

CCWG ACCT Meeting #44 (23 July)

Attendees

Members: Alan Greenberg, Athina Fragkouli, Becky Burr, Cheryl Langdon-Orr, Fiona Asonga, Izumi Okutani, Jordan Carter, Jorge Villa, Julie Hammer, Leon Sanchez, Lyman Chapman, Mathieu Weill, Pär Brumark, Robin Gross, Samantha Eisner, Sébastien Bachollet, Steve DelBianco, Thomas Rickert, Tijani Ben Jemaa (19)

Participants: Allan MacGillivray, Andrew Harris, Antonia Chu, Avri Doria, David McAuley, Edward Morris, Farzaneh Badii, Finn Petersen, Greg Shatan, Kavouss Arasteh, James Gannon, Jonathan Zuck, Malcolm Huty, Martin Boyle, Matthew Shears, Mike Chartier, Pedro Ivo Silva, Phil Buckingham, Rinalia Abdul Rahim, Sabine Meyer, Tracy Hackshaw, Vrikson Acosta, Yasuichi Kitamura (23)

Legal Counsel: Holly Gregory, Ingrid Mittermaier, Michael Clark, Steven Chiodini

Staff: Bart Boswinkel, Berry Cobb, Brenda Brewer, Grace Abuhamad, Hillary Jett, Kimberly Carlson, Laena Rahim

Apologies: Keith Drazek

Please let Brenda know if your name has been left off the list (attendees or apologies).

Transcript

- [Transcript CCWG ACCT Meeting #44 - 23 July.doc](#)
- [Transcript CCWG ACCT Meeting #44 - 23 July.pdf](#)

Recording

- The Adobe Connect recording is available here: <https://icann.adobeconnect.com/p6uetogmq2i/>
- The audio recording is available here: <http://audio.icann.org/gnso/gnso-ccwg-acct-23jul15-en.mp3>

Proposed Agenda

1. Welcome Remarks (Roll call, SOI)
2. Sections to Review
 - Power: Removal of Board members (WP1)
 - Power: Board Recall (WP1)
 - Power: Budget (WP1)
 - Community Mechanism (WP1)
 - Mission, Commitments, and Core Values (WP2)
3. Any other comments on remaining sections of report that have been circulated?
 - Fundamental Bylaws (WP1)
 - Appeals Mechanisms (WP2)
 - AoC into Bylaws (WP1)
 - Work Stream 2 (Plenary Docs)
 - Implementation (Plenary Docs)
4. AOB
5. Closing Remarks

Notes

1. Welcome Remarks (Roll call, SOI)

Greg on audio only

- **Action** (staff): Provide information on the Statement of Interest

2. Sections to Review

Power: Removal of Board members (WP1)

- Paragraph 11 (pg 2-3): community standards to guide Board members. There was support on WP1 to remove the community standards from the text. Intention of paragraph 11 is not impose any restrictions on the powers of Board members.
- **Action:** review the wording of paragraph 11, possibly to remove the part of the sentence "and the expectations which..."
- **Action:** Clarify 6c
- **Action:** Restructure document with paragraph 6 repeated separately after current paragraphs 4 and 5, in order to reduce any confusion

Power: Board Recall (WP1)

Counsel did a review of this document and provided more detail

- **Action:** make language more explicit for NomCom and diversity requirements
- **Action:** (Steve and Chairs): capture needs to be addressed in Stress Tests (with regard to caretaker Board)
- **Action:** (WP1): make sure that liaisons are unaffected (by the removal). Advice from Sidley: Technically liaisons are not "members" of board or "directors"; they are persons that regularly participate in a non-voting capacity in board meetings
- **Action:** (WP1) to consider the petitioning requirements and clarify these
- **Action:** revise language to make sure that ALAC is not given special rights
- **Action:** add the word "simple" to majority in first bullet in paragraph 2
- **Action:** Cheryl to confirm discussion in Paris with regard to NomCom

Power: Budget (WP1)

- This document needs a rewrite
- Have not yet resolved issue on IANA budget veto with CWG
- Any objection to treating the IANA and ICANN budgets separately with regards to the veto process? No objection noted.
- Does the group agree to an infinite number of vetoes? Sebastien Bachollet registered an objection.
- Time for reviewing the budget: is 15 days enough? Kavouss Arasteh suggests 15 additional calendar days
- Board to come back with proposition: is 15 days enough?

Community Mechanism (WP1)

- No decisions are made in the [Assembly/Forum].
- The [Assembly/Forum] brings the community together to discuss issues before decisions are made and votes are taken
- Red ticks for objections to the term "Assembly": 1 from Samantha
- Red ticks for objections to the term "Forum": 3 from Alan, Sebastien, Lyman

Mission, Commitments, and Core Values (WP2)

- Avri registered that she will file a minority report on the human rights issue.
- **Action:** revise text to clarify CCWG position on Human rights. Human rights have been part of this group's deliberation. CCWG is willing to work on this and will not put the issue on the back-burner. The reference on international law is understood to be a reference to human rights as well (indirect). We are working on changes to ICANN's paperwork (there is currently no reference to human rights)
- Do you agree to explicitly mention human rights in the bylaws at this stage? Green ticks: 6 // Red ticks: 9 // Abstain: 6
- --> there is no enough support at this stage to include Human Rights in the Bylaws

5. Closing Remarks

thank you and talk to you Tuesday

Action Items

- **Action** (staff): Provide information on the Statement of Interest
- **Action:** review the wording of paragraph 11, possibly to remove the part of the sentence "and the expectations which..."
- **Action:** Clarify 6c
- **Action:** Restructure document with paragraph 6 repeated separately after current paragraphs 4 and 5, in order to reduce any confusion
- **Action:** make language more explicit for NomCom and diversity requirements
- **Action:** (Steve and Chairs): capture needs to be addressed in Stress Tests (with regard to caretaker Board)
- **Action:** (WP1): make sure that liaisons are unaffected (by the removal). Advice from Sidley: Technically liaisons are not "members" of board or "directors"; they are persons that regularly participate in a non-voting capacity in board meetings
- **Action:** (WP1) to consider the petitioning requirements and clarify these
- **Action:** revise language to make sure that ALAC is not given special rights
- **Action:** add the word "simple" to majority in first bullet in paragraph 2
- **Action:** Cheryl to confirm discussion in Paris with regard to NomCom
- **Action:** revise text to clarify CCWG position on Human rights. Human rights have been part of this group's deliberation. CCWG is willing to work on this and will not put the issue on the back-burner. The reference on international law is understood to be a reference to human rights as well (indirect). We are working on changes to ICANN's paperwork (there is currently no reference to human rights)

Documents Presented

- **WP1 drafts** here: <https://community.icann.org/x/ZQMnAw>
- **WP2 drafts** here: <https://community.icann.org/x/pAQnAw>.

