

The ICANN GNSO “Business Constituency”



ICANN Business Constituency (BC) Comment on Proposed Implementation of the IGO-INGO Curative Rights Policy Recommendations

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Background

This document is the response of the ICANN Business Constituency (BC), from the perspective of business users and registrants, as defined in our Charter. The mission of the BC is to ensure that ICANN policy positions are consistent with the development of an Internet that:

1. Promotes end-user confidence because it is a safe place to conduct business;
2. Is competitive in the supply of registry and registrar and related services; and
3. Is technically stable, secure and reliable.

General Comment:

The Business Constituency (BC) recognizes the Uniform Domain Name Dispute Resolution Policy (UDRP) and the Uniform Rapid Suspension (URS) system as cornerstone rights protection mechanisms within the Domain Name System. These mechanisms provide an efficient, predictable, and cost-effective means for businesses and brand owners to combat cybersquatting and protect their intellectual property rights online. The UDRP, in particular, has served the Internet community for more than two decades and continues to play a critical role in fostering trust and confidence in the DNS. While the BC believes these mechanisms remain highly valuable, it also considers that the UDRP is due for a comprehensive review to ensure that it continues to effectively address the evolving domain name landscape and emerging forms of DNS abuse.

Against this backdrop, the BC supports the proposed implementation of the GNSO's consensus policy recommendations concerning the curative rights protection mechanisms available to eligible Intergovernmental Organizations (IGOs) and International Non-Governmental Organizations (INGOs). The BC appreciates that the proposed changes are intended to faithfully implement the policy recommendations approved by the ICANN Board, while preserving the integrity, predictability, and

effectiveness of the UDRP and URS. At the same time, the BC encourages ICANN to ensure that the implementation does not introduce any substantive rights or obligations beyond those contemplated by the adopted policy recommendations. In particular, the BC emphasizes that the proposed arbitration mechanism, where applicable, should provide registrants with an independent, transparent, efficient, and cost-effective avenue for review that preserves fundamental principles of due process. The BC also recommends that ICANN publish clear implementation guidance, maintain transparency regarding the operation and outcomes of the arbitration process where appropriate, and periodically review the implementation after deployment to identify and address any unintended operational or procedural issues. These measures will help ensure that the implementation achieves its intended objectives while maintaining confidence in ICANN's rights protection mechanisms and preserving a fair balance between the interests of eligible IGOs and domain name registrants.

This comment was drafted by Vivek Goyal and Priyal Singhal. It was approved in accordance with our [Charter](#).