

ccNSO Council Telephone Conference  
24 May 2018

**Attendees:**

**AF**

Abibu Ntahigiye, .tz

Souleymane Oumtanaga, .ci

**AP**

Young Eum Lee, .kr

Hiro Hotta, .jp

**EU**

Katrina Sataki, .lv

Peter Vergote, .be

Nigel Roberts, .je, .gg

**LAC**

Alejandra Reynoso, .gt

Demi Getschko, .br

Margarita Valdes, .cl

**NA**

Pablo Rodriguez, .pr

Stephen Deerhake, .as

**NomCom**

Christelle Vaval

Jian Zhang

**Liaisons/Observers**

Philippe Fouquart, GNSO

**Regional Organizations**

Barrack Otieno, AfTLD

Leonid Todorov, APTLD

Peter Van Roste, CENTRE

Miguel Ignacio Estrada, LACTLD

**ICANN Staff**

Bart Boswinkel

Kim Carlson

Joke Braeken

**1 Welcome and Apologies**

Attendance list is available at: <http://ccnso.icann.org/about/council/attendance.htm>

**Apologies:** Byron Holland, Debbie Monahan, Abdalla Omari  
**Did not attend - no apology sent:**

## **2 Minutes and Actions**

Minutes 26 April 2018 were circulated on 15 May to Council.  
No comments received

Action items from last meeting have been completed.

## **3 Overview inter-meeting Council decision**

The ccNSO Council Chair reviewed the following inter-meeting decisions:

- Appointment ccNSO member coordination team CSC related matters
- Date to start Special European Council selection.

## **4 Guideline: ccNSO Procedure for the Exercise of the Empowered Community's rights to Reject Specified Actions**

### 4.1 Approval of the proposed Guideline

The ccNSO Council Chair did not review the guideline again, as it has been discussed before as well as webinars conducted. The guideline is complicated; however, the Guideline Review Committee (GRC) has made every effort to be as complete as possible. She also thanked Stephen Deerhake for taking the lead on this guideline.

From the Council perspective, the guideline focuses on the role of the ccNSO Council as member of the Empowered Community, as decisional participant. Currently, there is notification of a rejection action – the ICANN Board approved the update to the bylaws.

She further reminded the Council the timelines are very tight. The guideline must be in place to address any situations around rejection actions.

Stephen Deerhake added the rejection action petition period involves the GNSO and voting thresholds. On the 19<sup>th</sup> of May, the Empowered Community Administration (ECA) received an email from ICANN that was “flawed” announcing the above – the email referenced a change to “Annex A” when in fact, this is a change to section 11 of the Bylaws. Another email was received on 21 May (a clarification letter). Because of the correction to the initial email, it is unclear when the actual rejection action petition period began. It is also unclear if ICANN Org notified the ECA within the time constraints specified in the Bylaws. Additionally, as this is a GNSO matter, he does not see a reason for the ccNSO to pursue further action. He further noted, the ICANN Board will be voting on the FY19 budget, which will also trigger a rejection action petition process – urging the need to have a guideline in place before this happens.

### ***RESOLUTION 141-01:***

The ccNSO Council adopts the Guideline: ccNSO Procedure for the Exercise of the Empowered Community's rights to Reject Specified Actions as submitted by the ccNSO Guideline review Committee. The Council thanks the GRC for its hard work, in particular Stephen Deerhake. The Council requests the secretariat to publish this decision and guideline as soon as possible.

Moved by Pablo Rodriguez

Seconded by Hiro Hotta

Passed unanimously

### ***Action Item 141-01:***

Secretariat to publish guideline on Rejection Action Petition

4.2 Call for Volunteers (Councillors) to serve as "Rejection Action Petition Manager" and back-up.

The ccNSO Council Chair discussed the need to have a Rejection Action Petition Manager and deputy – as noted in the guideline. These positions must be filled by someone from Council and may not be the representative to the ECA. The ECA representative deputy is also ineligible to serve in this capacity.