Chat Transcript

Kimberly Carlson: (7/23/2015 05:11) Welcome to CCWG Accountability Meeting #44 on 23 July! Please note that chat sessions are being archived and follow the ICANN Expected Standards of Behavior: <http://www.icann.org/en/news/in-focus/accountability/expected-standards>

Holly Gregory (Sidley): (05:40) Good day to all!

Becky burr: (05:53) good morning/day

Kimberly Carlson: (05:53) Hello Everyone

Martin Boyle, Nominet: (05:54) Hello all!

Pär Brumark (GAC Niue): (05:55) Hi Everyone!

Eberhard Lisse [.NA ccTLD Manager]: (05:55) Someone either needs to mute the microphone or the flush :-)-O

ARASTEH: (05:55) hi eVERYBODY FROM gENEVA WITH VERY HOT WEATHER

Sabine Meyer (GAC - Germany): (05:56) hello everyone!

ARASTEH: (05:56) Hi holly

Mathieu Weill, ccNSO, co-chair: (05:57) Hello everyone !

ARASTEH: (05:57) I NEED YOUR ADVICE DURING THE CALL FOR irp

ARASTEH: (05:57) THERE ARE SEVERAL ADJUSTMENT TO BE DONE LEGALLY

Eberhard Lisse [.NA ccTLD Manager]: (05:58) Mr Arasteh, can you please change your Caps Lock, makes it difficult to read

ARASTEH: (05:59) Becky, I APPOLIOGIZE IF i make some suggestions to IRP .It is a very complex, critical and sensitive matter within the entire Bylaws

ARASTEH: (05:59) Dear Doctor,

ARASTEH: (05:59) Sorry, certainly I will do . Tks for advice

Konstantinos komaitis: (06:00) Good day all

Eberhard Lisse [.NA ccTLD Manager]: (06:00) Thanks, tha's better

Alan Greenberg: (06:02) Sorry for being late.

Eberhard Lisse [.NA ccTLD Manager]: (06:02) Sound is gone

Edward Morris: (06:02) I'm on two calls at once. this PPP

Eberhard Lisse [.NA ccTLD Manager]: (06:02) and back

Athina Fragkouli (ASO): (06:02) Hello everyone

FIONA ASONGA (ASO): (06:02) Hallo all

Edward Morris: (06:03) This simply is not acceptable.

Jordan Carter (.nz ccTLD member): (06:03) hi team

Holly Gregory (Sidley): (06:05) Hi Kavous, will try to help if I can

Thomas Rickert, CCWG Co-Chair: (06:06) Hi all, sorry I am late - just finished presenting to the GNSO-Council.

Leon Sanchez: (06:07) Welcome Thomas!

Grace Abuhamad: (06:07) Jordan do you want recall or removal?

Mathieu Weill, ccNSO, co-chair: (06:07) removal

ARASTEH: (06:08) Still waiting to have the text on screen

Grace Abuhamad: (06:08) got it

Mathieu Weill, ccNSO, co-chair: (06:10) Everyone has scroll control

James Gannon [GNSO-NCSG]: (06:11) Unanimous support for removal

Jordan Carter (.nz ccTLD member): (06:14) we could delete those words ", and the expectations which if not met could be expected to lead to a petition for their removal."

Jordan Carter (.nz ccTLD member): (06:14) it is implicit in a way, but leaving that out causes me no concern.

robin Gross [GNSO - NCSG]: (06:15) yes, I'd support taking out that part of the paragraph.

James Gannon [GNSO-NCSG]: (06:15) Yes

Jordan Carter (.nz ccTLD member): (06:15) i typed the same suggestion, funny

James Gannon [GNSO-NCSG]: (06:15) =) If we removed that I and I think others would be happier

Edward Morris: (06:15) Agree James

Jordan Carter (.nz ccTLD member): (06:15) I think we have to treat the thresholds as slightly flexible until we finally allocate them for all.

Jordan Carter (.nz ccTLD member): (06:17) The member can remove. This is about what the ICANN community wants to offer in terms of people's right to reply before a decision is made.

robin Gross [GNSO - NCSG]: (06:17) I don't think one AC/SO should be telling others who they can remove.

Athina Fragkouli (ASO): (06:17) I agree with Robin

robin Gross [GNSO - NCSG]: (06:18) I think we should take a consensus call on this issue. It seems a minority position is in the document.

James Gannon [GNSO-NCSG]: (06:18) The right to appoint and remove is a legal right I suggest that we don't interfere with that right, if the appointer wishes to establish internal structures fine, but let's not prescribe that

Jordan Carter (.nz ccTLD member): (06:18) we aren't interfering it

Jordan Carter (.nz ccTLD member): (06:18) in any aspect of this proposed text

James Gannon [GNSO-NCSG]: (06:18) If we remove the text as suggested then I agree =)

Samantha Eisner 2: (06:19) In developing standards, I had never considered that there had to be a required right to reply. There's a difference between having objective standards against which we attempt to hold board members as opposed to saying "because we have standards they can fight about whether those standards were met"

Steve DelBianco [GNSO - CSG]: (06:19) @Ian -- paragraph 11 explicitly does not limit removal. Jordan re-worded it. Take a look

Jordan Carter (.nz ccTLD member): (06:20) And the text provides for precisely what Greg is saying.

Jordan Carter (.nz ccTLD member): (06:20) Greg, your reading of the text is incorrect.

Athina Fragkouli (ASO): (06:21) thank you for this explanation Jordan

Leon Sanchez: (06:22) @Samantha so you would suggest not having the right to reply?

Holly Gregory (Sidley): (06:22) I too found the text confusing; it could be tightened on the point Greg raised

Samantha Eisner 2: (06:22) I think it depends on what is determined to be fair and accountable in removing the directors.

Leon Sanchez: (06:23) @Samantha I would think of the right to reply as a due process issue. It's just a thought, of course

James Gannon [GNSO-NCSG]: (06:23) I don't think they have that right normally Leon if I'm correct?

Athina Fragkouli (ASO): (06:24) I agree, some clarification in the document would be appreciated

Edward Morris: (06:24) +1 Greg with regard criteria.

Jordan Carter (.nz ccTLD member): (06:24) There are no criteria required by this text.

James Gannon [GNSO-NCSG]: (06:25) i.e. Directors have no legal 'right' to their seats so the right to reply would not be required

Jordan Carter (.nz ccTLD member): (06:25) The text says in black and white that no criteria interfere.

