ICANN Policy Update Webinar

Introduction
David Olive

Goals for this session

- Update you on current Policy work and encourage you to participate

- Review issues to be discussed at the ICANN Meeting in San Francisco

- Inform you of upcoming initiatives and opportunities to provide input

- Answer any questions you might have

ICANN Meeting in San Francisco

- Highlights include:
  - Newcomer Corner
  - New gTLD sessions
  - Security & Stability
  - Abuse of the DNS Forum
- Further information

  http://svsf40.icann.org/

Policy Developed at ICANN by:

ICANN Supporting Organizations

- GNSO – Generic Names Supporting Organization

- ccNSO – Country-code Names Supporting Organization

- ASO – Address Supporting Organization

Advice provided by Advisory Committee

- ALAC – At-Large Advisory Committee
- SSAC – Security & Stability Advisory Committee
- RSSAC – Root Server System Advisory Committee
- GAC – Governmental Advisory Committee

Topics covered in this session

Generic Names Supporting Organisation (GNSO)

- GNSO Improvements (Rob Hoggarth)

- Registration Abuse Policies (Marika Konings)

- Inter-Registrar Transfer Policy (Marika)

- Post-Expiration Domain Name Recovery (Marika)

- Registrar Accreditation Agreement (Margie)

- WHOIS (Liz Gasster)

- Other Issues (VI, MOPO)

Topics covered in this session

Country Code Supporting Organisation (ccNSO)

- Use of Country Name Study Group (Bart Boswinkel)

- Delegation – Re-Delegation WG (Bart)

Address Supporting Organisation (ASO)

- Recovered IPv4 Post Exhaustion (Olof Nordling)

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GNSO Policy Issues

Current issues being discussed in GNSO

- GNSO Improvements

- Registration Abuse Policies (RAP)

- Inter-Registrar Transfer Policy (IRTP)

- Post-Expiration Domain Name Recovery

- Registrar Accreditation Agreement (RAA)

- WHOIS

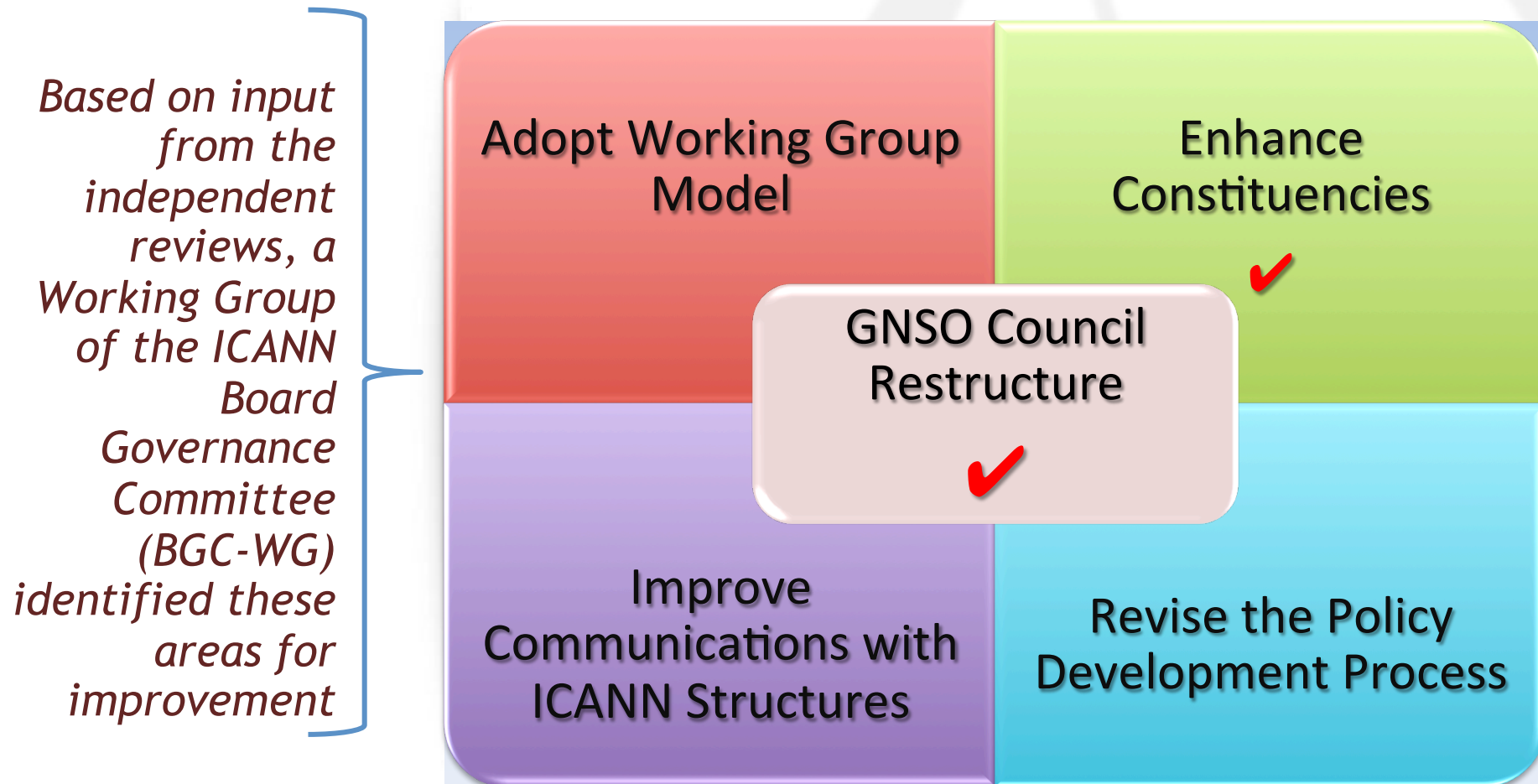- Others – currently there are over 20 projects underway