Background:

According to the Guideline, the ccNSO Council shall appoint an additional Councillor to serve as a back-up "Rejection Action Petition Manager", in the event that the Rejection Action Petition Manager is unable to fulfil their duties.

### ***Action Item 141-02:***

The Secretariat to send out call for volunteers to Council list to seek Rejection Action Petition Manager and an alternate.

4.3. Call for two additional volunteers (Councillor) Rejection Action Petition Review Committee

The Rejection Action Petition Review Committee will evaluate any Rejection Action Petition received by the Rejection Action Petition Manager to ensure that it meets the requirements for a Rejection Action Petition as set forth in Annex D of the Bylaws and advise the ccNSO Council accordingly.

The ccNSO Council Chair reminded the Council, the manager and deputy, due to conflict of interest, will not be allowed to submit a rejection action petition. The role is limited to review and advising.

### ***Action Item 141-03:***

The Secretariat to send out a call for volunteers to Council list to seek two additional Councillors as members of the Rejection Action Petition Review Committee.

**5 Appointment ccNSO liaison to GNSO Council.**

The ccNSO Council Chair noted one application and SOI was received, from Adebisi Oladipo (.ng). She further suggests, according to internal rules, positions are filled on a yearly basis, wording should be added to include liaisons and guideline reviewed by the GRC.

***RESOLUTION 141-02:***

The ccNSO Council appoints Adebisi Oladipo (.ng) as ccNSO liaison to the GNSO and requests the Chair to inform Adebisi and the GNSO Council accordingly. Further, the ccNSO Council requests the Guidelines Review Committee to review and update the relevant guideline to include terms for appointment.

Moved by Nigel Roberts  
Seconded by Abibu Ntahigiye  
Passed unanimously

***Action Item 141-04:***

Chair to inform Adebisi and the GNSO Council of appointment of liaison to the GNSO

***Action Item 141-05:***

Further, the ccNSO Council requests the Guidelines Review Committee to review and update the relevant guideline to include terms for appointment.

**6 Study Group Emoji**

***6.1 Response on letter ICANN CTO***

The ccNSO Council Chair noted a letter was received from ICANN’s office of the Chief Technology Officer (CTO) regarding registration of emoji. Letter was circulated to the Council on 8 May.

She asked if the Council should respond and if yes, what points should be included in the response.

Nigel Roberts proposed the Chair reply to the letter only thank him for the letter and the contents have been noted.

***6.2 Appointment members Study Group***

The ccNSO Council Chair noted after the call for volunteers, comparatively, the response rate was good. She noted of the candidates, there were two not employed by a ccTLD manager.

Nigel Roberts added a “general point” in consideration of candidates; it is important to have a diversity of viewpoints.

***Background***

Following a call for volunteers the following people have volunteered to participate in the ccNSO Study Group on Use Emoji as Second Level Domains:

NAME	ccTLD
Mireille Houndji	.ci
Ed Borgquist	.ws
Riahi Chamseddine	.tn
Kadir Erdogan	.tr

Abdalmonem Tharwat Galila	.masr (مصر.) (IDN ccTLD of Egypt)
Jon Roig	not employed by a ccTLD Manager
Page Howe	not employed by a ccTLD Manager
Peter Koch	.de
Alirezah Saleh	.ir

In accordance with the Terms of Reference for the Study Group, direct relation with a ccTLD manager is not required.

***RESOLUTION 141-03:***

The ccNSO Council appoints all volunteers, and requests the Secretariat to inform the appointees accordingly. The Chair of the ccNSO Council is requested to inform ICANN Org and SSAC accordingly. The Chair is also requested to extend through the Chair of SSAC an invite to members of SSAC to participate in a personal capacity or any other way they find appropriate.

Moved by Stephen Deerhake

Seconded by Alejandra Reynoso

Passed unanimously

***Action Item 141-06:***

The Chair of the ccNSO is requested to inform ICANN Org and SSAC accordingly. The Chair is also requested to extend through the Chair of SSAC an invite to members of SSAC to participate in a personal capacity or any other way they find appropriate.