Leon Sanchez: (06:25) @James I guess you're right but then again we are trying to re-design many things here ;-)

David McAuley (RySG): (06:25) Greg and Jordan both making sense, maybe a little clarification would not be a bad thing

Jordan Carter (.nz ccTLD member): (06:25) It may be helpful to have a version of 6 that applies to SO/AC directors, and a version of 6 that applies to the others

Jordan Carter (.nz ccTLD member): (06:25) in order to totally disambiguate it.

James Gannon [GNSO-NCSG]: (06:25) +1 Jordan

Samantha Eisner 2: (06:25) @James, the director removal clause in the Bylaws does not include a right to reply. As an act of the Board it could be challenged by the relevant mechanisms for challenging acts of the Board

Greg Shatan: (06:25) Okay, the "criteria" are now "standards." The issue stands.

Jordan Carter (.nz ccTLD member): (06:25) ***nobody*** has proposed standards.... so can we just drop that part of the discussion?

Jordan Carter (.nz ccTLD member): (06:26) unless someone wants to argue to *impose* standards for removal?

Greg Shatan: (06:26) Agree that 6 (c) should have a (i) and (ii) to disambiguate it.

James Gannon [GNSO-NCSG]: (06:26) Agreed I think we are talking across each other here.

Samantha Eisner 2: (06:26) @Alan - what keeps the SO or AC from using the power only in the case that you said was "OK"?

Greg Shatan: (06:27) I read Section 11 as proposing standards.

Jordan Carter (.nz ccTLD member): (06:27) Greg: it might be even less confusing to just have separate paras, one under para 04 that describes how it happens for SO/AC ones, and then a version under para 05 that applies to nomcom directors

Jordan Carter (.nz ccTLD member): (06:27) Greg: **non-binding** standards, to help set norms and expectations. Not to qualify the power in *any* way.

Greg Shatan: (06:27) Jordan -- that's fine with me (in response to your first post).

Greg Shatan: (06:28) Aas to #2, take out the end of the first sentence of 11 (beginning with "and if the expectations")

James Gannon [GNSO-NCSG]: (06:28) Can we put it to the CCWG to remove the text as Jordan and I suggested

James Gannon [GNSO-NCSG]: (06:28) that will clarify 11

Samantha Eisner 2: (06:32) What was the direction coming out of Paris on the standards issue? Are we at risk of rolling back that understanding here in our smaller group of attendees?

James Gannon [GNSO-NCSG]: (06:32) No this reflects the room in Paris on standards Sam

Jordan Carter (.nz ccTLD member): (06:32) The recommendation will attract community comment, which I think is a fairer way to do it

robin Gross [GNSO - NCSG]: (06:32) I don't recall a different outcome in the Paris discussion.

Jordan Carter (.nz ccTLD member): (06:33) Greg: could you type the other point you wanted removed?

Alan Greenberg: (06:34) @Kavouss, yes, the intent is that the word Assembly is what we will use instead of forum or council which have other meanings already.

Alan Greenberg: (06:35) Reason (not from a list of approved reasons) is useful in the NomCom case where you are looking for support of other AC/SO.

Alan Greenberg: (06:36) Please read my comment into the record as it addresses Tijani's question

Jordan Carter (.nz ccTLD member): (06:37) I think I am clear about what needs to be deleted from Para 11 -- and then everyone I hope can be really clear that there is no restriction or interference.

Mathieu Weill, ccNSO, co-chair: (06:38) Sorry Alan, I know and read your comment and it is indeed a valuable one

Mathieu Weill, ccNSO, co-chair: (06:38) (I now read)

Malcolm Hutty: (06:38) Hello everybody, sorry I'm late

Greg Shatan: (06:39) With regard to the lack of Board Guidelines -- has this document been considered (pardon my ignorance): <https://www.icann.org/resources/pages/guidelines-2012-05-15-en>

Brenda Brewer: (06:39) Please mute your lines when not speaking! Thank you!

James Gannon [GNSO-NCSG]: (06:39) Can everyone on the phone bridge please check that they are muted

Samantha Eisner 2: (06:40) Following on from Greg, those Guidelines were posted for public comment in 2012 before they were adopted

Alan Greenberg: (06:40) Requiring one AC effectively gives the ALAC a veto. Is that the intent?

James Gannon [GNSO-NCSG]: (06:41) Did we add the text about guidelines for interim board members selection to be discussed in WS2? I don't see it?

Julie Hammer (SSAC): (06:41) Do Board Liaisons simply remain in place during this process?

Mathieu Weill, ccNSO, co-chair: (06:41) @James: it's been added in latest version

James Gannon [GNSO-NCSG]: (06:41) Cool thanks Mathieu

Mathieu Weill, ccNSO, co-chair: (06:41) Might need some rewording though

James Gannon [GNSO-NCSG]: (06:42) Thanks Jordan

Samantha Eisner 2: (06:42) @Julie, good question. I'm not sure that the liaison role has been discussed.

James Gannon [GNSO-NCSG]: (06:43) I would think that as they are liaisons to *the* board and not to a specific set of board members they would be unaffected

Rinalia Abdul Rahim: (06:43) Questions in general: 1) Is it possible for the ICANN CEO/President who does not get along with the Board to lobby the SO/ACs to recall the board? Is this a possible scenario? 2) Where if anywhere would dialogue occur in an escalation process for community to discuss with the Board their dissatisfaction before activating the recall mechanism?

Jordan Carter (.nz ccTLD member): (06:43) Julie: we haven't dealt with the liaison members, no.

Mathieu Weill, ccNSO, co-chair: (06:43) @Rinalia 1) surely, just like everyone else ;-)

Julie Hammer (SSAC): (06:44) Will I raise this issue now in a question?

Julie Hammer (SSAC): (06:44) Jordan?

Samantha Eisner 2: (06:44) When declaring that past members of the Board are eligible for service, are we making a decision to allow for the just-removed directors to be re-seated on either the interim Board or the newly-elected Board?

Jordan Carter (.nz ccTLD member): (06:44) Rinalia: yes, people can lobby people on 1). On 2), presumably through an invitation to resolve concerns in the ICANN Community Assembly, or through public forums at ICANN meetings, etc.

Mathieu Weill, ccNSO, co-chair: (06:44) @Rinalia 2) Community Forum as a minimum. But also the Public Forum I guess ?

Jordan Carter (.nz ccTLD member): (06:44) Julie: you should offer your thoughts as to whether you think liaisons should be removed or not

David McAuley (RySG): (06:44) Alan, can you point to paragraph that raises ALAC (or other SO/AC) effective veto?

Jordan Carter (.nz ccTLD member): (06:45) or on anything else:-)

Rinalia Abdul Rahim: (06:45) @Jordan and Mathieu - can that dialogue requirement be codified somewhere?