GNSO Improvements
Rob Hoggarth
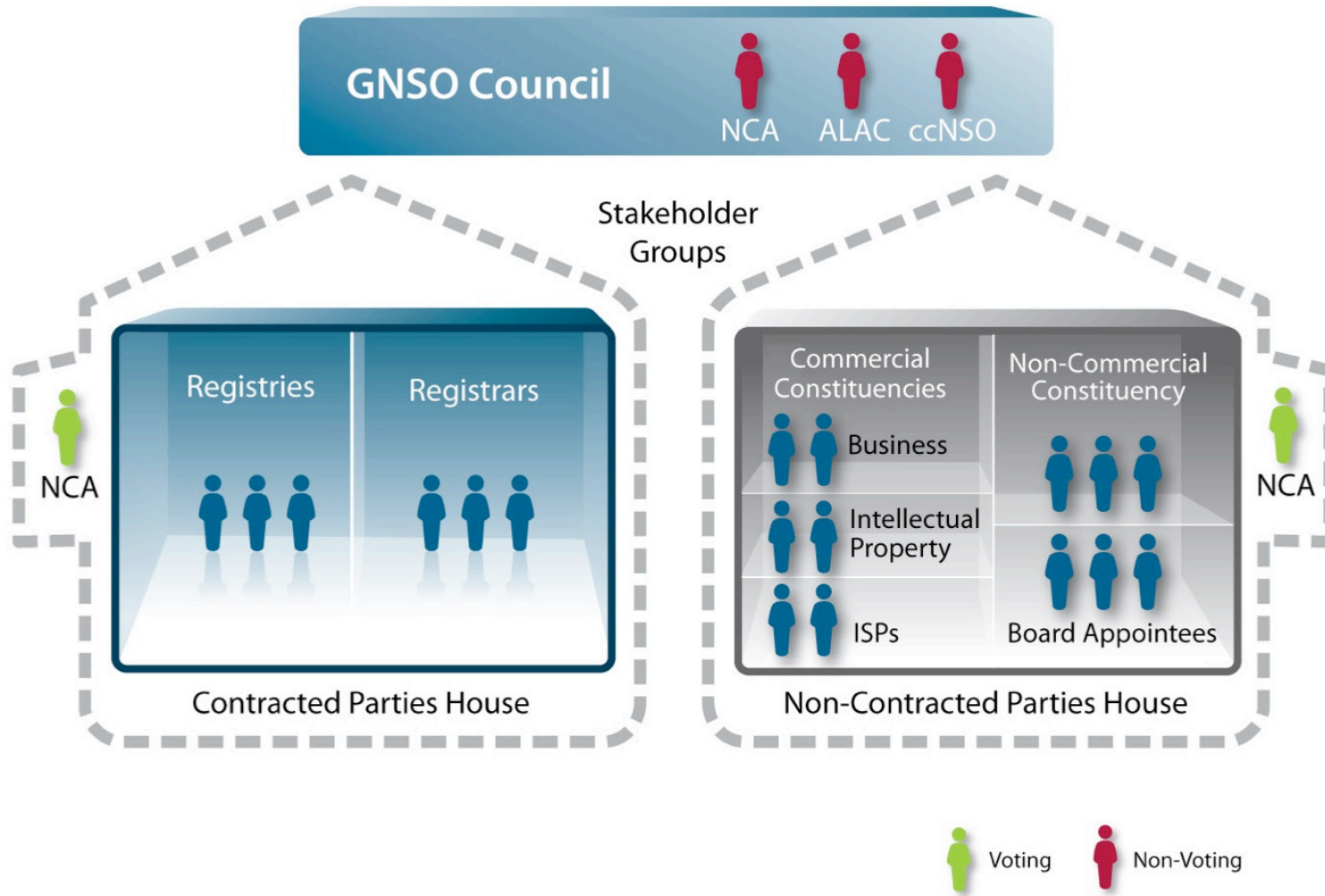
Why is it important?