**7 CSC members selection process**

***7.1 position Jay Daley***

The ccNSO Council Chair updated the Council informing them the CEO to PIR has stepped down and Jay Daley was appointed interim CEO. Jay’s term on the Customer Standing Committee (CSC) ends in October 2018. Because of the short time frame, the CSC membership and the CSC Chair, noted no objections in allowing him to complete his term.

Nigel Roberts commented support allowing Jay Daley to complete his term. He proposed working on a conflict of interest policy, modeled after the one the ICANN Board has in place.

Bart Boswinkel responded noting, in the amended charter, there will be a paragraph around changing circumstances of members and liaisons on the CSC (including situations around changes to affiliations).

Stephen Deerhake also noted support for Jay Daley to complete his term.

**7.2 Kick-off Selection Process ccNSO appointed member on CSC**

The ccNSO Council Chair stated according to the guideline, the Council must start the selection process four months before the term expires for the appointed members from the ccNSO. The CSC consists of four voting members and other liaisons. The four members: two from ccNSO and two from RySG. From the initial slate, one appointment was for three years (Byron Holland) and one for two years (Jay Daley).

Now, the Council must select a new member to the CSC. Process: select, then consult with the RySG, then the Councils from the ccNSO and GNSO will approve the full slate (members and liaisons) (RSSAC and GAC liaisons term will end as well). The ccNSO Council Chair reviewed the timeline [call for volunteer, review applications, selection of new member]. For efficiency, a committee was chosen, who consulted with the RySG. Should this selection committee merely consult with the RySG or allow them to consult and approve the full slate on behalf of the ccNSO Council? The last time, this selection committee could approve the full slate of candidates – the full Council will have the opportunity to object.

**Background**

*The ccNSO Council was invited to select a member for the Customer Standing Committee, to replace Jay Daley whose term ends on 1 October 2018 and indicated not to be available for a new term. In accordance with the internal ccNSO Guideline: ccNSO Actions respecting the Customer Standing Committee (<https://ccnso.icann.org/sites/default/files/file/field-file-attach/2016-12/guidelines-ccnso-csc-16jun16-en.pdf>) the ccNSO Council will need to adopt a timeline for selection and to decide whether or not to appoint a selection committee from among its members, that will consult with the RySG and GNSO only or consult with RySG and GNSO and approve the full slate of CSC membership.*

*The proposed timeline is:*

**Timeline**

Action	Starting date	Closing date	Comment, if any
Council decision to launch call		24 May 2018	
Council decision to appoint Committee		24 May 2018	Advised to appoint committee mandated to consult and approve
Call for Nomination	29 May 2018	14 June 2018	
Selection Process	15 June 2018	22 June 2018	
Consultation RySG	25 June 2018	29 June 2018	Depends on progress other selection committees, consultation during ICANN62
Council Decision to select member	9 July 2018	13 July 2018	Email Decision
Approval full slate	10 September 2019	14 September 2018	

Discussion and Approval Selection Report by Council		20 September 2018	
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***RESOLUTION 141-04:***

The ccNSO Council adopts the timeline as proposed for the selection of a new ccNSO appointed member on the CSC, and request the Secretariat to launch the call for volunteers at the time foreseen in the schedule and in accordance with the mechanism in the Guideline: ccNSO Actions respecting the Customer Standing Committee.

The ccNSO Council also decides to opt for a selection committee with the mandate to consult with the RySG and GNSO Council and approve the full slate of membership. The Secretariat is requested to invite Councilors (one from every region, and one NomCom appointed Councilor) to volunteer.

The Secretariat is further requested to inform the community as soon as possible on the upcoming CSC member nomination and selection process.

Moved by Pablo Rodriguez  
 Seconded by Stephen Deerhake  
 Passed unanimously

***Action 141-07:***

The Secretariat is further requested to inform the community as soon as possible on the upcoming CSC member nomination and selection process.