David McAuley (RySG): (06:45) I am just missing it, was distracted a bit, sorry

Mathieu Weill, ccNSO, co-chair: (06:45) Community forum requirement will be codified. Precedes any decision from this group

Jordan Carter (.nz ccTLD member): (06:45) It is each SO/AC, not one between them

Holly Gregory (Sidley): (06:46) @Samantha, the idea was that recalled directors would not be eligible for interim board but could be eligible for replacement board -- but that was just an idea

Jordan Carter (.nz ccTLD member): (06:46) Sebastian: do you have a proposal for how we could apply diversity requirements in such circumstances?

Jordan Carter (.nz ccTLD member): (06:46) pardon me, I spelled your name wrongly :(

Greg Shatan: (06:50) The New Zealanders in each SO and AC could take over the Board!

Athina Fragkouli (ASO): (06:50) regarding diversity within the interim board, for how long the interim board is meant to serve? if it will serve for a short time, why would it be vulnerable to capture?

Jordan Carter (.nz ccTLD member): (06:51) Greg: please tell me how :)

Jordan Carter (.nz ccTLD member): (06:51) I mean, never mind

Sabine Meyer (GAC - Germany): (06:51) Jordan, if you have to ask....

Greg Shatan: (06:51) While Europe and the Americas slumber....

Jordan Carter (.nz ccTLD member): (06:52) On Liaisons, I guess if we remain silent then nothing happens to them. It is a good question about whether they should be included for removal.

Izumi Okutani(ASO): (06:52) On diversity, I'm not sure we need to make it a must for interim Board if they are to serve for a short term until the proper Board gets elected

Jordan Carter (.nz ccTLD member): (06:52) They are often the longest-serving participants in the Board

Samantha Eisner 2: (06:52) @Athina, the issue of capture is probably broader than just diversity, but in terms of the interim Board - it is hard to constrict the Board's power, interim or not, they are a Board, so they can take decisions that can greatly impact the organization. If we don't impose the same care we have in seating the "regular" board, there is an opportunity for not having the variety of viewpoints we expect to have on the Board

ARASTEH: (06:52) Thomas

Jordan Carter (.nz ccTLD member): (06:52) agree we should mention them

Jordan Carter (.nz ccTLD member): (06:53) for clarity

Rinalia Abdul Rahim: (06:53) 3 of the liaisons are technical - critical knowledge for the Board.

Jordan Carter (.nz ccTLD member): (06:53) but the question is what we should mention them - if unaffected, that's nice and simple

James Gannon [GNSO-NCSG]: (06:53) Liaisons are to the board not to a specific set of board members and I would suggest SSAC liaison will be critical to have stability on in a crisis period, couldn't support anything that removed that role

Athina Fragkouli (ASO): (06:53) @Samantha, thank you for this clarification

ARASTEH: (06:53) to save time, It is necessary to add the word "simple" before majority in the first BULLET on para. 2

Holly Gregory (Sidley): (06:54) Liaisons are not board members: they are not directors; Agree with what Alan just said

David McAuley (RySG): (06:55) Aren't all liaisons non-voting members?

Jordan Carter (.nz ccTLD member): (06:55) yes, David, they are all non-voting

Mathieu Weill, ccNSO, co-chair: (06:55) @Kavouss: thank you

Jordan Carter (.nz ccTLD member): (06:55) but, they all participate and as I understand it, are treated nearly as if they were board members

ARASTEH: (06:55) I also question why NONCOM .IN CASE OF THE ENTIRE BOARD RECALL HTO DESIGNATE ONLY two WHERE AS THEY HAVE 8 DIRECTOR

Jordan Carter (.nz ccTLD member): (06:55) Kavouss: because the interim board in this case is small

Holly Gregory (Sidley): (06:56) Technically liaisons are not "members" of board or "directors"; they are persons that regularly participate in a non-voting capacity in board meetings

James Gannon [GNSO-NCSG]: (06:56) I thought we agreed nomcom would sit out entirely in the interim board

Jordan Carter (.nz ccTLD member): (06:56) it is arbitrary

Jordan Carter (.nz ccTLD member): (06:57) the notion was to provide balance - not just SO/AC appointees for up to 120 days plus the CEO

Alan Greenberg: (06:57) I thought that the people in reserve were for the perm replacement and not the interim board.

Jordan Carter (.nz ccTLD member): (06:57) Good tip Kavouss, thank you, re simple majority.

Alan Greenberg: (06:57) (Perm = rest of term)

Jordan Carter (.nz ccTLD member): (06:58) Alan: eek. Major item for our WP1 call

Jordan Carter (.nz ccTLD member): (06:58) (this whole item)

Athina Fragkouli (ASO): (06:58) I agree with Kavouss's suggestion on diversity

Alan Greenberg: (06:58) @james, that is what I recalled as well

CLO: (06:58) confirmation

ARASTEH: (06:58) Thomas

ARASTEH: (06:59) My question in the chat is not answered by Jordan. I NEED AN ANSWER PLSD

Julie Hammer (SSAC): (06:59) Yes, Holly, agree. And if it is deemed that because of that, no mention needs to be made in this proposal, then I am happy that my query has been answered.

Alan Greenberg: (06:59) Regarding DISCUSSION NOTES, Cheryl HAS confirmed

Christopher Wilkinson: (07:00) I was not in Paris, but I cannot conceive of NomCom being excluded from appointing to the Interim Board. CW

CLO: (07:00) I did not think that was settled

CLO: (07:00) agree Jordan

Rinalia Abdul Rahim: (07:00) @Julie, Holly is correct in her technical description, but in practice liaisons do everything board directors do except vote. Liaisons even chair board committees.

Christopher Wilkinson: (07:01) I disagree with the proposed NomCom exclusion. CW

Mathieu Weill, ccNSO, co-chair: (07:01) @Kavouss; are you mentioning the question re : diversity ?

Alan Greenberg: (07:01) BUT new Board can immediately remove a Liaison

ARASTEH: (07:01) The ICANN has 16 Directors, that number should be maintained in case of Interim BoardH

Alan Greenberg: (07:01) Except GAC

Jordan Carter (.nz ccTLD member): (07:01) Kavouss: the question I answered was the "simple" being added.

ARASTEH: (07:02) Alan +1

Christopher Wilkinson: (07:02) An alternative would be for the Interim Board to be ALL independent of the SO/ACs CW

ARASTEH: (07:02) Thomas

Holly Gregory (Sidley): (07:02) From a governance perspective that may be an issue ; not typical for non-directors to chair board committees in my experience; but from a director removal perspective perhaps the CCWG needs to consider whether given influence of liaisons they need to be considered as well

ARASTEH: (07:02) Pls answer my question on 8 and consider my comment in the chart

ARASTEH: (07:02) Chat

Rinalia Abdul Rahim: (07:03) At the moment the chairing is shared where liaison is paired with a director. :)

Christopher Wilkinson: (07:03) Delete must or Can and replace by Shall.

