

ICANN – CCNSO – FOIWG

Meeting Notes (draft) for 21 February 2013, 11:00 UTC

1. Present / apologies

ccNSO:

Ugo Akiri, .ng

Martin Boyle, .uk

Becky Burr, .us

Keith Davidson, .nz (Chair)

Chris Disspain, .au

Daniel Kalchev, .bg

Eberhard Lisse, .na

Paulos Nyirenda, .mw

Patricio Poblete, .cl

Nigel Roberts, .gg

Dotty Sparks de Blanc, .vi

Liaisons:

Maureen Hilyard, ALAC

Cheryl Langdon Orr, ALAC

Staff Support and Special Advisors:

Jaap Akkerhuis, ICANN / ISO

Bart Boswinkel, ICANN

Kim Davies IANA

Kristina Nordström, ICANN

Bernard Turcotte, ICANN

Apologies:

Desiree Milosevic, .gi

Stephen Deerhake, .as

2. **Agenda – Approved**
3. **Meeting notes for 29 November 2012 – Approved.**
4. **Analysis (of misbehaviour and revocation)**

- 4.1. NR – sections 5.1.1 and 2 should be in the present tense.
- 4.2. Various definitional issues from MB, NR and EL. CD suggests definitional issues should be “square bracketed” and dealt with in the Glossary work – general agreement.
- 4.3. Section 5.2.1 (reference to requirements of section 3.5 of RFC1591):
 - 4.3.1. MB believes that it would be useful to note that this is referring to section 3.5 of RFC1591 – generally agreed.
 - 4.3.2. EL suggests that text that is quoted from other documents should be identified as such and in quotes as per standard practice – generally agreed.
 - 4.3.3. The use of the term Database in Section 3.5 of of RFC1591 is equivalent to the Zone File.
 - 4.3.4. The requirement for database accuracy is not checked in practice – general agreement.
 - 4.3.5. Discussion about how the word “registry” is used in RFC1591.
- 4.4. Section 5.2.2 and subsections (Interpretation of revocation of persistent problems)
 - 4.4.1. 5.2.2.2 – NR wording issue makes it vague, should state the working group “interprets”. Generally agreed.
 - 4.4.2. 5.2.2.3 – MB – The last sentence of this para has no relevance to our work – general agreement to remove it.
 - 4.4.3. 5.2.2.4 – CD – Such suggestions for actions by the ccNSO do not belong in this report which is intended for the ICANN Board. - general agreement for all such sections.
- 4.5. Section 5.3 and subsections (substantial misbehaviour).
 - 4.5.1. Section 5.3.1 (RFC1591 and key requirements and necessary responsibilities) – no comments.

4.5.2. Section 5.3.2.2 – Various issues around applicability of this section given its not an interpretation (BBurr noted its an important observation).

4.5.2.1. NR suggested edits – The working group notes that IANA may not be in a position to evaluate the more subjective aspects of this (and you may or may not chose to add in) due to a lack of information and context.- generally agreed.

4.5.3. Section 5.3.3 – no comments

4.6. Section 5.3.4 – NR proper use of “substantially misbehave” in wg text given RFC1591 never mentions “substantial misbehaviour”. - no objections.

4.6.1. NR suggested edit -operate the ccTLD without substantially misbehaving and reserve power for the IANA to step in in the event of such substantial misbehaviour occuring....

4.6.2. 5.3.4.1.2 – KD will post a comment to the list on this point.

4.6.3. 5.3.4.1.3 -

4.6.3.1. MB – questions applicability without support of local govt. And laws as a sovereignty issue.

4.6.3.2. BBurr feels that it would be unusual for IANA to act without consultation but feels strongly IANA must have the right to do so.

4.6.3.3. MB – given other text refers to this as a “last resort” option it would seem reasonable that the other options would include consultation.

4.7. Section 5.3.5 (defining substantial misbehavior) – no comments.

4.8. Section 5.3.6 and subsections (process for revocation)

4.8.1. 5.3.6.2 - MB suggests working on wording

4.8.2. 5.3.6.3.2

4.8.2.1. MB Has there ever been a formal process for appealing decisions?

4.8.2.2. NR issues around IDNB not existing vs never being convened – ICANN reconsideration and Natural Law principles

4.8.2.3. BBurr will edit.

4.9. Section 5.4

4.9.1. MB – Reference to section 5.2.4 which does not exist. BBurr will correct.

4.9.2. MB - 5.4.1 and 2 should make reference to working with the local Internet community. BBurr to edit.

4.9.3. MB – Issue of separate revocation procedures of SM and PP. BBurr will consider.

5. Other Business

5.1. None

6. Conclusion of the meetings

6.1. 13:00 UTC

7. Next meetings

7.1. 7 March 2013 – UTC 19:00

7.2. 21 March 2013 – UTC 03:00

7.3. 7 – 11 April 2013 ICANN 46 - Beijing