At-Large Workspace: Enhancing the Effectiveness of ICANN's Multistakeholder Model – Next Steps

Public Comment Close	Statement Name	Status	Assigned Working Group	Assignee (s)	Call for Comments Open	Call for Comments Close	Vote Open	Vote Close	Date of Submission	Staff Contact and Email
02 August 2020	Enhancing the Effectiveness of ICANN's Multistakehold er Model – Next Steps	ADOPTED 10Y, 0A, 0N	OFB-WG	Drafting team member(s): Marita Moll Abdulkarim Ayopo Oloyede Sebastien Bachollet Joanna Kulesza	28 July 2020	31 July 2020	31 July 2020	02 August 2020	02 August 2020	Eleeza Agopian eleeza. agopian@ia ann.org

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Brief Overview

Purpose: To get community feedback on the "Enhancing the Effectiveness of ICANN's Multistakeholder Model - Next Steps" paper.

Current Status: The <u>ICANN</u> Board considered community input on the Draft FY21-25 Operating & Financial Plan. The Board took the community input, modified the paper to account for the feedback, and is now asking for additional input on the updated document. The updated "Enhancing the Effectiveness of <u>ICANN</u>'s Multistakeholder Model – Next Steps" paper describes work currently underway, identifies gaps in those efforts that would benefit from inclusion in this effort, and suggests a path toward addressing each of those gaps, including proposed work processes or mechanisms, how they may be applied and which groups may be best positioned to lead those efforts.

Next Steps: The Board will consider community input on this document and a final work plan will be published.

Section I: Description and Explanation

As part of a broader effort to enhance <u>ICANN</u>'s multistakeholder model, the "Enhancing the Effectiveness of <u>ICANN</u>'s Multistakeholder Model – Next Steps" paper lays out a path forward that encompasses existing work efforts and maps a course that can facilitate continuous improvement of <u>ICANN</u>'s multistakeholder model. In line with comments from the community, a holistic approach to evolving the multistakeholder model must not duplicate work underway but rather harmonize with existing efforts.

The ICANN community, Board, and org all recognize that there is only so much bandwidth and resources available at any given time, but particularly during the challenges faced as the globe confronts the COVID-19 pandemic. As much of the globe faces an uncertain future as a result of this global pandemic, it is even more essential for the community to commit our efforts to ensuring ICANN's multistakeholder model is effective for all. Further, it is critical not to burden the community given existing efforts and the already heavy day-to-day workload. Neither the community, Board, nor org can take on all the proposed priorities as outlined in the Draft Work Plan while balancing against ICANN's priorities and workload.

This paper compares existing work efforts against the top three priority topics to identify where potential gaps may exist. In addition, this paper also seeks input on how existing mechanisms can be used or modified to evaluate progress made on the three priority work areas, possibly in the context of the strategic plan. The Board is seeking the community's input on the following:

- The Work Plan: Are the identified work processes or mechanisms and actions, found in the table(s) for each work area of Section II. Work Plan below, sufficient to address the gaps that may not be addressed by the work already underway? Similarly, are there gaps and related actions that may address those gaps that should be included in the Work Plan?
- Remaining Work Areas: As discussed in Section IV below, the three remaining work areas will also benefit from the identified work that is already under way and the output of Section II. Work Plan. Community input on the draft Work Plan made clear there are groups who are willing and able to address some of the remaining work areas discussed in Section III of this paper. While the Board has focused this updated Work Plan on the top three priority areas, it also wants to make clear that any additional actions community participants would like to initiate to help address these work areas are welcomed. Are there any actions that your community group would like to initiate or coordinate? Additionally, are there any community efforts missing from this list?
- Evaluation: Do you support the idea of using existing mechanisms to evaluate progress on the three work areas, including the actions already underway and those proposed to address the identified gaps? This evaluation may be conducted in the context of the strategic plan or another, more suitable mechanism identified by the community.

Section II: Background

One of the five objectives of <u>ICANN</u>'s Strategic Plan for Fiscal Years 2021-2025 is to improve the effectiveness of our multistakeholder model of governance – a model that grew to fit our needs. As <u>ICANN</u> continues to evolve, and as our environment becomes more complex, our governance must also evolve; without compromising our deeply valued bottom-up decision-making process. This project is not a stand-alone initiative, but instead is one piece of an overall holistic approach to evolving the multistakeholder model by encompassing existing work efforts with the needs for future improvement.

The Enhancing the Effectiveness of ICANN's Multistakeholder Model project was initiated in early 2019. The ICANN Board solicited input from the ICANN community regarding this topic in discussions about the Draft ICANN Operating and Financial Plan for FY 2021-2025. To better facilitate these community discussions, the Board asked a neutral facilitator with knowledge of ICANN and its processes to lead the data collection phase of the project. Brian Cute, former Chair of the first and second Accountability and Transparency Review Team, filled this role. The community, Board, and org engaged in this facilitated dialogue over a nine-month period, which included six webinars, cross-community sessions at three ICANN meetings (ICANN64, 65, and 66), and three Public Comment proceedings.

