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))