Holly Gregory (Sidley): (07:03) that makes more sense Rinalia. Thank you for the clarification.

Steve DelBianco [GNSO - CSG]: (07:03) Our text should say that the Interim Board will have fewer members than the permanent board.

Sébastien (ALAC): (07:03) @Jordan 9????

ARASTEH: (07:03) Jordan why 2 in para 8

ARASTEH: (07:04) Thomas

Julie Hammer (SSAC): (07:04) @Rinalia and @Holly, my main point was that thi should be made clear to everyone.

Jordan Carter (.nz ccTLD member): (07:04) Kavouss: most people have been acknowledging a smaller board as a possibility in the interim board

ARASTEH: (07:04) PLS EREPLY TO MY QUESTION ON PARA 8 otherwise I have to take different procedure

Rinalia Abdul Rahim: (07:04) Agreed Julie.

Christopher Wilkinson: (07:04) The intention should be that the Interim Board shall be entirely independent of any of the pressures that have given rise to the issue in the first place.

ARASTEH: (07:05) Thomas

Jordan Carter (.nz ccTLD member): (07:05) Kavouss: we haven't agreed that there should be a full size board for the Interim Board.

ARASTEH: (07:05) Do you want that I raise a point of order?

Christopher Wilkinson: (07:05) Nomcom usually has a panel of qualified and available candidates that have not been appointed. CW

Sébastien (ALAC): (07:05) @Hooly but liaisons are compensated like voting members

Mathieu Weill, ccNSO, co-chair: (07:05) @Kavouss: I believe we have not understood which question of yours remained unanswered, can you put it in chat ?

Samantha Eisner 2: (07:05) We've had experience with teh NomCom being able to seat directors in very short order based on their pool of alternates. I disagree with James.

Christopher Wilkinson: (07:05) If it is a requirement, then NomCom will adjust their appointments to the reserve panel.

James Gannon [GNSO-NCSG]: (07:05) Thats why I think we should give them the option and not the requirement

CLO: (07:06) that works Tho

CLO: (07:06) mas

Jordan Carter (.nz ccTLD member): (07:06) "If it has suitable candidates available, the NomCom can appoint up to two....."

Jordan Carter (.nz ccTLD member): (07:06) or something like this

James Gannon [GNSO-NCSG]: (07:06) I'd support that Jordan

Matthew Shears: (07:06) + 1 Jordan

ARASTEH: (07:06) The question was why in case of recall of the entire Board NONCOM in para .8 requires to designate 2 members whereas they have had 8 MEMBERS WHICH WERE RECALLED

Jordan Carter (.nz ccTLD member): (07:07) Kavouss: can I clarify that your question is: "Why would the NomCom only appoint two directors to the Interim Board"?

CLO: (07:07) yup

James Gannon [GNSO-NCSG]: (07:07) Kavouss because its an interim board not a full board. These are two different baords

Sébastien (ALAC): (07:07) @Sam and also from outside of the Nomcom pool

ARASTEH: (07:07) pLEASE READ pARA 8

CLO: (07:07) it OK with James's approach

CLO: (07:07) optional works

CLO: (07:07) yup

James Gannon [GNSO-NCSG]: (07:07) ^^

Jordan Carter (.nz ccTLD member): (07:07) we can save ourselves a lot of pain if we leave off the NomCom participation in the Interim Board.

Jordan Carter (.nz ccTLD member): (07:09) But it also isn't tricky over time for NomCom to organise itself so that it can have two candidates available for this purpose. The decision should be what we want the interim board to be like.

Samantha Eisner 2: (07:09) Typically, it is the NomCom directors that come with the requisite level of "independence" (as defined under US regulations) to serve as teh chair of teh Audit committee, which is a requirement for ICANN to have in place

Alan Greenberg: (07:09) Why is 4 not sufficient?

James Gannon [GNSO-NCSG]: (07:09) Intermin boards can be as small as nessesary

Alan Greenberg: (07:09) legally, 1 is enough

Samantha Eisner 2: (07:09) we have to consider the legal requirements of the Board composition when we're defining a board that will be in place for a period of time

Holly Gregory (Sidley): (07:10) Sam, what legal requirements are you speaking of.

Alan Greenberg: (07:10) @Kavouss, there is no way they NomCom could provide 8 on very short notice.

Rinalia Abdul Rahim: (07:10) To add to Samantha's point, nomcom directors generally provide a sanity check for "insider" board members.

James Gannon [GNSO-NCSG]: (07:11) Yes but everyone lets remember we are talking about an interim board here not a permanent replacement board

Samantha Eisner 2: (07:11) California law, as I understand it, requires ICANN to have an audit committee that is chaired separately from the finance committee, and then there are independence requirements for the audit committee

Samantha Eisner 2: (07:11) Rosemary should have more information?

Martin Boyle, Nominet: (07:11) @Thomas: "at least two"?

Jordan Carter (.nz ccTLD member): (07:11) we will be discussing this again next week

Jordan Carter (.nz ccTLD member): (07:12) after WP1 thoroughly discusses it

Jordan Carter (.nz ccTLD member): (07:12) a call which I plan to extend to being six hours long

James Gannon [GNSO-NCSG]: (07:12) Why only 6 Jordan

Mathieu Weill, ccNSO, co-chair: (07:12) No breaks I hope Jordan ?

Sabine Meyer (GAC - Germany): (07:12) that's what head-sets are for :)

Alan Greenberg: (07:12) AC/SO name an "interim" member because there may be no time to go through their formal selection process. NomCom, if there are people in reserve, have ALREADY gone through their full process and could name directly to the replacement board, bypassing interim appointment

ARASTEH: (07:12) Dear Jordan

Ingrid Mittermaier (Adler Colvin): (07:13) @Samantha: Audit committee needs as little as 1 board members, and limit on overlap with finance committee. I think a good idea to think through this issue for caretaker board, but I imagine can be addressed even in a fairly small board

James Gannon [GNSO-NCSG]: (07:13) I have to leave this call early unfortunately guys, see you all later today or tomorrow

ARASTEH: (07:13) It is impossible to attend any meeting with more than 2/3 hours

ARASTEH: (07:13) thus pls do not plan a longer call

Jordan Carter (.nz ccTLD member): (07:13) Kavouss: I was kidding... it's ok...

Jordan Carter (.nz ccTLD member): (07:13) (I hope I was kidding)

Rinalia Abdul Rahim: (07:13) What's the limit on committee overlap, Ingrid?

ARASTEH: (07:14) We do not want to have consensus by exhaustion

Jordan Carter (.nz ccTLD member): (07:14) I don't think we should assume that all the Board committees will be working as normal in the Interim Board

Jordan Carter (.nz ccTLD member): (07:14) it may be an Action Point to check with legal what the requirements are for committees in such a situation.