**8 Scheduling of Specific, Organizational and other reviews**

The ccNSO Council Chair reminded Council, ICANN Org invited the community to provide feedback. This has been discussed extensively within the ccNSO at several ICANN meetings. The reviews are a strain on volunteer and ICANN Org resources. The ccNSO has been urging an even “spread” of the reviews. Volunteer strain was one of the reasons the ccNSO did not participate in the RDS/WHOIS [too many reviews running parallel]. ICANN Org is asking for feedback on both long term and short-term options. This request does not include all the reviews, such as the CSC Effectiveness review and IFR.

How should the ccNSO address this? Should the ccNSO initiate a statement procedure to provide input and feedback [long and short-term adjustments]?

***RESOLUTION 141-05:***

The ccNSO Council initiates the ccNSO Statement procedure to provide input and feed-back on the Short-term adjustment and Long-Term adjustment of the schedule of reviews. The GRC is requested to prepare a draft Statement to be finalized by the Council

***Action Item 141-08:***

The GRC is requested to prepare a draft Statement to be finalized by the Council

Moved by Stephen Deerhake  
Seconded by Alejandra Reynoso  
Passed unanimously.

## **9 Engagement Group on IG**

### ***9.1 Overview of activities and update (Young-eum Lee)***

Young-eum Lee provided an overview and update. This included the proposed charter changes, which was sent to the SOACs. The group is awaiting comments.

Katrina Sataki noted that on April 2017, the Council sent questions to the CCWG IG to which, no response has been received. These questions were brought to the attention of the leadership of the group. No response will be given to the proposed charter changes until these questions are answered [original questions are still relevant].

Young-eum Lee responded the group is trying to address the questions with the new proposed charter. She suggested the group answer the questions separately/directly in a stand-alone email, which she will convey to the wider group.

The ccNSO Council Chair suggested refraining from comment until the questions are answered – there may also be additional questions that need to be answered, what is the role of the ccNSO Council with respect to this group? Reporting back to the community? What happens on the global level at ICANN [it is not clear how the individual internet governance initiatives work together / are coordinated/related]?

Young-eum Lee added the role, timeline and plan are not always possible because they do not know what other organizations, like the ITU are planning. The group does not define internet governance, they coordinate the activities within ICANN. Much of what this group does is “ad-hoc”. She also noted, the regional IGF are involved in governance issues themselves. What ICANN is trying to do regarding IGF is to make the ICANN presence known and to inform the outside community about ICANN’s activities.

### ***9.2 Amendment of charter***

The ccNSO Council Chair suggested before taking a decision on the revised charter, which the ccNSO been asked to do, we should invite the CCWG to respond to our questions, and based on those responses ask whether participation of the ccNSO in a standing ICANN related IG group as proposed adds value to ccTLD community, knowing that ccTLDs either through the regional organizations or individually are more and more involved in local, regional and global Internet Governance events.

### ***Action Item 141-09:***

The ccNSO Chair to resend the questions asked to the CCWG IG – adding new questions if any.

## **10 Responsiveness Councilors on calls to assist preparing Panama sessions**

The ccNSO Council Chair noted this was an action item from last meeting. It was discussed the need to have a follow up session in Panama, increasing participation of the community in the work of the ccNSO. Councilors were asked to participate in preparation of this session – no Councilors stepped forward



[Barrack Otieno was the only volunteer, non-Councilor, who is very active and involved in the work of the ccNSO].

Pablo Rodriguez commented LACTLD is preparing a policy development workshop in Panama. Within the workshop, there will be discussion on how ccTLDs can participate in the ccNSO. In addition to himself, Bart Boswinkel and Demi Getschko will participate on this discussion panel. Participants will be encouraged to engage in the work of the ccNSO. He has asked that the Fellows from the Caribbean region be allowed to attend this workshop.

