

Motions 27 June 2012

Amended motion deferred from Council meeting on 7 June 2012 to Council meeting on 27 June 2012

Motion to Address Whois Access as Recommended by the Registration Abuse Policies Working Group

Made by: Wolf-Ulrich Knohen

Seconded by: John Berard

Proposed amendment by Wolf-Ulrich Knohen in bold

Whereas the Registration Abuse Policies (RAP) Working Group submitted its report to the GNSO Council on 29 May 2010 (see <http://gns0.icann.org/issues/rap/rap-wg-final-report-29may10-en.pdf>);

Whereas the GNSO Council reviewed the report and its recommendations and formed an Implementation Drafting Team to draft a proposed approach with regard to the recommendations contained in the Registration Abuse Policies Working Group Final Report;

Whereas the Registration Abuse Policies Implementation Drafting Team submitted its proposed response to the GNSO Council on 15 November 2010 (see <http://gns0.icann.org/correspondence/rap-idt-to-gns0-council-15nov10-en.pdf>);

Whereas on 3 February 2011 (see <http://gns0.icann.org/resolutions/#201102>) the GNSO Council requested feedback from ICANN Compliance in relation to WHOIS Access recommendation #2 and a response was received on 23 February 2011 (see <http://gns0.icann.org/mailling-lists/archives/council/msg10766.html>). In addition, a discussion with Compliance Staff was held at the ICANN meeting in San Francisco.

Whereas the GNSO Council thanked the ICANN Compliance Department for its feedback in relation to WHOIS Access recommendation #2 and determined that no further work on this recommendation was needed. The GNSO Council welcomed the commitment of the ICANN Compliance Department 'to report on compliance activities and publish data about WHOIS accessibility, on at least an annual basis' (see <http://gns0.icann.org/mailling-lists/archives/council/msg10766.html>).

Whereas in response to WHOIS Access recommendation #1, the GNSO Council asked the WHOIS Survey Working Group to consider including the issue of WHOIS Access as part of the survey it has been tasked to develop, and the Working Group informed the GNSO Council on 11 January that 'the issue does not fall within the remit of its current charter and recommends that the item not be included in their upcoming survey'.

Whereas the GNSO Council recognizes that the issue of WHOIS access is also covered in the Final Issue Report on the RAA (see <http://gns0.icann.org/issues/raa/final-issue-report-raa-06mar12-en.pdf>).

THEREFORE BE IT,

Resolved, the GNSO Council recommends that the issue of WHOIS access (to ensure that WHOIS data is accessible in an appropriately reliable, enforceable, and consistent fashion which does not violate freedom of expression, privacy and related rights) is included in the RAA Policy Development Process when it commences.

Resolved, the GNSO Council will review by end of September, 2012, whether the RAA PDP has commenced and included this issue or whether alternative approaches should be pursued.

Proposed amendment:

THEREFORE BE IT,

Resolved, the GNSO Council recommends that the issue of a service level agreement (SLA) for web and port 43 WHOIS access (to determine what additional research and processes may be needed to ensure that WHOIS data is accessible in an appropriately reliable, enforceable, and consistent fashion which does not violate freedom of expression, privacy and related rights) be included in the RAA Policy Development Process when it commences.

Resolved, the GNSO Council will conduct a review by end of September, 2012, to determine whether the RAA PDP has commenced and has included the issue of an SLA for web and port 43 WHOIS access in its remit or whether alternative approaches to establishing such an SLA should be pursued.

Motion withdrawn 27 June 2012

GNSO Council Motion to Approve Internationalized Registration Data Working Group Final Report 30 May 2012

Made by: Stéphane van Gelder

Seconded by: Zahid Jamil

WHEREAS, on 21 April 2009, the ICANN Security and Stability Advisory Committee (SSAC) published [SAC037 "Display and usage of Internationalized Registration Data" \(SAC037\)](#).

WHEREAS, on 26 June 2009 the ICANN Board approved a [resolution](#) requesting that the GNSO and SSAC, in consultation with staff, convene an Internationalized Registration Data Working Group (IRD-WG) comprised of individuals with knowledge, expertise, and experience in these areas to study the feasibility and suitability of introducing display specifications to deal with the internationalization of Registration Data.

WHEREAS, in September 2009 the GNSO Council approved the [Charter](#) of the IRD-WG.

WHEREAS, on 15 November 2010 the IRD-WG published an [Interim Report](#) in the public forum for comment.

WHEREAS, on 03 October 2011 the IRD-WG published a draft [Final Report](#) in the public forum for comment.

WHEREAS, on 06 March 2012 the IRD-WG sent a [Final Report](#) that addressed issues raised in the forum to the GNSO Council and the SSAC for consideration.

WHEREAS, on 10 May 2012 the IRD-WG sent a [revised Final Report](#) that addressed changes requested by the SSAC to the GNSO Council for consideration.

WHEREAS the GNSO Council wishes to coordinate with the SSAC to jointly deliver this report to the Board in a timely way, but recognizes that further consideration of the recommendations contained in the report, especially those that may have policy implications, is needed by the GNSO Council.

RESOLVED, the GNSO Council approves of the delivery of the revised Final Report to the ICANN Board and requests staff to prepare a joint letter from the GNSO Council and the SSAC to transmit the Report.

RESOLVED FURTHER, the GNSO Council shall review the recommendations in the Report and shall provide to the Board its advice with regard to those recommendations that may have policy implications.

RESOLVED FURTHER, the GNSO Council thanks the IRD-WG members for their diligence and persistence on this important topic and upon the agreement of the SSAC disbands the WG.