Agenda 01 August 2013

Proposed Agenda for the GNSO Council Meeting 1 August 2013

This agenda was established according to the GNSO Council Operating Procedures approved 13 September 2012 for the GNSO Council and updated.
<http://gnso.icann.org/en/council/op-procedures-13jun13-en.pdf >
For convenience:

- An excerpt of the ICANN Bylaws defining the voting thresholds is provided in Appendix 1 at the end of this agenda.
- An excerpt from the Council Operating Procedures defining the absentee voting procedures is provided in Appendix 2 at the end of this agenda.

Meeting Times 15:00UTC
http://tinyurl.com/lsq557k

Coordinated Universal Time 15:00 UTC
08:00 Los Angeles; 11:00 Washington; 16:00 London; 17:00 Paris; 03:00 Wellington next day

Dial-in numbers will be sent individually to Council members. Councilors should notify the GNSO Secretariat in advance if a dial out call is needed.

Item 1: Administrative matters (10 mins)

1.1 Roll Call
1.2 Statement of interest updates
1.3 Review/amend agenda

Item 2: Opening Remarks from Chair (10 mins)

Review focus areas and provide updates on specific key themes / topics

Include review of Projects List and Action List.

Comments or questions arising..

Item 3: Consent agenda

No items

Item 4: MOTION - Locking of a Domain Name subject to UDRP Proceedings (15 mins)

The "locking" of a domain name registration associated with UDRP proceedings is not something that is literally required by the UDRP as written, but is a practice that has developed around it. As a result, there is no uniform approach, which has resulted in confusion and misunderstandings. The GNSO Council initiated a PDP on this specific topic in December 2011 and tasked the WG to make recommendations to the GNSO Council to address the issues identified with the locking of a domain name subject to UDRP Proceedings.

The PDP Working Group has now submitted its Final Report for GNSO Council consideration containing 17 full consensus recommendations (see http://gnso.icann.org/en/issues/locking/domain-name-final-05jul13-en.pdf).

4.1 – Review motion
4.3 - Discussion
4.4 – Vote (Threshold supermajority)

Item 5: Any Other Business (5 min)

Appendix 1: GNSO Council Voting Thresholds (ICANN Bylaws, Article X, Section 3)
9. Except as otherwise specified in these Bylaws, Annex A hereto, or the GNSO Operating Procedures, the default threshold to pass a GNSO Council motion or other voting action requires a simple majority vote of each House. The voting thresholds described below shall apply to the following GNSO actions:

a. Create an Issues Report: requires an affirmative vote of more than one-fourth (1/4) vote of each House or majority of one House.

b. Initiate a Policy Development Process ("PDP") Within Scope (as described in Annex A): requires an affirmative vote of more than one-third (1/3) of each House or more than two-thirds (2/3) of one House.

c. Initiate a PDP Not Within Scope: requires an affirmative vote of GNSO Supermajority.

d. Approve a PDP Team Charter for a PDP Within Scope: requires an affirmative vote of more than one-third (1/3) of each House or more than two-thirds (2/3) of one House.

e. Approve a PDP Team Charter for a PDP Not Within Scope: requires an affirmative vote of a GNSO Supermajority.

f. Changes to an Approved PDP Team Charter: For any PDP Team Charter approved under d. or e. above, the GNSO Council may approve an amendment to the Charter through a simple majority vote of each House.

g. Terminate a PDP: Once initiated, and prior to the publication of a Final Report, the GNSO Council may terminate a PDP only for significant cause, upon a motion that passes with a GNSO Supermajority Vote in favor of termination.

h. Approve a PDP Recommendation Without a GNSO Supermajority: requires an affirmative vote of a majority of each House and further requires that one GNSO Council member representative of at least 3 of the 4 Stakeholder Groups supports the Recommendation.

i. Approve a PDP Recommendation With a GNSO Supermajority: requires an affirmative vote of a GNSO Supermajority,

j. Approve a PDP Recommendation Imposing New Obligations on Certain Contracting Parties: where an ICANN contract provision specifies that "a two-thirds vote of the council" demonstrates the presence of a consensus, the GNSO Supermajority vote threshold will have to be met or exceeded.

k. Modification of Approved PDP Recommendation: Prior to Final Approval by the ICANN Board, an Approved PDP Recommendation may be modified or amended by the GNSO Council with a GNSO Supermajority vote.

l. A "GNSO Supermajority" shall mean: (a) two-thirds (2/3) of the Council members of each House, or (b) three-fourths (3/4) of one House and a majority of the other House."

Appendix 2: Absentee Voting Procedures (GNSO Operating Procedures 4.4)
4.4.1 Applicability
Absentee voting is permitted for the following limited number of Council motions or measures.
a. Initiate a Policy Development Process (PDP);
b. Approve a PDP recommendation;
c. Recommend amendments to the GNSO Operating Procedures (GOP) or ICANN Bylaws;
d. Fill a Council position open for election.

4.4.2 Absentee ballots, when permitted, must be submitted within the announced time limit, which shall be 72 hours from the meeting's adjournment. In exceptional circumstances, announced at the time of the vote, the Chair may reduce this time to 24 hours or extend the time to 7 calendar days, provided such amendment is verbally confirmed by all Vice-Chairs present.

4.4.3 The GNSO Secretariat will administer, record, and tabulate absentee votes according to these procedures and will provide reasonable means for transmitting and authenticating absentee ballots, which could include voting by telephone, e- mail, web-based interface, or other technologies as may become available.
4.4.4 Absentee balloting does not affect quorum requirements. (There must be a quorum for the meeting in which the vote is initiated.)

Local time between March and October, Summer in the NORTHERN hemisphere
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Reference (Coordinated Universal Time) UTC 15:00

California, USA (PST) UTC-8+1DST 08:00
New York/Washington DC, USA (EST) UTC-5+1DST 11:00
Rio de Janiero, Brazil (BRST) UTC-3+1DST 12:00
Montevideo, Uruguay (UYST) UTC-3+1DST 12:00
London, United Kingdom (BST) UTC+0DST 16:00
Abuja, Nigeria (WAT) UTC+1+0DST 16:00
Bonn, Germany (CEST) UTC+1+0DST 17:00
Stockholm, Sweden (CET) UTC+1+0DST 17:00
Istanbul, Turkey (EEST) UTC+2+0DST 18:00
Ramat Hasharon, Israel(IST) UTC+2+0DST 18:00
Karachi, Pakistan (PKT) UTC+5+0DST 20:00
Beijing/Hong Kong, China (HKT) UTC+8+0DST 23:00
Perth, Australia (WST) UTC+8+0DST 23:00
Wellington, New Zealand (NZDT) UTC+12+1DST 03:00 (next day)

The DST starts/ends on last Sunday of October 2013, 2:00 or 3:00 local time (with exceptions)

For other places see http://www.timeanddate.com
http://tinyurl.com/lsq557k