support a “highly qualified” designation?

1. Expertise in serving as a neutral/panelist in alternative dispute resolution (ADR) and/or arbitration.
 - a. How many?
 - b. Over what period of time? How recent?
 - c. How often appealed?
 - d. What subject matters?
2. Currently affiliated with any dispute resolution providers?
3. Certified in conflict resolution or ADR training?
4. Legal expertise in judicial systems?
 - a. As a lawyer?
 - b. As a judge?
5. Experience in assessing compliance with/allegations of breach of Bylaws and/or Articles of Incorporations/allegations of breach of contract?
6. Experience or expertise in international law?
7. Experience or expertise in international/multinational organizations?
8. Demonstrated understanding or involvement in ICANN, its mission and policy development processes?

9. Experience or expertise in corporate governance?
10. Experience with or understanding of the New gTLD Program's Objection and Dispute Resolution Procedures?
11. Awareness and understanding of a variety of cultures?
12. Fluency in English and one other language.
13. Experience working with non-profit organizations.

Disqualifying Issues:

Potential items that raise likelihood of conflict of interest, or concerns of fairness and balance in approaching IRP concerns. Should be discussed.

1. Affiliated with ICANN, any structure or body within ICANN, contracted party or party with a pending gTLD application?
2. Affiliated with any New gTLD Program Evaluation panels?
3. Previously a party/represented a party in an ICANN IRP or Reconsideration Request?