- As main policy making body for gTLDs, GNSO is subject to periodic independent review

- Key objectives of 2007 GNSO Review:
  - Maximize stakeholder participation
  - Ensure policy development is based on thoroughly-researched, well-scoped objectives **AND** operated in a predictable manner to ensure effective implementation
  - Improve communications and administrative support

GNSO: Five Main Areas for Improvement

Based on input from the independent reviews, a Working Group of the ICANN Board Governance Committee (BGC-WG) identified these areas for improvement

Adopt Working Group Model

Enhance Constituencies ✔

GNSO Council Restructure ✔

Improve Communications with ICANN Structures

Revise the Policy Development Process

Latest News – Process Developments

- Recommended PDP Improvements (WT) Posted For Public Comment
- Working Group Guidelines Finalized
- Community Outreach Recommendations (WT) Posted For Comment
- GNSO Council Standing Committee To Be Chartered
- Improved GNSO Web Site -content transfer in progress

GNSO.ICANN.ORG

Latest News – Structural Developments

- CSG Permanent Charter Developed; public comment concluded
- NCSG Permanent Charter Proposal Before Board/SIC; next step - public comment
- New process for Constituency recognition proposed; public comments requested
- Pending New Constituency Proposals – Consumers, NPOC
- Community Feedback Collected on Toolkit of Admin and Support Services

Next Steps – SVSF Discussions

- Revised New Constituency Process Public Comment Forum (Board Working Session)
- PDP Improvements Sessions (GNSO Working Sessions and Public Workshop)
- Permanent NCSG Charter Public Comment Forums (TBD)
- New Constituency Public Comment Forum (TBD)
- Community Toolkit Discussions

How can I get involved?

- Participate in Public Comment Forums
  http://www.icann.org/en/public-comment/

- Get familiar with WG Guidelines

- Join an existing Stakeholder Group or Constituency

- Form your own Constituency

- More information at
  http://gnso.icann.org/en/improvements/

Registration Abuse Policies (RAP)
Marika Konings

Why is it important?

- Registries and registrars seem to lack uniform approaches to deal with domain name registration abuse

- What role ICANN should play in addressing registration abuse?

- What issues, if any, are suitable for GNSO policy development?

Background

- RAP WG published Final Report published on 29 May 2010 containing 14 recommendations addressing, amongst others, Cybersquatting, WHOIS access, Uniformity of Contracts

- RAP Implementation DT organized recommendations based on consensus level achieved by RAP WG, expected scope, dependencies, priority, etc.

- Recommended approach submitted to the GNSO Council on 15 November

Recent Developments

- GNSO Council considered RAP-IDT approach at Cartagena meeting

- Resolved during its meeting on 3 February to:

  - Forward two issues to ICANN Compliance (Fake Renewal Notices, WHOIS access)

  - Request an Issue Report on the current state of the UDRP

  - Request a Discussion Paper on the creation of non-binding best practices to help registrars and registries address the abusive registrations of domain names

Next Steps

- GNSO Council to review feedback from ICANN Compliance and decide on next steps, if any

- ICANN Policy Staff to publish Issue Report and Discussion Paper for GNSO Council consideration (timing to be confirmed)

