

# CCPDP Review Mechanism

## Policy Update

ICANN 75

September 2022



# Agenda

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- ◉ Background
- ◉ Principles of the CCPDP-RM WG
- ◉ Status of the working group
- ◉ Key elements of the draft policy
- ◉ Next steps
- ◉ Questions

# Background

(2017) Charter for the Working Group Review Mechanism of ccTLDs - The goal of the working group (WG) is to report on and recommend a policy for a review mechanism with respect to decisions pertaining to the delegation, transfer, revocation and retirement of (ccTLDs).

# Principles of the CCPDP-RM WG

- Low cost of Process
- Limited Duration of the process.
- Accessibility of the process
- Fundamental Fairness

# Poll 1

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Do you agree with the principles?

# Status of the working group

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The CCPDP-RM working group has completed the development of a draft policy for a review mechanism which includes the results of a stress testing exercise.

# Key elements of the draft policy for review mechanism

# Decisions covered by the IAR?

- Delegation of a new ccTLD
- Transfers
- Revocations
- Refusal to grant an extension to the retirement deadline.
- Notice of Retirement for 2-letter Latin ccTLD which does not correspond to an ISO 3166-1 Alpha-2 Code Element



# Poll 2

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Do you agree to limit eligibility of the review to the listed decisions?

# Objective of a review

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Identify any significant issues in how the IFO:

- Followed its procedures and applying these fairly in arriving at its Decision;

or

- Complied with the relevant policy in making its Decision.

# Poll 3

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Do you support the objective of the review?

# Review Process highlights

- IFO takes a decision that is subject to review (as covered by the policy)
- The ccTLD Manager requests a Review.
- Reviewer(s) complete the review.
- If no significant issues were found the review process is concluded and the IFO decision is confirmed.

# What if the reviewers find significant issues?

- The IFO accepts the results and adjusts its decision – this would conclude the review process.
- The IFO accepts the results but opts to redo the process which resulted in the original decision.
- The IFO rejects the results.

# The IFO rejects the results of the review

- If the IFO decision requires Board approval - the IFO shall include the findings from the review in its recommendation to the Board for confirmation.
- If the IFO decision does not require Board approval, the ICANN CEO and the ccNSO Council shall be advised of the situation.

# The IFO opts to redo the process

Once the IFO completes the redo of the process, the ccTLD Manager must decide to:

- Accept the new results – this will conclude the Review process.
- Request a Review of the new decision by the IFO.

# Poll 4

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Do you support the proposed process steps?



# Who can request a review?

- Any of the applicants for a new ccTLD
- Only a ccTLD manager who is the subject of the transfer, revocation, or retirement decision

# Poll 5

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Do you agree with the requirement to request a review?

# Multiple requests to review the same IFO decision

- First application received, first accepted.
- In case of a tie the Review Process Manager selects the request to be accepted.

# The Review Process Manager

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- Will be responsible for implementing and managing all aspects of the Review process.
- Will be funded and managed by ICANN.

# Reviewers

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- Reviewers must be certified, impartial and have at least 10 years of relevant practical experience.
- Reviewers will be paid for by ICANN/IFO.

# IFO obligations under the Policy

- The IFO cannot take any action on a decision pending:
  - IFO Internal Reconsideration\*,
  - IFO Mediation\*,or
  - Review
- Should the IFO fail to meet the requirements of the Review policy the ccNSO Council and the ICANN CEO will be advised accordingly.

\* As defined in the IANA Naming Function Contract

# Can decisions of reviewers for a given IFO decision apply to other IFO decisions?

- No.

# Can there be more than one Review for a given IFO decision?

- No. A Review will consider all aspects of any given IFO decision that is being reviewed including those that involve multiple parties.



# Evaluating and Updating the Review Process

The policy needs to be updated if:

- there are significant changes to the policies it covers;

or

- There is a significant change to ISO 3166.

# Poll 6

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Do you support the review mechanism as presented?

# Next Steps for the CCPDP-RM WG

- Following presentations at ICANN 75 the CCPDP-RM WG will finalize its Initial draft policy report
- Expected start of public consultation in the November 2022 timeframe.

# Questions?

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# References CCPDP-RM WG

## Wiki

<https://community.icann.org/display/ccnsowkspc/Policy+Development+Process+%28ccPDP3%29+-+Review+Mechanism>

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