

Implementing Work Stream 2 Recommendations

SO/AC Chairs Roundtable

26 May 2021






AGENDA:

1. **Welcome** (David Olive)
2. **Opening Remarks** (Goran Marby)
3. **Board Update** (Maarten Botterman)
4. **WS2 Implementation Planning** (Xavier Calvez & David Olive)
 - a) WS2 implementation: a priority for FY22 (Xavier)
 - b) WS2 recommendations requiring cross-community planning and/or prioritization
 - Status of org & community planning work on these recommendations (Mary Wong & Alice Jansen)
 - Next steps
 - c) WS2 recommendations for individual community groups to consider for implementation
 - Status of org & community planning work (Mary)
 - Next steps
 - d) General Discussion (Xavier, David, Goran)
5. **Closing Remarks** (Goran, Maarten, David)

9 Languages

What is Work Stream 2

A “multi-year project”
Over 100 recommendations

Recommendation Topics	<ol style="list-style-type: none">1. Diversity2. Guidelines for Good Faith Conduct3. Human Rights Framework4. Jurisdiction	<ol style="list-style-type: none">5. Office of the Ombudsman6. SO/AC Accountability7. Staff Accountability8. Transparency
Project Status	Implementation Planning phase	
Project Specifics	<p>Recommendations intended for all components of ICANN</p> <div data-bbox="426 762 788 1096"><p>ICANN Board</p></div> <div data-bbox="880 762 1242 1096"><p>ICANN org</p></div> <div data-bbox="1335 762 1696 1096"><p>ICANN Community</p></div> <p>WS2-Implementation Team (WS2-IT) - available as a resource to obtain clarifications on recommendations, as needed.</p>	

Roles & Responsibilities

We all have a part to play

 ICANN Board



Accountable to the
community and public

Monitors
implementation

 ICANN org



Accountable to the
Board

Responsible for WS2
implementation

Reports on
implementation

Supports the
community

 ICANN Community



Responsible for WS2
implementation and
reports status to the
Board

 WS2

Implementation
Team (WS2-IT)



Answers org's
queries, as solicited

Consulted by the
community, as
desired

WS2, a Priority

- Newly-created Implementation Operations function
- Objective: integrate further documentation monitoring and communication of all recommendations, inclusive of community recommendations
- A priority in FY21, and FY22
- Status of Implementation
 - Implementation underway
 - Planning for those recommendations for which implementation has not started
 - Org supporting community groups in their planning for implementation work, including determining recommendations that require community coordination and/or prioritization

An Update on Implementation Activities

	In planning/Partially complete - Documentation in progress	Considered Fully Complete - Documentation in Progress	Responsibility*
Diversity	1.1-1.8 with dependencies		Org - Community
Guidelines for Good Faith	2.1-2.3 (preparing for community consultation)		Community
FOI HR	3.1 (partially complete)		Org - Community
Jurisdiction	4.1 4.2 with dependencies		Org
Ombudsman (IOO)	5.1-5.5, 5.8-5.11 with dependencies in some instances	5.6-5.7	Org

- *ICANN org is responsible for providing suitable support to the community in its implementation work of WS2 recommendations*

An Update on Implementation Activities

	In planning/Partially complete - Documentation in progress	Considered Fully Complete - Documentation in Progress	Responsibility
SO/AC Accountability	6.1-6.5 (preparing for community consultation)		Community - Org
Staff Accountability	7.1 (partially complete), 7.2, 7.3		Org
Transparency	<u>DIDP</u> : 8.1 <u>Transparency of Board deliberations</u> : 8.3.3 <u>Whistleblower policy</u> : 8.4.1-8.4.2, 8.4.4-8.4.5, 8-4-8	<u>Interaction with Governments</u> : 8.2 <u>Transparency of Board deliberations</u> : 8.3.1-8.3.2 <u>Whistleblower policy</u> : 8.4.3, 8.4.6, 8.4.7	Org



- ICANN org is responsible for providing suitable support to the community in its implementation work of WS2 recommendations

Overview of SO/AC work on WS2

ccNSO – has reviewed recs, established priorities and begun implementing those recs it believes are for individual groups to implement.

ALAC – is reviewing and prioritizing WS2 and Reviews.

GNSO Council - has reviewed recs and assigned priorities; recognizes that much of the implementation is for GNSO SG/Cs.

GNSO Groups - support team has conducted initial triage; need to engage the SG/Cs for review and sign-off.

GAC - has reviewed recs, established priorities and begun implementing those recs it believes are for individual groups to implement.

ASO, RSSAC, SSAC – support team has conducted initial triage; need to engage with these groups for review and sign-off.