- GNSO Council to consider remaining RAP recommendations

Next Steps & How do I get involved?
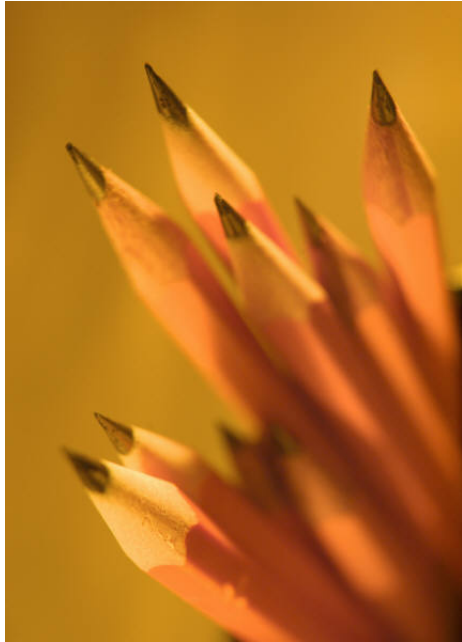
Monitor GNSO Council mailing list

Attend GNSO Council discussion on RAP in San Francisco

Further information:

- Review the RAP-IDT recommended approach - http://gnso.icann.org/correspondence/rap-idt-to-gnso-council-15nov10-en.pdf

- RAP Final Report - http://gnso.icann.org/issues/rap/rap-wg-final-report-29may10-en.pdf

Inter-Registrar Transfer Policy Part B PDP WG
Marika Konings

Why is it important?

- Inter-Registrar Transfer Policy (IRTP)
- Straightforward process for registrants to transfer domain names between registrars
- Currently under review to ensure improvements and clarification – nr 1. area of complaint according to data from ICANN Compliance
- IRTP Part B PDP Working Group – second in a series of five PDPs

Charter Questions

- Should there be a process or special provisions for urgent return of hijacked registration, inappropriate transfers or change of registrant?

- Registrar Lock Status (standards / best practices & clarification of denial reason #7)

Recent Developments

- Publication of Initial Report on 29 May 2010
- WG reviewed public comments, continued deliberations and updated report accordingly
- WG published proposed Final Report for public comment on 21 February 2011 containing 9 recommendations incl.:
  - Registrar Emergency Action Channel
  - Issue Report on 'Thick' Whois
  - Issue Report on 'Change of Control' function
  - Modification of denial reason #6 & #7
  - Clarifying WHOIS status messages in relation to Registrar Lock Status

How do I get involved & Next Steps

- Presentation of the Report and recommendations to the Community in SFO (see http://svsf40.icann.org/node/22083)

- Public comment forum open until 31 March

- WG will review comments received and finalize report for submission to GNSO Council

Further Information

- IRTP Part B PDP Proposed Final Report - http://gnso.icann.org/issues/transfers/irtp-b-proposed-final-report-21feb11-en.pdf

- IRTP Part B Public Comment Forum - http://www.icann.org/en/public-comment/public-comment-201103-en.htm#irtp-b-proposed-final-report

- IRTP Part B PDP WG Workspace - https://st.icann.org/irtp-partb/

Post-Expiration Domain Name Recovery WG
Marika Konings

Why is it important?

- To what extent should registrants be able to reclaim their domain names after they expire?

- Issue brought to the GNSO by ALAC

- PDP initiated in June 2009

- PEDNR WG examines five questions relating to expiration and renewal practices and policies

- WG is expected to make recommendations for best practices and / or consensus policies

Recent Developments

- Initial Report Published in May 2010 – did not include any recommendations

- WG reviewed public comments and continued deliberations

- Published proposed Final Report on 21 Feb containing 14 recommendations

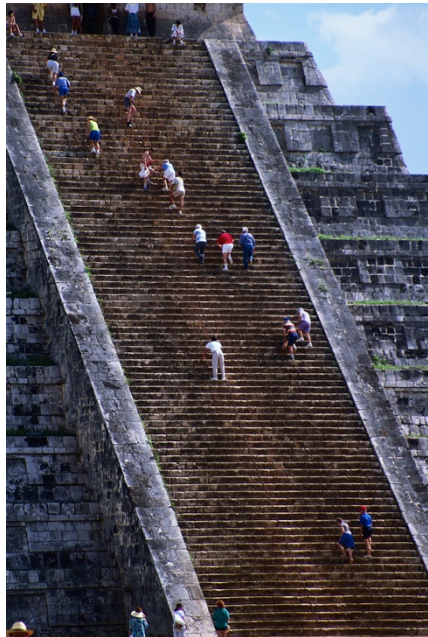- Public comment forum open until 7 April

