

From: George Kirikos
Sent: Thursday, December 9, 2021
To: Maarten Botterman
Subject: ICANN71 GAC Communiqué Advice regarding IGO Protections

BY EMAIL ONLY

Dear Mr. Botterman,

I have received your letter of today, responding to my prior correspondence.

I am encouraged by your statement that "it will not be appropriate to provide greater protection to IGOs than what exists under international law". However, it's a fact that current policy already provides greater protection to IGOs than what exists under international law. Similarly, the current EPDP's work threatens to go much further, thereby harming domain name registrants' rights by providing IGOs with greater rights than exist under international law.

If your statement that "it will not be appropriate to provide greater protection to IGOs than what exists under international law" is correct (and it's a statement I agree with), then ICANN should terminate the EPDP and roll back the policies that exceed the actual rights of IGOs under international law.

As for the "Reply Period Public Comments", it is not correct that their discontinuation in 2014 represented any "improvement" of the process. Furthermore, that change continues to violate the Bylaws, which literally require a reasonable opportunity to reply to the comments of others. If a comment is submitted on the final day, for example, or even in the last 30 minutes of a comment period, it is unreasonable to require the public to respond within that same day or within 30 minutes, as the case may be. Indeed, your own reply to my short correspondence took nearly 2 months, which demonstrates that the public generally needs weeks to read and consider their own responses.

Sincerely,

George Kirikos
416-588-0269

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P.S. The above may be posted unredacted on the ICANN Correspondences page (the phone number is posted on my own corporate website).