ARASTEH: (07:15) This is not legal issue

ARASTEH: (07:15) This principle issue

ARASTEH: (07:15) We have 16 Directors and must keep it 16 FOR INTERIM

ARASTEH: (07:16) there is constitutional problem if we propose lower number in interim event

Holly Gregory (Sidley): (07:17) Sam, you are referring to the NonProfit Integrity Act of 2004 but we don't believe that it poses impediment from service on audit committee of many types of persons-- can't have officers or employees serve and limit on number of cross finance committee participation

Ingrid Mittermaier (Adler Colvin): (07:17) @Rinalia: : (a) members of the finance committee, if any, shall constitute less than one-half of the membership of the Audit Committee; (b) the chair of the Audit Committee may not be a member of the Finance Committee, if any

Rinalia Abdul Rahim: (07:18) Thanks, Ingrid.

ARASTEH: (07:18) Leon

Samantha Eisner 2: (07:19) I would strongly disagree with the result being that ICANN has to follow the prior year's budget for an entire year if there is no agreement after 2 rounds of the process. I don't think that is healthy for the organization.

ARASTEH: (07:19) If IANA budget does not have sufficient protection, I as Liaison of ICG would not agree with that as it would adversely affect ICG finding

Jordan Carter (.nz ccTLD member): (07:20) does the Board win, or does last year's Board win?:-)

Alan Greenberg: (07:20) @Kavouss, I beleive CWG requires at least one year's bIANA budget held in escrow to cover this case.

Jordan Carter (.nz ccTLD member): (07:20) Kavouss: completely agree. Does need to be protected.

Steve DelBianco [GNSO - CSG]: (07:21) +1 Jonathan

ARASTEH: (07:21) One year to be reduced to 3 months or maximum 6 months

Jordan Carter (.nz ccTLD member): (07:22) remember the SECOND veto is 3/4 support

Jonathan Zuck (IPC): (07:23) this has nothing to do with escrow. it's about budget. WORST case here is that IANA budget would operate on prior year's budget. No decrease.

Martin Boyle, Nominet: (07:23) @Alan: what happens if there is an urgent need for investment for the iana operation?

ARASTEH: (07:23) Dear All

Matthew Shears: (07:23) + 1 Jonathan

ARASTEH: (07:24) We need to separate IANA Budget from overall budget abnd have different procedure for each

James Gannon [GNSO-NCSG]: (07:24) Agreed Martin, discussions over the appropriateness of the IANA budget should take place at PTI level

Jonathan Zuck (IPC): (07:24) this current proposal DOES treat the IANA budget seperately from the general budget Kavouss

ARASTEH: (07:24) Mathieu

Martin Boyle, Nominet: (07:25) @James: there might be specific reasons for challenging the iana budget, of course

ARASTEH: (07:25) Pls carefully consider my propoza to treat IANA BUDGET SEPARATELY FROM THE OVERALL icann Budget

Jordan Carter (.nz ccTLD member): (07:25) Kavouss: that is what this paper provides for.

James Gannon [GNSO-NCSG]: (07:25) Yes but my suggestion would be that discussion should take place at PTI and CSCV level

Jonathan Zuck (IPC): (07:25) @Kavrous, they ARE separate in the current draft

James Gannon [GNSO-NCSG]: (07:26) And that the approval of that budget request at ICANN level should be automatic

Martin Boyle, Nominet: (07:26) @Greg: a mediation phase?

Martin Boyle, Nominet: (07:26) I would strongly welcome that!

Matthew Shears: (07:27) the exercise of hte veto should go hand in hand with an obligation on the Board and the community to resolve the budget differences

Jonathan Zuck (IPC): (07:27) sure but the point of WS1 is to establish a power. it doesn't preclude any process for resolving a conflict and improving the process is an explicit part of ws2

Martin Boyle, Nominet: (07:28) @Mathew: yes

David McAuley (RySG): (07:29) +1 Matthew AND Jonathan

Martin Boyle, Nominet: (07:29) @Jonathan: would help to make it clear. It is easy for people to forget in the heat of battle. And if the only tool is a hammer...

Greg Shatan: (07:29) Martin -- either mediation (with a mediator) or consultation (without one).

Alan Greenberg: (07:29) I thought that the CWG provided future budget held in scrow for 1 year, and another year held by ICANN, but I cannot locate it. Did it get removed???

Greg Shatan: (07:30) Given the level of concern with the conflict issue, I think we need to provide some indication that we are not recommending veto ping-pong.

Alan Greenberg: (07:30) Escrow

Jordan Carter (.nz ccTLD member): (07:30) Escrow has **nothing** to do with the Budget.

Jonathan Zuck (IPC): (07:30) Escrow is about insolvency. Not relevant here

Grace Abuhamad: (07:30) CWG proposal is here : <https://community.icann.org/x/aJ00Aw>. the dependencies are on page 21

Martin Boyle, Nominet: (07:30) @Greg: either. I'd hope the latter!

Greg Shatan: (07:31) CWG co-chair Lise Fuhr sent the following email to Jordan Carter, cc'ing the CWG email list. It seems that the important issue is to have enough detail on the budget in order to follow and ensure that the IANA function is sufficient funded in order to fulfil its function. But it also seems that the IANA functions is dependent on the ICANN budget and that makes too much separation of the budget more complex. The budget bylaws and related processes should ensure to include both IANA and ICANN since it seems that the two are interdependent on each other. Not that they can't be separate but both issues – but the ICANN budget and the IANA budget need to be a package to be taken care of in WS1.

Jordan Carter (.nz ccTLD member): (07:32) Kavouss, if you gave that assertion to the ICG you would not be accurately representing what is in the paper or what the CWG has said to us.

Jordan Carter (.nz ccTLD member): (07:32) I find the CWG email that Greg has quoted above a bit confusing, to be honest

Greg Shatan: (07:33) I'm just the messenger.

Jordan Carter (.nz ccTLD member): (07:33) Yep:-)

Matthew Shears: (07:33) + 1 Johnathan on continuity of prior year budget

Jordan Carter (.nz ccTLD member): (07:34) see para 10 - that notes the situation that where the veto is happening, the previous year's budget will be renewed at exactly the same levels for the new year

Jonathan Zuck (IPC): (07:35) Leon where we need guidance from the CCWG is whether or not to cap the number of vetos and force and escalation or whether we could have an infinite number of vetos

Christopher Wilkinson: (07:36) I shall read the text later, but I have reservations about infinite round trips. Seriously? CW

Alan Greenberg: (07:36) To be clear, my reference to escrow was my recollection that one year's budget would be held in escrow for PTI if, FOR WHATEVER REASON, money was not forthcoming from ICANN> My question was if that provision is in the CWG report or was deleted. It is not a CCWG dependency, but a term of creating PTI - I thought.