Section III: Relevant Resources

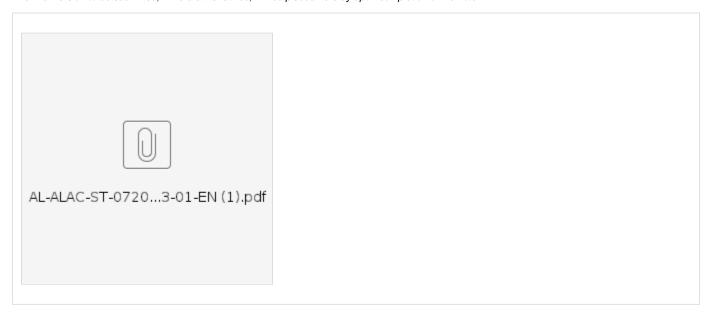
- https://www.icann.org/resources/pages/governance-plan-improve-multistakeholder-model-2019-04-08-en
- Enhancing the Effectiveness of ICANN's Multistakeholder Model Next Steps

Section IV: Additional Information

Section V: Reports

FINAL VERSION SUBMITTED (IF RATIFIED)

The final version to be submitted, if the draft is ratified, will be placed here by upon completion of the vote.



FINAL DRAFT VERSION TO BE VOTED UPON BY THE ALAC

The final draft version to be voted upon by the ALAC will be placed here before the vote is to begin.



DRAFT SUBMITTED FOR DISCUSSION

The first draft submitted will be placed here before the call for comments begins. The Draft should be preceded by the name of the person submitting the draft and the date/time. If, during the discussion, the draft is revised, the older version(S) should be left in place and the new version along with a header line identifying the drafter and date/time should be placed above the older version(s), separated by a Horizontal Rule (available + Insert More Content control).

See: Google Doc (comment-only)

AT-LARGE ADVISORY COMMITTEE

ALAC Statement on Enhancing the Effectiveness of ICANN's Multistakeholder Model - Next Steps

Introduction

EE/staff to complete (ALAC statement on following page)

ALAC Statement on Enhancing the Effectiveness of ICANN's Multistakeholder Model - Next Steps

Intro: At large is pleased to respond to this request for comments on next steps in the evolution of ICANN's multistakeholder model. ALAC represents the interests of the end user community etc. etc.

1. Priority issues vs. "low hanging fruit"

At Large is concerned about the current ranking of issues that remain before us. We note that the final 6 issues identified by the community as essential to the evolution of ICANN's multistakeholder model at have now been reranked into 3 priority issues and 3 "other" issues. In contrast, the previous request for comments (February 2020) asked the community to identify issues that were already being addressed in some way, that could be considered "low hanging fruit" and others that were more fundamental and would have to be approached in more holistic ways. We think it is important to retain that original representation of these issues. We would describe the issues "Prioritization of work/efficient use of resources" and "Precision and scoping the work" as "low hanging fruit" -- items that are already being addressed in multiple ways -- as the current report clearly points out.

Although we are sensitive to the fact that bandwidth to deal with issues is limited and that solutions to process issues like prioritization and scoping are already in the pipeline, that does not cause other issues on the list to become less important. We emphasize that all six of these issues, having already been culled from a list of 21 issues, are "priority issues." Unless all issues are addressed, we will have a more efficient version of the same model, not an evolution of the model as was the original intention.

We note that community participants are invited to initiate their own actions to help address additional work areas. Regretfully, framed this way, this no longer feels like a community-wide push to improve the system but an invitation to single constituencies to "go it alone." For overstretched. underresourced volunteer based groups, this is not a viable way forward.

In order to restore the balance of attention to priority issues, At Large seeks a timeline that would see all issues addressed by the end of the current 5 year strategic plan.

1. Moving out of silos

We reiterate our message in previous submissions (Feb. 2020, Oct. 2019, June 2019) that ICANN's multistakeholder model cannot evolve without a wholistic review of roles and responsibilities within the system. At Large questions a structure where the policy decisions take place in a constituency where the registries/registrars, civil society and the business communities, are represented whereas the security community, governments and end users are relegated to advisors -- in short, where some of the multi stakeholders are more equal than others.

As noted in the current description on the consensus, representation and inclusivity issue - "the community has difficulty reaching consensus in policymaking and other work processes for a variety of reasons, primarily among which is a lack of incentives for stakeholders to compromise." Until such time as there is a much stronger incentive for the main players in the GNSO to compromise, then the solutions to the third main issue - consensus - will be illusive. Silos are a major contributor to this problem.