The ccNSO Council Chair thanked Pablo for this initiative and that the findings be shared with the Council. This is an example of how Councilors can “lead by example” and how discouraging it is when the Council is asked to participate and no one steps forward. Councilors know what is expected from them when they accepted this responsibility. It is discouraging when asking for community participation, when it’s difficult to get the Council involved. She further added, if Councilors continue to not “step forward”, Councilors will be appointed. Instead of asking the community why they do not participate, the Council can explain why WE do participate – explaining the value of the work of the ccNSO.

Pablo Rodriguez noted as a new Councilor, the support received from her, and other Councilors such as Nigel, Byron (Holland), Alejandra and Stephen in addition to the Secretariat was very important. He believes some people may believe they do not know enough about a given subject and to those who do feel this way, there is a wealth of support/knowledge from the other Councilors – they should feel free to ask questions to any of their fellow Councilors.

Margarita Valdes stated agreement with what was said by Pablo. She further noted regarding participation she asks, “will I add value to this work”. If no value is added, she would just be a number and not a real participant. This becomes a real issue for non-native English speakers. It would be good to see what the groups are doing currently to see where one could add value in participating.

The ccNSO Council Chair pointed herself as well as the majority of the ccNSO are non-native English speakers. Please do not let this discourage participation.

### ***Action Item 141-10:***

Resend call for volunteers to organize this session in Panama [how to increase participation].

### **11 PDP Retirement**

Stephen Deerhake updated the Council, noting calls have been productive and one more before Panama – text around mind map. There will be closure on some language at the face to face meeting.

### **12 ECA, CSC and RZERC Update**

#### ***12.1 ECA (Stephen Deerhake)***

See Stephen’s email on Rejection Action from Sunday 20 May 2018

*\*\*Update was provided earlier in the call regarding the letters around the standard Bylaw changes.*

Nigel Roberts noted in respect to what ICANN legal may have done (or not done) regarding timing, it is important that the ccNSO set the expectation that the rules must be adhered to, particularly if they are

employed to “get it right”.

### **12.2 CSC**

Report was circulated

### **12.3 RZERC (placeholder)**

Written report circulated

## **13 ICANN 62**

### **13.1 ccNSO Council meetings**

The ccNSO Council Chair reviewed the Council meetings as well as joint sessions

### **13.2 ICANN62 ccNSO Meetings Agenda (Alejandra)**

Alejandra Reynoso reviewed the overview block schedule as well as Members day agenda. She also updated Council on timing of the ccNSO cocktail.

## **14 Council Updates**

14.1 Chair Update

14.2 Vice-Chair Update

14.3 Councilors Update

14.4 Regional Organizations Update

14.5 Secretariat update

## **15 WG update**

15.1 GRC update (Katrina)

15.2 CCWG Auction Proceeds (Peter Vergote)

15.3 SOPC

15.4 GNSO PDP Subsequent procedures WT 5

## **16 Liaison Updates**

16.1 GNSO Update (placeholder until further notice)

16.2 ALAC update

## **17 Next meetings (2018)**

27 June – face to face, Panama City

23 August – 12:00 UTC (July and Aug combined)

20 September 18:00 UTC

October – face to face, Barcelona (date tbd)

15 November – 11:00 UTC

13 December – 17:00 UTC

## **18 AOB**

The ccNSO Council Chair reminded Council of the updated privacy policy on the ccNSO website.

Pablo Rodriguez updated the Council on the NomCom. On 19 of March, 109 completed applications were received [19 AF, 25 AP, 21 EU, 13 LAC, 31 NA; 33 Female, 76 Male]. There were several candidates that applied for multiple positions. April meeting resulted in a first cut list of 37 individuals that were subsequently interviewed via telephone. Face to face interviews will be held at ICANN 62 in Panama,

where final selections will be made.

Stephen Deerhake asked regarding the new privacy policy, is there something specific that needs to be done by the Councilors. How are the Statement of Interests (SOIs) being affected?

Bart Boswinkel stated at this point, because the website is hosted by ICANN Org, developed by ICANN legal - like what is found on the other ICANN websites. Other procedures include changes subscription to working groups [seeking consent], which has already been implemented. He will check on SOI question.

**End**