Matthew Shears: (07:36) I don't think the notion of infinite rotations is at all credible - there should be a limit so that it can go to escalation

Greg Shatan: (07:37) What would be the escalation?

Jordan Carter (.nz ccTLD member): (07:37) sack the Board.

Jonathan Zuck (IPC): (07:37) board removal, for example

Phil Buckingham: (07:37) + 1 Jonathan. IANA budget ring fenced, right? Is it now based on incremental increase per budget process

Jordan Carter (.nz ccTLD member): (07:37) I suggest you leave us to do the times in WP 1

Christopher Wilkinson: (07:37) Les douzièmes provisoires. OK? CW

Matthew Shears: (07:37) agree Jordan

Greg Shatan: (07:38) A nice consultation requirement to arrive at a mutually acceptable solution would be less drastic.

Steve DelBianco [GNSO - CSG]: (07:38) We can escalate at any time, Matthew. If the board is ignoring us after 4 vetos, we may well think its time to spill the board

Steve DelBianco [GNSO - CSG]: (07:38) We control escalation.

Matthew Shears: (07:38) + 1 Greg - consultation/mediation and limited # of rotations

Jonathan Zuck (IPC): (07:38) We agreed to a requirement in Paris that objections would be based on public comments

Jonathan Zuck (IPC): (07:39) +1 Jordan and the budget is near its maximum time limit according to ICANN staff

Jonathan Zuck (IPC): (07:39) para 6 Jordan

Jonathan Zuck (IPC): (07:40) timing for petition not in this document but elsewhere

Jordan Carter (.nz ccTLD member): (07:45) The name of the group isn't in this paper

Samantha Eisner 2: (07:46) I have a concern that the term "assembly" could cause confusion with the concept of a "general assembly"

Jordan Carter (.nz ccTLD member): (07:47) no, that is not the case.

Holly Gregory (Sidley): (07:47) Assembly/forum concept is discussion only -- ACs and SOs vote but not in the Assembly as I understand

Jordan Carter (.nz ccTLD member): (07:50) will be properly explained

Jordan Carter (.nz ccTLD member): (07:50) yes - it is important that that group has the expert advice and perspectives of all the ACs

Jordan Carter (.nz ccTLD member): (07:50) RED CROSSES is what he means

Eberhard Lisse [NA ccTLD Manager]: (07:50) I don't care either way

Malcolm Hutty: (07:51) As Kavouss said, no objection to the term, but it needs explaining more clearly

Jordan Carter (.nz ccTLD member): (07:51) oh I don't know.

Samantha Eisner 2: (07:51) My objection is solely because of the potential for confusion with the concept of a "general assembly"

Alan Greenberg: (07:51) Assembly is a term we do not already use, so no confusion with some other grouping or function.

Steve DelBianco [GNSO - CSG]: (07:51) thanks for explaining, Samantha

Jordan Carter (.nz ccTLD member): (07:52) Lyman's hand is up

Eberhard Lisse [NA ccTLD Manager]: (07:52) Mathieu, just for the record, I joined Sebastien

Samantha Eisner 2: (07:52) I understand that we'll describe what the function is, but those not as well versed may have differing expectations on seeing the word "assembly"

Mathieu Weill, ccNSO, co-chair: (07:52) Thanks eberhard, noted

Mathieu Weill, ccNSO, co-chair: (07:52) Lyman, sorry I did not notice your hand. Anythin that can be sorted out via chat ?

Grace Abuhamad: (07:53) This is the document becky circulated on list -- I removed the formatting track changes to make the doc a bit easier to read. I left all the other track changes

David McAuley (RySG): (07:53) Thanks Grace

Lyman Chapin: (07:53) @Mathieu thanks - I was trying to register a red check and inadvertently raised my hand instead :-)

Grace Abuhamad: (07:54) Lyman is the red check for "Forum"

Lyman Chapin: (07:54) In favor of "assembly" but not "forum" (conflicts with the established Public Forum at ICANN meetings)

Grace Abuhamad: (07:54) I can add this to the notes. thanl you

Lyman Chapin: (07:54) thanks

Mathieu Weill, ccNSO, co-chair: (07:54) ok thanks !

Greg Shatan: (07:54) Instead of "Assembly" or "Forum", I suggest we adopt one of the oldest terms used for such bodies: "Thing" [https://en.wikipedia.org/wiki/Thing_\(assembly\)](https://en.wikipedia.org/wiki/Thing_(assembly))

Lyman Chapin: (07:55) For the record Jullie and I speaking for SSAC are comfortable with the current draft of 5A (Community Mechanism)

Julie Hammer (SSAC): (07:55) @Greg...or the modern version of the term "Thingy"

David McAuley (RySG): (07:55) Caucus?

Jordan Carter (.nz ccTLD member): (07:55) dear all, I am going to head away, 0200 here now, 19 hrs since we started WP1 call this morning

David McAuley (RySG): (07:55) Many thanks Jordan

Grace Abuhamad: (07:55) yikes! sleep well Jordan

Alan Greenberg: (07:56) "The Community Thingy". I like it!

Jordan Carter (.nz ccTLD member): (07:56) ciao and thanks everyone, great discussion :-) catch u later.

Mathieu Weill, ccNSO, co-chair: (07:56) @Greg: for the record my suggestion was Jamboree but seems to have been rejected.

Mathieu Weill, ccNSO, co-chair: (07:56) :-)

Julie Hammer (SSAC): (07:56) :-)

David McAuley (RySG): (07:56) And a new acronym: TCT

Avri Doria: (07:56) i have registered that i will file a minority report on the human rights issue.

Jordan Carter (.nz ccTLD member): (07:56) Sometimes ICANN is a bunch of cats that are hard to herd... and so it could be the ICANN Community Clowder

Avri Doria: (07:56) (:

Lyman Chapin: (07:57) Thing works really well in Italian (cosa) where it can be used in place of almost any other noun

Greg Shatan: (07:57) Our Thing = Cosa Nostra. Hmmmm.

Lyman Chapin: (07:57) @Greg La Cosa

David McAuley (RySG): (07:57) Becky covering a lot of important ground so maybe next call?

Greg Shatan: (07:57) Sounds less ominous.

Alan Greenberg: (07:58) Based on some people's view of ICANN, using an archaic (ie aged and decrepid) term is quite appropriate.

Avri Doria: (07:58) Greg i can see you as a capo.

Sabine Meyer (GAC - Germany): (07:58) seconding David.

Sabine Meyer (GAC - Germany): (07:58) quite important stuff with 2 min to go.