We have suggested, in our response to the ATRT3 report that the recommendation to replace specific reviews with a Holistic Review be swiftly implemented. We believe that this would result in a uniform process aimed towards ensuring continuous improvement of the ICANN community and the multistakeholder governance model it represents, as per Section 8 of the ATRT3 final report. If there is one holistic review, then the more important issues of silos, complexity and trust have to be addressed, particularly the silos - raising questions about cross community dialogue and how to support if

1. Restoring recruitment and demographics

With respect to consensus, representation and inclusivity, we are concerned about the omission of the closely related topics of demographics and recruitment. The footnote at the bottom of page 4 states: "The Business Constituency, in its public comments regarding the work plan, suggested a seventh topic - Recruitment and Demographics. As there was no other support for the inclusion of this topic, it has not been fully explored as part of this project." We find this puzzling. In its response to the October 2019 request of comments, At Large contributed quite a number of suggestions towards supporting and growing active and concerned stakeholder participation. We spoke of representativeness and inclusiveness and demographics and recruitment in terms of partner issues. In its next response, (Feb. 2020), At Large stated quite clearly that we believe that representativeness /inclusiveness and demographics/recruitment were two inter-related but different streams. Although At Large did not specifically ask for recruitment and demographics to be added as a seventh topic, our comments on these topics over the three consecutive comment papers emphasize our view of the importance of these issues.

The analysis of responses to the requests for comments ought to have taken ALACs concerns into account and found a way to include recruitment and demographics as part of the discussion. We ask that this omission be rectified.

1. Reviewing previous responses

We find that this request for comments forces us into narrow funnel that does not take into account much of the work the community has done on the the evolving MSM model. In researching our response to this report, we have reviewed our own responses to previous requests for comments to the evolving MSM model and note that we have been asked for and have contributed a great many suggestions already on actions and activities that could be undertaken to improve the way ICANN's MSM model works and we are sure, so have all other stakeholder groups involved. We see no evidence of this work in the current report.

We request that ICANN staff create and release a document that analyses the responses that have already been offered and how these suggestions fit into the issues that have been identified. This should lead to a community discussion about the efficacy of those suggestions.

1. Identifying gaps

We expect that a staff analysis of our previous responses will fill in some of the gaps in the current paper. To these we add the following:

On the issue of prioritization:

We note that the ALAC fully endorses the recommendation to enhance current methods of Prioritization and Rationalization of Activities, Policies, and Recommendations (as per Section 10 of the ATRT3 report). This needs to be done through a community-led entity tasked with conducting a prioritization process for recommendations made by review teams and cross-community groups.

Prioritization for At Large starts from the regions and is then put forward to the SO/AC chairs. Recognizing that SOs set direction for the work activities, the inputs each region puts into that discussion will help prioritize for At Large workload purposes.

On complexity

We suggest that the development of learning materials go beyond webinars and ICANN learn with community driven initiatives such as:

Schools of internet governance

Central database for all resources that are being developed regionally and centrally including ppts, video recording, info on respecting copyright, etc.

1. Pandemic related issues

Since the onset of the cod-vid19 pandemic, ICANN processes and the work of staff and volunteers have been seriously disrupted and this will certainly affect our work on evolving the MSM model. But redesigned processes can shed new light. At the recent online public meetings, we were pleased at the multistakeholder turnout to the ALAC policy sessions. All parties were around the table to discuss solutions, or at least explain what they are doing to address the issues. We suggest that this pattern be continued during future public meetings, virtual and face to face. It takes the discussions out of the silos, clarifies the issues, allows all parties to be heard.

ICANN public meetings should continue to feature policy sessions where ALAC is the host, asking the questions, seeking better explanations (thus addressing the complexity issue) breaking down the silos - and in the process, starting to redefine roles.

ALAC also recommends that ICANN consider making more use of regional face to face meetings once we start to emerge from this crisis.

1. Evaluation of success

(From the report: The Board proposes an ongoing evaluation method, which may be connected to the evaluation of the strategic plan which is under discussion. The Board is also open to suggestions for other approaches that may help us better understand if the project is achieving its goals. For example, should progress be evaluated based on meeting objectives within a particular time frame or budget? Or should more subjective metrics be used, such as: Is there a sense that consensus is better defined and thus more achievable? Would partial progress on these goals be sufficient to declare the effort a success?)

The At-Large community supports a metrics-based approach to community work and participation, among others through the ALAC Subcommittee on Metrics. Adjusting all community processes to a clear metrics framework would significantly benefit the work done by the diverse, intercultural multistakeholder community, as it currently stands. We are in agreement with the recommendations on metrics and reporting presented in section 9 of the ATRT3 report.