

ICANN Independent Review Process

ICANN Independent Review Process (Bylaw 4.3)

Section 4.3(a) “Purposes of the IRP”:

Ensure/enforce compliance with Articles/Bylaws – prevent Mission-creep;

Hold ICANN to enforce its IANA Naming Functions contract rights;

Address direct-customer service complaints regarding PTI;

Reduce disputes by creating precedent through binding decisions.

ICANN IRP (Bylaw 4.3)

Section 4.3(b) “Scope of IRP” (non-exhaustive):

- Claims that ICANN action/inaction violated Articles/Bylaws;
- Including actions taken as result of process-specific ‘expert panels’;
- Including actions resulting from DIDP requests;
- Involving rights of EC;
- Excluding claims relating to ccTLD delegations and re-delegations.

ICANN IRP (Bylaw 4.3)

- **Major development points:**
 - **Bylaw (4.3) (Done – in place);**
 - **Rules (Bylaw 4.3(n)) (In process – nearly complete);**
 - **Standing Panel Bylaw 4.3(j)) (In process – beginning stage).**

ICANN IRP (Bylaw 4.3)

- **EC Initiated IRP:**
 - **Bylaws: Annex D – Section 4.2:**
 - **Follows good faith but unsuccessful mediation efforts (Bylaw 4.7);**
 - **Community IRP Petition Support Period (21 days);**
 - **Community IRP Petitioning Decisional Participant +1 required;**
 - **Detailed filing/support statements/requirements;**
 - **Community forum (remote) (non-decisional body);**
 - **Levels of support/non-objection needed depending on issue (Annex D – Section 4.2(e))**