

ICANN 48 New gTLD Program Committee Meeting



NGPC Members

- Cherine Chalaby (Chair)
- Fadi Chehade
- Chris Disspain
- Heather Dryden (non-voting liaison)
- Bill Graham
- Olga Madruga - Forti
- Erika Mann
- Gonzalo Navarro
- Ray Plzak
- George Sadowsky
- Mike Silber
- Francisco da Silva (non-voting liaison)
- Jonne Soininen (non-voting liaison)
- Kuo-Wei Wu

Agenda

Consent Agenda

- Approval of Minutes

Main Agenda

- Open items from the GAC Beijing and Durban Communiqués, including Category 1 & 2 Safeguard Advice
- Report on string confusion expert determinations
- (T) Reconsideration Request 13-9 (Amazon EU S.á.r.l) and 13-10 (Commercial Connect, LLC)
- AOB

ICANN NGPC PAPER NO. 2013.11.16.NGxx

TITLE: **Remaining Items From Beijing and Durban GAC**

Advice: Updates

PROPOSED ACTION: **For Information**

EXECUTIVE SUMMARY:

Over the past several months, the NGPC has taken several actions to respond to the advice in the GAC's Beijing and Durban Communiqués, including:

- adopting a Scorecard of 1As on 4 June 2013 in response to non-safeguard advice in the Beijing Communiqué;
- adopting a resolution on 25 June 2013 on the safeguards applicable to all strings, and Category 2 Exclusive Registry Access; and
- proposing a way forward to address the GAC's Category 1 Safeguard Advice in the Beijing Communiqué.

Attached to this paper is a status update on remaining items from the GAC's Beijing and Durban Communiqués, and as appropriate, suggested next steps for the NGPC to respond to the advice. This paper is provided for informational purposes. To note, the NGPC continues to work through some items of the advice and may consider taking action at subsequent meetings.

Signature Block:

Submitted by: Jamie Hedlund

Position: Advisor to the President

Date Noted: 12 November 2013

Email: jamie.hedlund@icann.org

ICANN NGPC PAPER NO. 2013.11.16.NGxx

TITLE: **GAC Advice in Beijing Communiqué regarding Category 1 Safeguards**

PROPOSED ACTION: **For Discussion**

EXECUTIVE SUMMARY:

In the Beijing Communiqué, the GAC proposed “Category 1” safeguard advice, which includes recommended restrictions and consumer protections for sensitive strings and regulated markets. The Category 1 Safeguard Advice is identified in the GAC Register of Advice as “2013-04-11-Safeguards-Category-1”.

At its 2 July 2013 meeting, the NGPC adopted a resolution to defer entering into registry agreements with applicants who have applied for TLD strings listed in the GAC’s Category 1 Safeguard Advice, pending a dialogue with the GAC. As noted by the community during the public comment period on the GAC’s safeguard advice, the GAC’s Category 1 Safeguard Advice presents some implementation concerns.

The NGPC began a dialogue with the GAC during the ICANN 47 meeting in Durban, South Africa. After hearing the concerns of the GAC in Durban and discussing the implementation issues, the NGPC prepared a proposal to implement the advice, and transmitted the proposal to the GAC on 29 October 2013. The proposal transmitted to the GAC is included in the reference materials to this paper.

To implement the Category 1 Safeguard advice, the proposal transmitted to the GAC modifies the text of the Category 1 Safeguards as appropriate to meet the spirit and intent of the advice in a manner that allows the requirements to be implemented as public interest commitments in Specification 11 of the New gTLD Registry Agreement (“PIC Spec”). The proposal also distinguishes the list of TLD strings listed in the Category 1 safeguard advice between strings that the NGPC considers strings associated with market sectors or industries that have highly regulated entry requirements in multiple jurisdictions, and those that do not. The Category 1 Safeguards in the PIC Spec would apply to the TLD strings based on how the TLD string is categorized.

The proposal considers the input from the community received during the public comment forum initiation on 23 April 2013 on how the NGPC should address GAC advice regarding safeguards applicable to broad categories of New gTLD strings <<http://www.icann.org/en/news/public-comment/gac-safeguard-advice-23apr13-en.htm>>.

STAFF RECOMMENDATION:

Staff recommends the NGPC consider adopting the proposed framework to implement the GAC's Category 1 Safeguards after considering additional feedback from the community and the GAC during the Buenos Aires meeting.

Signature Block:

Submitted by: Jamie Hedlund

Position: Advisor to the President

Date Noted: 12 November 2013

Email: jamie.hedlund@icann.org

New gTLD Program Committee Members,

Attached below please find the Notice of the following New gTLD Program Committee Meeting:

16 November 2013 – NGPC Meeting at 11:00:00 UTC (8:00am – 9:30am in Buenos Aires). This Committee meeting is estimated to last 1.5 hours.

<http://www.timeanddate.com/worldclock/fixedtime.html?msg=New+gTLD+Program+Committee+Meeting&iso=20131116T08&p1=51&ah=1&am=30>

Some other helpful time zones:

16 November 2013 – 3:00 a.m. PST Los Angeles, CA

16 November 2013 – 6:00 a.m. EST Washington, D.C.

16 November 2013 – 12:00 p.m. CEST Brussels

Consent Agenda

- Approval of Minutes

Main Agenda

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- AOB

MATERIALS for this meeting will be found at:

Contact Information Redacted

If you have trouble with access, please let us know and we will work with you to assure that you can use the BoardVantage Portal for this

meeting.

If you have any questions, or we can be of assistance to you, please let us know.

If call information is required, it will be distributed separately

If you have any questions, or we can be of assistance to you, please let us know.

John Jeffrey

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Proposed New gTLD Program Committee Resolutions

16 November 2013

Meeting of the New gTLD Program Committee

1. Consent Agenda:	2
a. Approval of Minutes	2
2. Main Agenda:	2
a. Reconsideration Request 13-9	2
<i>Rationale for Resolution 2013.11.05.NGxx</i>	<i>2</i>
b. Reconsideration Request 13-10	7
<i>Rationale for Resolution 2013.11.05.NGxx</i>	<i>8</i>
c. AOB	12

1. Consent Agenda:

a. Approval of Minutes

Resolved (2013.11.16.NGxx), the Board approves the minutes of the 28 September 2013 New gTLD Program Committee Meeting.

2. Main Agenda:

a. Reconsideration Request 13-9

Resolution Not Considered

Rationale for Resolution 2013.11.05.NGxx

Rationale Not Considered

Rationale Not Considered

Rationale Not Considered

Rationale Not Considered

Rationale Not Considered

Rationale Not Considered

b. Reconsideration Request 13-10

Resolution Not Considered

Resolution Not Considered

Rationale for Resolution 2013.11.05.NGxx

Rationale Not Considered

Rationale Not Considered

Rationale Not Considered

Rationale Not Considered

Rationale Not Considered