Proposed Recommendations

Total of 14 recommendations, including amongst others:

- Provide a minimum of 8 days after expiration for renewal by registrant

- All unsponsored gTLDs and registrars must offer Redemption Grace Period (RGP)

- Fees charged for renewal must be posted

- At least two notices prior to expiration at set times, one after expiration

- Website must explicitly say that registration has expired and instructions on how to redeem

- Development of education materials about how to prevent unintentional loss

How do I get involved & Next Steps

- Presentation of the Report and recommendations to the Community in SFO (see http://svsf40.icann.org/node/22107)

- Public comment forum open until 7 April

- WG will review comments received and finalize report for submission to GNSO Council

Further Information

- Post-Expiration Domain Name Recovery Proposed Final Report - http://gnso.icann.org/issues/pednr/pednr-proposed-final-report-21feb11-en.pdf

- PEDNR Public Comment Forum - http://www.icann.org/en/public-comment/public-comment-201104-en.htm#pednr-proposed-final-report

# Registrar Accreditation Agreement (RAA)
Margie Milam

Why is it important?
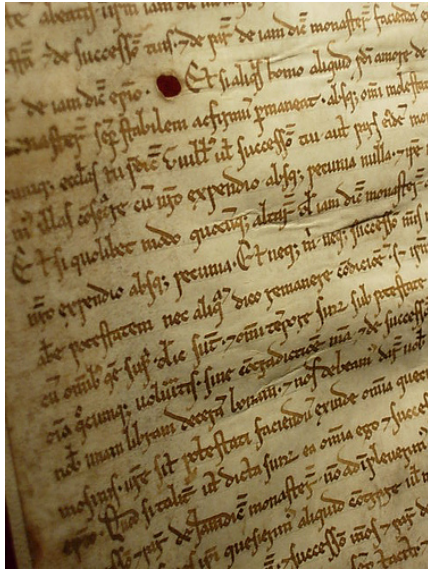
- RAA describes the registrar's rights and obligations
- An enhanced RAA may provide ICANN with better tools to obtain registrar compliance
- Additional protections for registrants under consideration
- More security requirements could enhance the security, stability of the Internet

Recent Developments & Next Steps
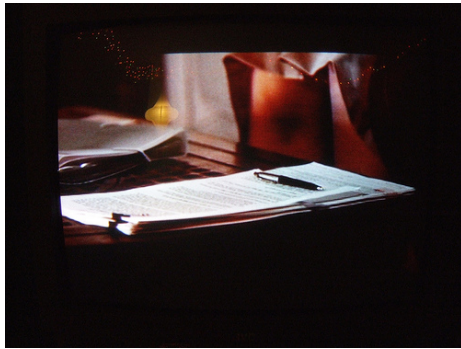
- Registrant Rights and Responsibilities Charter Approved
- Final Report describes priority amendments and procedures for producing new RAA

  http://gnso.icann.org/issues/raa/raa-improvements-proposal-final-report-18oct01-en.pdf
- GAC Brussels Communiqué- Law Enforcement RAA proposals endorsed
- RAA issues to be explored in the GAC/Board Brussels consultations
  - http://www.icann.org/en/topics/new-gtlds/gac-board-law-enforcement-due-diligence-recommendations-21feb11-en.pdf
- GNSO to consider next steps

WHOIS Studies
Liz Gasster

Goals of WHOIS studies

- WHOIS policy has been debated for many years
- Many competing interests with valid viewpoints
- GNSO Council hopes that study data will provide objective, factual basis for future policy making
- Council identified several WHOIS study areas to test hypotheses that reflect key policy concerns
- Council asked staff to determine costs and feasibility of conducting those studies
- Staff used an RFP approach to do so

