DRDWG

ICANN SAN FRANCISCO MEETING

MARCH 2011

Presentation outline

- WG mandate
- Progress since Cartagena
- Final report on the re-delegation of ccTLDs without the consent of the incumbent operator
- Final report of the DRDWG to the ccNSO Council
- Going forward
- Links

Working Group Mandate

- Purpose
  - The purpose of the WG is to advise the ccNSO Council whether it should launch a policy development process to recommend changes to the current policy for delegation, re-delegation and retirement of ccTLDs
- Scope
  - The WG will consider the current policies relating to delegation, re-delegation and retirement of ccTLDs and report on any issues or matters of concern that it believes exist with these current policies. It will also consider possible solutions to any issues or matters of concern
  - The IANA functions contract between the US Government and ICANN, including any contract implementation issues or procedures relating to it, are considered outside the scope of this WG

Progress since ICANN Cartagena

- Completed the final report on the re-delegation of ccTLDs without the consent of the incumbent operator
- Published a fourth Progress Report
- Completed a public consultation on the 4 individual reports.
- Completed the final report of the working group for the ccNSO Council and published it for public consultation.
- The Chair of the working group has forwarded the report to the ccNSO Council (along with recommendations and priorities)

Final report on the re-delegation of ccTLDs without the consent of the incumbent operator

- Main issues:
  - Fair and consistent application of bylaws applying to minutes of Board meetings.
  - No policy or procedure for unconsented re-delegations
  - Lack of reply classified as an approval
  - Administrative contact not responsive or no longer active removes the requirement for IANA to seek approval.
  - Applicability of ICP1
  - Public IANA reports are inconsistent in clearly presenting if a re-delegation request is approved or not

Final report on the re-delegation of ccTLDs without the consent of the incumbent operator

- Main issues continued:
  - Application of GAC Principles 2005
  - IANA needs to clarify the impact of local (to the ccTLD) laws and legislation in its evaluation of contested re-delegation requests.

Final report of the DRDWG to the ccNSO Council

- Findings:
  - Sponsorship Agreements
  - Minutes of ICANN Board meetings
  - Definition of consent
  - Interested Parties (or Local Internet Community) support for delegations and re-delegations
  - GAC Principles 2005
  - RFC1591 vs News Memo #1 and ICP1
  - IANA Reports
  - No procedure for re-delegation of a ccTLD without the consent of the incumbent operator

Final report of the DRDWG to the ccNSO Council cont'd

- No procedure for re-delegation of a ccTLD without the consent of the incumbent operator
- No definition of an active administrative contact and procedures relating to the retirement of a ccTLD administrative contact

Final report of the DRDWG to the ccNSO Council cont'd

- Recommendations
  - Retirement of ccTLDs
    - The DRDWG recommends the ccNSO Council undertakes a Policy Development Process to develop policies for the retirement of ccTLDs..

Final report of the DRDWG to the ccNSO Council cont'd

- Recommendations - continued
  - Delegation and re-delegation of ccTLDs
    - The DRDWG recommends that, as a first step, the ccNSO Council undertakes the development of a "Framework of Interpretation" for the delegation and re-delegation of ccTLDs. This framework should provide a clear guide to IANA and the ICANN Board on interpretations of the current policies, guidelines and procedures relating to the delegation and re-delegation of ccTLDs. The results of the use of such a Framework of Interpretation should be formally monitored and evaluated by the ccNSO Council after a pre-determined period. If the results of this evaluation indicate that the Framework of Interpretation failed to provide logical and predictable outcomes in ICANN decision making, the ccNSO Council should then launch PDPs on the delegation and re-delegation of ccTLDs.

Final report of the DRDWG to the ccNSO Council cont'd

- Recommendations – continued
  - If the ccNSO Council adopts the above recommendations, the DRDWG suggests that the ccNSO Council makes use of the full reports on retirement, delegation and re-delegation (with or without consent of the incumbent operator) of ccTLDs for:
    - Developing the "Framework of Interpretation" for the delegation and re-delegation of ccTLDs, and
    - Launching the PDP for the retirement of ccTLDs.
  - The DRDWG suggests that the ccNSO Council consider the development of the recommended "Framework of Interpretation" as a higher priority than the PDP for retirement of ccTLDs.

Going Forward

- Framework of Interpretation (FOI) Working Group
  - Joint ccNSO – GAC working group
  - Deliverables on a per issue basis.
  - FOI working group recommendations to be approved by both the ccNSO Council and the GAC.
  - Approved recommendations to be forwarded to the ICANN Board within 10 days of being approved
  - We are now seeking members for the working group
    - Interested participants must be willing to read all relevant documentation prior to start of activities (5 reports).
    - Willing to participate in regular (sometimes weekly) conference calls.

Links

- All reports
  - http://ccnso.icann.org/workinggroups/drdwg.htm
  - Any issues please contact keith@internetnz.net.nz