

IDN PDP Working Group 2 Telephone Conference

17 November 2011

Attendees:

Hiro Hotta, .jp (Chair)
Paulos Nyirenda, .mw
Mary Uduma, .ng

Staff:

Bart Boswinkel
Kristina Nordström

Apologies:

Demi Getshko, .br
Giovanni Seppia, .eu
Siavash Shahshahani, .ir

- *Bart Boswinkel* ran through the major issues that the Working Group needs to consider in the ccNSO Rules & Guidelines.
- He highlighted that the parts on the General Meetings, ccNSO Council Elections and ccNSO Board Selections are the ones that need most attention. The core issues are concerning voting and quorum.
- Membership Definition (Rules): They are a reference to section 4, article 9 ICANN Bylaws: Suggestion that Article 9 is to include IDN ccTLDs in the ccNSO. The article needs to reflect the proposed membership definition.
- Section 3 (Rules): May be an issue, depending on what will be decided on the voting issue. If the decision is to go for one vote per territory, this rule doesn't need to be changed. However, it can be argued to keep one vote/member anyway, as it is not a real voting, in the sense of article 9. The section will be changed to reflect this.
- Section 4.1 (Rules): This needs to be aligned with the language in Annex C, article 9 ICANN Bylaws, as it refers to voting in PDPs. If any rules in the bylaws are going to be changed, then section 4.1 needs to be adjusted as well.
- Section 4.2 (Rules): This section needs to be modified to reflect which voting principle that will be adopted.
- Section 4.3 (Rules): Same as 4.2
- Section 5.1.3 (Rules): The request to have 10% of the membership to initiate a vote might have to be changed. It should be considered whether to add a requirement of 10 members, or more to launch a PDP. Also, it should be

considered whether a certain number, or percentage, of members per territory should be included in such a request.

- Section 5.2 (Rules): Staggered voting was discussed for this section, however, after discussions, the Working Group decided this is no longer an option.
- Section 5.3 (Rules): The quorum rule will depend on how the Working Group decides to resolve the general quorum rule under section 3.
- Section 6 (Rules): As at section 5.1.3 – this needs to be adjusted to at least 10 members, or more. Whatever will be resolved for 5.13, this should be reflected in 6.3 as well. This paragraph was previously identified as a potential issue, due to time limitations. However, assuming that either the one vote per member, or territory will be adopted, the timing is no longer an issue.
- It was suggested to propose the changed to the ccNSO Rules at the same time as the Bylaw changes, so that both are in effect at the same time.
- Bart clarified that the ccNSO Guidelines are internal ccNSO documents, setting the rules.
- Guidelines of ccNSO Meetings: This part is copied from section 3.2 of the Rules, which means that the language needs to be aligned and updated with the changed rules of the ccNSO.
- Ratification/Veto Council Decision (Guidelines): This part is also copied from section 6.3 from the Rules document, which needs to be reflected in the guidelines, in case a change is going to take place.
- Council Election Procedure (Guidelines): This part is a refinement of relevant sections of Article 9 in the Bylaws. One of the formal decisions for ccNSO membership is the Council elections, this is where the one vote per territory principle is proposed.
- Call for Nominations (Guidelines): This section is pasted from Article 9, section 4.8 in the Bylaws. If this section will be updated, this part needs to be updated as well. The working Group did not identify or suggest any changes in the call for nominations. The issue is that the section needs to reflect what will be the final outcome of the discussions and how the bylaws will change (either one vote per territory, or one vote per member).
- Selection of ICANN Board Members (Guidelines): This is an internal procedure, adopted by the ccNSO Council. Looking at Article 9 itself, the rule is that the ccNSO Council selects the ICANN Board member. However, the practice is that the Council confirms the decision and outcome of the voting of the ccNSO membership. There is no formal requirement for this, however, it could be argued that this should be treated as a formal voting by the ccNSO membership. Whatever the outcome will be regarding the one vote per territory versus one vote per member issue, should be reflected in the guidelines.

- It was then discussed how to proceed: The Working Group should consider how it would like to treat the formal voting mechanism, or the more grown practice for internal purposes.
- The Working Group is now awaiting the outcome of the public comment period and then await for the approved Bylaws by the board.
- The report is closing for public comments on 15 December. In the meantime, the Working Group should consider whether to follow the formal voting mechanism, or whether to follow the more grown practice for internal purposes. It can also consider whether there needs to be a 10% or “10-members-or-more” rule for the initiation of a PDP. The paper will be re-drafted so that the questions that can be decided on at an early stage become more prominent to the Working Group members.
- The next conference call will be held on 8 December at 12.00 UTC. At this call, the principle choices and a map on how these will affect the Rules & Guidelines will be presented.