| Study Area/Topic	Specific studies defined	Current status	Other Information
1. WHOIS Misuse Studies Extent to which publicly displayed WHOIS data is misused	1. Experimental: register test domains and measure harmful messages resulting from misuse 2. Descriptive: study misuse incidents reported by registrants, researchers/ law enforcement	Council decided in Sept 2010 to conduct this study. Cost: $150,000 Time estimate: 1 year Contract negotiations are underway. We hope to begin in March 2011.	▪ Can count and categorize harmful acts attributed to misuse and show data was probably not obtained from other sources ▪ Some acts might be difficult to count ▪ Cannot tie WHOIS queries to harmful acts, which makes it difficult to prove that reductions in misuse were caused by specific anti-harvesting measures ▪ Difficult to assess whether misuse is "significant"
2. WHOIS Registrant Identification Study	1. Gather information about how business/commercial domain registrants are identified 2. Correlate such identification with use of proxy/privacy services	5 RFP responses received. Staff analysis to Council on 23 March 2010. Cost: 150,000 Time estimate: 1 year Pending decision by Council to proceed.	▪ Can classify ownership and purpose of what appear to be commercial domains without clear registrant information, and measure how many were registered using a P/P service ▪ Might provide insight on why some registrants are not clearly identified ▪ Use of P/P services by businesses
3. WHOIS Privacy and Proxy "Abuse" Study	Compare a broad sample of Proxy and Privacy-registered domains associated with alleged harmful acts with overall frequency of Proxy and Privacy registrations	3 RFP responses received. Staff analysis to Council on 5 October 2010. Cost: 150,000 Time estimate: < 1 year Pending decision by Council to proceed.	▪ Can sample many harmful acts to assess how often "bad actors" try to obscure identity in WHOIS ▪ Compare bad actor P/P abuse rate to control sample *and* to alternatives like falsified WHOIS data, compromised machines, and free web hosting ▪ Some kinds of acts not sampled due to irrelevance and/or difficulty ▪ Cannot reliably filter out "false positive" reports
4. WHOIS Privacy and Proxy "Relay and Reveal" Study	Analyze relay and reveal requests sent for P/P-registered domains to explore and document how they are processed	RFP responses due Nov. 2010. No bids received. Staff recommends a pre-study survey to identify willing volunteers. Cost: $60,000-$80,000 Time estimate: 4 mos.	▪ May be difficult to find diverse set of participants ▪ Likely concerns by Registrars, Law Enforcement, privacy and business sensitivities ▪ Others will have limits to the data they will disclose ▪ Data collection aids may help

For more information

- See: http://gnso.icann.org/issues/whois/

San Francisco Activities

- Other WHOIS activities (see http://svsf40.icann.org/node/22199)
- Internationalized Data Working Group (http://svsf40.icann.org/node/22207)

Other Issues

- Vertical Integration
- Morality and Public Order Objections

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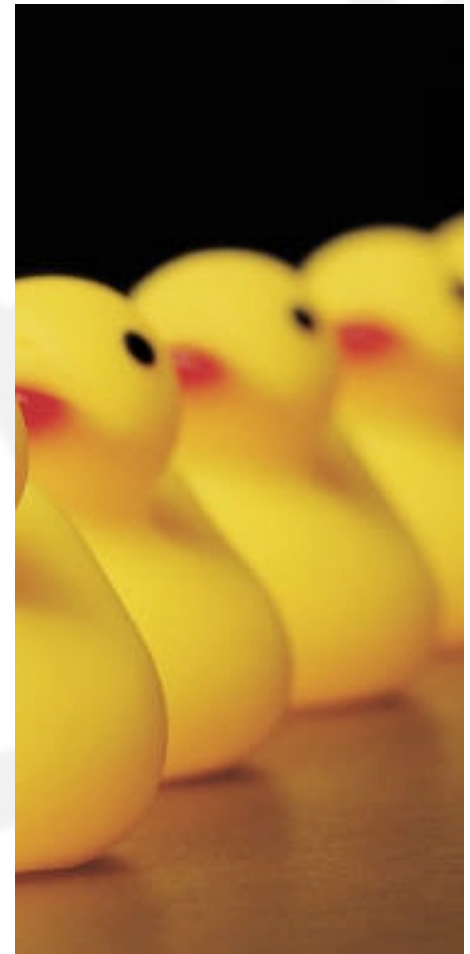
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ccNSO Policy Issues

Use of Country Name Study Group
Bart Boswinkel

Use of Country Names Study Group

- Statement of purpose adopted by ccNSO council 25 January
- Co-chair Becky Burr, chair to be nominated by the members of WG
- Call for volunteers ccTLD community (members and non-members ccNSO)
- GNSO, GAC and ALAC invited to participate
  - Appoint members or liaison

