

Motion on Post-Expiration Domain Name Recovery

Whereas on 05 December 2008, the GNSO received an Issues Report on Post-Expiration Domain Name Recovery (PEDNR);

Whereas on 29 January 2009 the GNSO Council decided to form a Drafting Team (DT) to consider the form of policy development action in regard to PEDNR;

Whereas a DT has formed and its members have discussed and reviewed the issues documented in the Issues Report;

Whereas the DT has concluded that although some further information gathering may be needed, it should be done under the auspices of a PDP;

Whereas staff has suggested and the DT concurs that the issue of registrar transfer during the RGP might be better handled during the IRTP Part C PDP.

The GNSO Council RESOLVES to initiate a Policy Development Process (PDP) to address the issues identified in the Post-Expiration Domain Name Recovery Issues Report. The charter of the Task Force or Working Group charged with carrying out this PDP should include a mandate to consider both Consensus Policy recommendations as well as recommendations regarding best practices, ICANN compliance obligations and possible RAA changes, all associated with staff recommendations in the Issues Report section 4.2. Specifically, consideration of the following questions:

- Whether adequate opportunity exists for registrants to redeem their expired domain names;
- Whether expiration-related provisions in typical registration agreements are clear and conspicuous enough;
- Whether adequate notice exists to alert registrants of upcoming expirations;
- Whether additional measures need to be implemented to indicate that once a domain name enters the Auto-Renew Grace Period, it has expired (e.g., hold status, a notice on the site with a link to information on how to renew, or other options to be determined).
- Whether to allow the transfer of a domain name during the RGP.

The GNSO Council further resolves that the issue of logistics of possible registrar transfer during the RGP shall be incorporated into the charter of the IRTP Part C charter.