

# Revised GNSO Operating Procedures and ICANN Bylaws

## *Overview*

Marika Konings

GNSO Council Meeting  
20 September 2017



# Agenda 1 Slide

1

Here's a place to introduce your first agenda item from your talk.

2

Here's a place to introduce your second agenda item from your talk.

3

Here's a place to introduce your third agenda item from your talk.

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Here's a place to introduce your fourth agenda item from your talk.

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Here's a place to introduce your fifth agenda item from your talk.

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Here's a place to introduce your sixth agenda item from your talk.

# Background

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- ⦿ GNSO Rights & Obligations under Revised Bylaws Drafting Team (Bylaws DT) tasked to put forward recommendations for changes needed to ICANN Bylaws and/or GNSO Operating Procedures to enable effective participation of GNSO as a decisional participant in the Empowered Community.
- ⦿ The GNSO Council accepted the DT Final Report on 01 December 2016 and directed “ICANN Policy Staff to draft proposed language for any necessary modifications or additions to the GNSO Operating Procedures and, if applicable, those parts of the ICANN Bylaws pertaining to the GNSO”. Request included an evaluation whether the proposed modifications were considered consistent with the post-transition Bylaws .
- ⦿ As part of this assignment Staff worked with Bylaws DT to address any open issues, inconsistencies identified and confirm assumptions.
- ⦿ Staff report on how each recommendations was addressed as well as proposed changes to GNSO Operating Procedures & ICANN Bylaws published for public comment on 19 June.

# Approach

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- ⦿ Minimalist approach by focusing on the minimum changes needed to implement the DT recommendations
- ⦿ Highlighted in staff report additional work needed to facilitate the GNSO's participation in the Empowered Community, such as creating templates or fact sheets as well as development of relevant processes by GNSO Council as well as GNSO SG/Cs
- ⦿ Folded in outstanding changes to the GNSO Operating Procedures:
  - Updated references to the ICANN Bylaws as many changed;
  - Updated the generalized schedule for board elections to align with new timing and notification requirements;
  - Included references to the Governmental Advisory Committee (GAC) Quick Look Mechanism in the PDP Manual as a result of the GAC-GNSO Consultation Group recommendations, and
  - Included references to the inclusion of a draft PDP WG Charter in the Preliminary Issue Report in the PDP Manual as a result of the GNSO Improvements recommendations.

# Overview of changes triggered by DT Recs

1

No changes needed because sufficient guidance is provided or has been addressed otherwise (e.g. SSC)

4

Waiver for current timing requirements in specific circumstances to meet DP obligations

2

Changes to ICANN Bylaws to reflect new voting thresholds

5

Clarification that certain petitions submitted by an individual need to go via SG/C

3

Changes to GOP to reflect that certain decisions are accepted “automatically” through consent agenda

6

Clarification that all petitions by an individual for Board Director removal need to be submitted directly to the GNSO Council

# Public comment feedback

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- ⦿ 6 submissions received (RySG, RrSG, BC, IPC, ISPCP, NCSG)
- ⦿ Explicit support for proposed changes to GNSO Operating Procedures and ICANN Bylaws and consistency with Bylaws DT recommendations from RySG, BC, RrSG, NCSG, no specific objections from others.
- ⦿ BC, IPC and ISPCP restated their position, as outlined in the minority report to the Bylaws DT Final Report, that “the GNSO Council is not the appropriate vehicle for GNSO to exercise Empowered Community rights and responsibilities” but instead these responsibilities should be held directly by GNSO Stakeholder Groups and Constituencies.
- ⦿ A small number of specific comments were provided that staff believes were already addressed, can be easily addressed through minor modifications and/or need to be addressed elsewhere.

# Next Steps

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Council to consider next steps, which could include, for example:

- ⦿ Adoption of the revised GNSO Operating Procedures and ICANN Bylaws with the minor updates as suggested in the analysis of comments
- ⦿ Further consideration of the comments submitted by the GNSO Council
- ⦿ Consultation with the Bylaws DT

**NOTE:** Until such time revised GOP and Bylaws are in place, any and all decisions related to the GNSO as a Decisional Participant in the Empowered Community fall under the existing rules / voting thresholds.

Any changes to the ICANN Bylaws also require Board approval.

# Engage with ICANN – Thank You and Questions



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