Purpose and scope of activities

- Provide overview:
  - Current and proposed policies for allocation and delegation of gTLD and (IDN) ccTLD strings associated with territory names
  - Type and categories of strings reflecting the name of territories
  - Examples: .IDNccTLDs, .Angleterre, .Holland, .Norway in Greek,
  - Issues arising of applying the proposed policies to categories of names
- If appropriate, the study group will advise on a course of further actions, if any, to resolve issues identified
  - Example of actions: Launch ccPDP, Reserve territory names under IDN ccPDP and /or new gTLD process, other action)

Background Study Group

- Use of country and territory names as gTLD string debated in ICANN for long time
- Territory names can be (conditionally) registered according to new gTLD Policy
- Exempted from first round of applications by the ICANN Board awaiting input from ccNSO
    - Note this is according to Board decision and reflected in draft Final Application Guidebook
- Scope IDN ccPDP limited, does not address all types and categories of use of territory names

Delegation Re-delegation and retirement of ccTLDs
Bart Boswinkel

Purpose and scope of activities

- Advise the ccNSO Council to launch a PDP to change the policy for delegation, re-delegation and retirement of ccTLDs or not

- Report on any issues or matters of concern that it believes exist relating to current policies.

- Consider possible solutions to any issues or matters of concern.

- Note: IANA functions contract is considered outside the scope of this working group.

Current status

- Final Report for public comment and discussion by ccTLD community (open until 15 March)
- Update full reports:
    - Retirement report
    - Delegation report
    - Re-delegation with consent of incumbent operator
    - Re-delegation without consent of incumbent operator
- Final report will refer to full reports as basis for next steps

Next Steps DRD WG

- Submit report to ccNSO Council
- Closure of DRD WG, after submission of reports
- ccNSO council decides on next steps

DRD WG identified Key issues
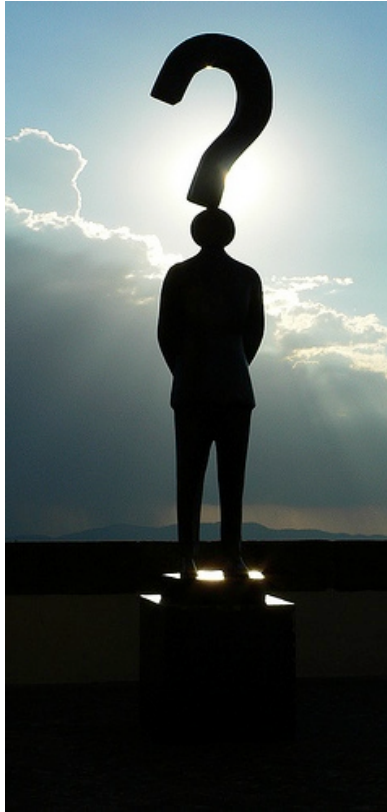
- Not publicly available
  - authoritative policy document that reflects all relevant policy inputs
  - publicly available documentation of the current practices or procedures.

- General and specific key findings relating to delegation and re-delegation process

- Specific issues relating to retirement of ccTLDs

Recommendations of DRD WG
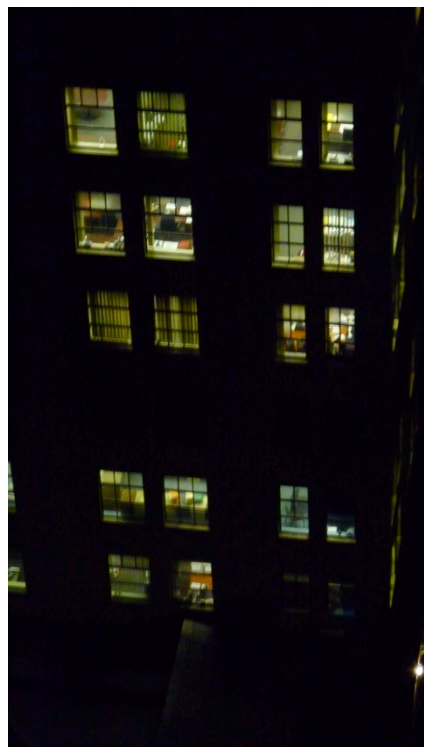
- CCNSO advised to undertake a PDP to develop policy for the Retirement of ccTLDs
- Development of a "Framework of Interpretation" (FoI) for delegation and re-delegation of ccTLDs and monitor use of framework once developed.
- If FoI fails launch PDPs on the delegation and re-delegation of ccTLDs.