Greg Shatan: (07:58) But who would be il Capo del tutti Capi?

Lyman Chapin: (07:58) Il capo della cosa

Lyman Chapin: (07:59) Or, in ICANN-speak, ICDC

David McAuley (RySG): (08:00) Thanks Becky

Becky burr: (08:01) I agree Sabine, and now we have 0 minutes to discuss

Avri Doria: (08:01) the bylaw reference i am asking for is monor: to ensure that ICANN respects humanright obligations within it mission, to accounts for impact on human rights in policycreation, and to adhere to the "Respect, Protect and Remedy" frameworkdeveloped by the UN.

David McAuley (RySG): (08:02) Thomas - this will need more time (HR that is)

Avri Doria: (08:02) this is repsonse to comments and is an explicit repsonse to losing the huma right backstop that NTIA as a right duty bearer provides.

Mathieu Weill, ccNSO, co-chair: (08:02) so that's 3 requests Avri right ?

Greg Shatan: (08:02) I don't consider this minor, and we should not change something as critical as the bylaws without appropriate study and deliberation.

Avri Doria: (08:02) it is minimalist.

Greg Shatan: (08:03) I don't believe the "duty bearer" argument is correct.

Robin Gross [GNSO - NCSG]: (08:03) I would like to see a simple committment to fundamental human rights in ICANN's bylaws.

Avri Doria: (08:03) and is quite explicitly a WS1 requirement

Edward Morris: (08:03) THat seems reasonable Robin. +1.

Greg Shatan: (08:03) Disagree.

Sabine Meyer (GAC - Germany): (08:04) having a corporation committing to fundamental human rights might not be simple, necessarily.

Samantha Eisner 2: (08:04) I agree with Sabine.

Greg Shatan: (08:05) I also agree with Sabine.

Samantha Eisner 2: (08:05) I disagree with the notion that we just put it into the Bylaws now with a "simple" reference and then do the work to figure out what it means

Mathieu Weill, ccNSO, co-chair: (08:05) As a reminder, our requirement when kicking off this review of values and commitments was the need to incorporate AoC into the Bylaws

Avri Doria: (08:05) That leave human rights totaally in GACs hands.

Avri Doria: (08:05) the statement i offer is more limited.

Avri Doria: (08:06) maybe not simple but an essential part of WS1

Greg Shatan: (08:07) I don't think this leaves human rights in the GAC's hands at all.

Edward Morris: (08:07) Agree Kavrouss. It's a simple statement of principle.

Jonathan Zuck (IPC): (08:07) the idea that we would put something in the bylaws that we KNOW we don't understand seems very counterintuitive

David McAuley (RySG): (08:07) It was not referenced previously and ICANN has not sunk into HR violations - this is important and simple terms may carry big reprercussions

Robin Gross [GNSO - NCSG]: (08:07) we can sort out the details in WS2, but make the committment to the principle in WS1.

Steve DelBianco [GNSO - CSG]: (08:07) @Avri -- can you give us a link to learn about your recommended framework? Respect, Protect and Remedy" frameworkdeveloped by the UN.

David McAuley (RySG): (08:08) I disagree with Robin on this point

Alan Greenberg: (08:08) Need to leave - sorry.

Athina Fragkouli (ASO): (08:08) Robin's and Kavouss's proposal make sense to me

Avri Doria: (08:08) In Resolution 17/4 of the UN Human Rights council in 2011, GuidingPrinciples on Business and Human Rights was approved.

Jonathan Zuck (IPC): (08:08) can't we make it an explicit part of our framework to deal with it in ws2? isn't that just as explicit?

Greg Shatan: (08:09) We can commit in WS1 to discuss it in WS2. But not by changing the Bylaws.

Greg Shatan: (08:09) Or we could put all of the WS2 commitments into the Bylaws.

David McAuley (RySG): (08:09) WS2 will presumably provide more space and time than we have now

Avri Doria: (08:10) NTIA as a Govt agency is a rights duty bearer. when we lose that backstop we lose our obligation to adhere to human rights. this can be replaced by making it a legal bylaws requirement

Izumi Okutani(ASO): (08:10) I am good with indirect approach by I am also good with Robin and Kavouss's suggestion

Tracy Hackshaw (Trinidad & Tobago): (08:10) Abstain

Malcolm Hutty: (08:11) Are we being asked about Robin's suggestion specifically?

Martin Boyle, Nominet: (08:11) It does need some clear qualification. I am not sure we have enough information on implications

Steve DelBianco [GNSO - CSG]: (08:11) Robin's statement or Avri's text?

Malcolm Hutty: (08:11) I am uncomfortable with the concept, but could reconcile myself to Robin's limited proposal

Greg Shatan: (08:11) Based on my very brief research, the "duty bearer" argument is incorrect in this case.

Avri Doria: (08:11) I am afraid your research is therefore incomplete.

Greg Shatan: (08:12) Send me yours.

Greg Shatan: (08:12) yours.

Martin Boyle, Nominet: (08:12) there is "a UN Guiding Principles on Business and Human Rights"

Robin Gross [GNSO - NCSG]: (08:12) I may also file a minority statement, although it will be different than Avri's.

Avri Doria: (08:12) i will be filing the minority report.

Matthew Shears: (08:12) we should however make a commitment to discussing it in WS2

Greg Shatan: (08:13) We have many interesting things to study and talk about.

Eberhard Lisse [NA ccTLD Manager]: (08:13) I am starting to wonder why we suddenly start considering to publish Minority Statement.

Greg Shatan: (08:13) The Bylaws is not a place to leave "Notes to Self."

Matthew Shears: (08:14) this issue is being discussed in a CCWP on HR and therefore should be discussed in WS2

David McAuley (RySG): (08:14) Hopefully with coordination Matthew

Martin Boyle, Nominet: (08:14) @Matthew +1

Greg Shatan: (08:15) I wouldn't give the CCWP too much weight, yet. It is an ad hoc unchartered body.

Greg Shatan: (08:15) Bye all.

David McAuley (RySG): (08:15) Thank you Thomas, good bye all

Matthew Shears: (08:15) its a start Greg

Athina Fragkouli (ASO): (08:15) bye thank you

Robin Gross [GNSO - NCSG]: (08:15) Bye - thanks.

Martin Boyle, Nominet: (08:15) bye & thanks

Matthew Shears: (08:15) thanks!

Tracy Hackshaw (Trinidad & Tobago): (08:15) Good bye all

Izumi Okutani(ASO): (08:15) thanks all bye

Sabine Meyer (GAC - Germany): (08:15) good bye and thanks!

Avri Doria: (08:15) this makes me very sad. bye.

Avri Doria: (08:15) sad sad sad

FIONA ASONGA (ASO): (08:15) bye