Advise & views of DRD WG on recommendations

- Use ccNSO WG mechanisms to develop FoI(include members and non-members of the ccNSO)
- Priority on Framework of Interpretation efforts
- Goals of FoI and PDP:
  - resolve issues identified and
  - create environment for making consistent and predictable decisions on delegation, re-delegation and retirement of ccTLDs.
- Recommendations also relevant for IDN ccTLDs

Other Issues

- DSSA WG
  - Appointing members
  - First f-2-f meeting in San Francisco
- Finance WG: review financial contributions
  - Understand allocation of costs to ccTLD
  - Develop model for fair and equitable contribution
- New WG: incident response implementation
  - Implement recommendations Incident response
  - Buy or make, operation and maintenance, funding

ASO Policy Issues
Olof Nordling

Background: RIRs, NRO and the ASO

- What is an RIR?
  - Regional Internet Registry. There are five RIRs; AfriNIC, APNIC, ARIN, LACNIC and RIPE and they cooperate thru the NRO, the Number Resource Organization.
- What is the ASO?
  - The Address Supporting Organization, set up through an MoU between ICANN and the NRO.
  - One major task of the ASO is to handle Global Policy Proposals.
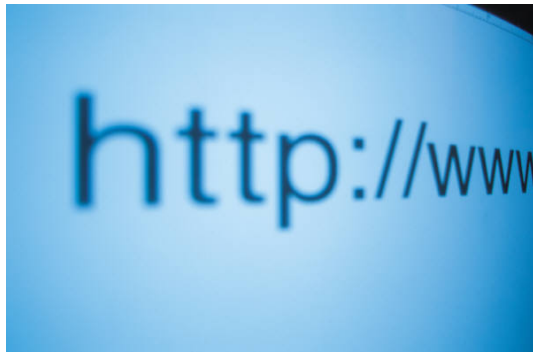
Background: Global Policies

- What is a "Global Policy"?
  - The RIRs develop many regional addressing policies.
  - Only very few policies affect IANA and only those are called "Global Policies".
- Global Policy Proposal in "pipeline":
  - Recovered IPv4 Address Space, "Post Exhaustion"

Recovered IPv4
"Post Exhaustion"

Global Policy Proposal: Recovered IPv4 "Post Exhaustion"

- Why is it important?
  - The proposal enables IANA to handle recovered IPv4 address space and allocate smaller blocks than before

  Current status:
  - Introduced in all RIRs, adopted in ARIN and in discussion in the other RIRs.
  - Replaces a previous proposal for Recovered IPv4 that didn't reach global consensus and was abandoned.

How do I get involved?

http://go.

- For all addressing policies: participate in the bottom-up policy development in "your" RIR.

- All RIRs conduct open meetings where policy proposals are discussed and all have open mailing lists for such matters.

- Don't miss the **ASO session on Wednesday in San Francisco!** All RIRs will be there and present their current policy work!

How to
Stay Updated

Policy Update Monthly

- Published mid-month

- Read online at:
  http://www.icann.org/en/topics/policy/

- Subscribe at:
  http://www.icann.org/en/topics/policy/

- Available in Arabic, Chinese, English, French, Russian, and Spanish
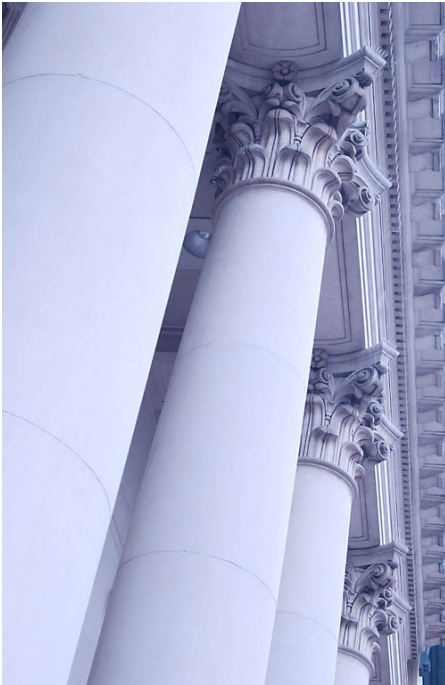
Improved ICANN Web-Sites

- New improved site launched for ccNSO
- New improved site to be launched for GNSO
- New Community Collaboration Wiki – Training sessions in San Francisco
- Re-design of icann.org

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ICANN Policy Staff

ICANN Policy Staff

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