Diversity (Recommendations 1.1 and 1.7):

- 1.1 - SO/AC/Groups should agree that the following *seven key elements of diversity should be used as a common starting point for all diversity considerations within ICANN*:
 - Age, Diverse Skills, Gender, Geographical/Regional Representation, Language, Physical Disability, Stakeholder Group/Constituency
- 1.7 - ICANN staff should support SO/AC/Groups in *developing and publishing a process for dealing with diversity-related complaints and issues*.

Guidelines for Good Faith (“Standalone” Recommendation 2.3):

- A *standard framework be developed and used to raise the issue of Board removal* to the [specific SO/AC who appointed the member or the Decisional Participant in the case of a NomCom appointee].
 - The framework would be in the context of developing a broader framework for implementing community powers and entering into the discussions contemplated by WS1 ... [and] could be developed by a new group specifically formed for that purpose.
- Implement the *guidelines as a community best practice to apply to all discussions* even if not covered by the indemnities contemplated under Article 20.
 - There may be discussions around rejecting a budget or rejecting a proposed standard Bylaw that would benefit from a good faith process. The guidelines for ... could be adopted as a universal standard given that they are broad enough to encompass any discussion.

Adopting a Framework for Interpretation of Human Rights (FOI-HR)

While it is up to each SO and AC to determine how to adopt the FOI-HR into its policy process, there may be benefits to broader community coordination (e.g., information sharing).

Excerpts from the CCWG Final Report:

- ICANN, the community and the organization:
 - could refer to any of the widely adopted human rights declarations, conventions, and other instruments while taking human rights into account in its policies and operations
 - will need to consider how to reflect [the Human Rights] Core Value in their policy and operational processes
- Each SO and AC should take the Core Value into consideration in its policy development or advisory role.
 - SOs could consider defining and incorporating Human Rights Impact Assessments (HRIAs) in their respective policy development processes [and] other Core Values, as part of the balancing required by the Bylaws.
 - ACs could also consider similar measures defining and incorporating HRIAs in their respective processes.
- ICANN's Mission, Commitments, and Core Values, including the Human Rights Core Value, should be taken into account by the SOs and ACs, and ICANN the organization when considering policy matters.

Other WS2 community-directed recommendations are for individual SOAC Groups to decide how to implement

For Guidelines on Good Faith:

- ICANN org has compiled each Decisional Participant's procedures concerning petitions for removing a Board Director

For SOAC Accountability:

- ICANN org has compiled each SOAC Group's governance and other relevant procedures

For Diversity:

- Following community agreement on the key elements (Rec 1.1), ICANN org will engage with each SOAC Group regarding support for its diversity assessment, forward planning and updating efforts (as needed)

For FOI-HR:

- Through the respective staff support teams, ICANN org will engage with each SO & AC to discuss how we can further assist its efforts to adopt a FOI-HR and (if needed) facilitate cross-community information sharing and dialogue

A Cross-Functional Org Effort

Multiple ICANN org functions are engaged in the planning exercise and implementation activities:

[Listed in no particular order]

ICANN org's:

- Implementation Operations
- Finance & Procurement
- Policy Development Support
- Governance
- Ombudsman
- Human Resources
- Communications
- Public Responsibility Support
- Reviews Support & Accountability
- Global Stakeholder Engagement
- Government & IGOs Engagement
- Engineering & Information Technology
- Global Meetings Support

Collective work on WS2 1/3

Org

Implementation Operations:
responsible for implementation

- Finance & Procurement
- Policy Development Support
- Governance
- Ombudsman
- Human Resources
- Communications
- Public Responsibility Support
- Reviews Support & Accountability
- GSE
- Gov. & IGOs Engagement
- IT
- Meetings

ccNSO

At Large

GNSO Council

GNSO SG/Cs

GAC

ASO

SSAC

RSSAC

Collective work on WS2 2/3

Org

- Implementation Operations
- Finance & Procurement
- Policy Development Support
- Governance
- Ombudsman
- Human Resources
- Communications
- Public Responsibility Support
- Reviews Support & Accountability
- GSE
- Gov. & IGOs Engagement
- IT
- Meetings

?

Cross-SO/AC WS2 ad hoc group:

- Shares Best Practices & Tools
- Organizes Community reporting and communication

Org support

ccNSO

At Large

GNSO Council

GNSO SG/Cs

GAC

ASO

SSAC

RSSAC

Collective work on WS2 3/3

?

ICANN-wide coordination

Org

- Implementation Operations
- Finance & Procurement
- Policy Development Support
- Governance
- Ombudsman
- Human Resources
- Communications
- Public Responsibility Support
- Reviews Support & Accountability
- GSE
- Gov. & IGOs Engagement
- IT
- Meetings

Cross-SO/AC networking group:

- Shares Best Practices & Tools
- Organizes Community reporting and communication

Org support

ccNSO

At Large

GNSO Council

GNSO SG/Cs

GAC

ASO

SSAC

RSSAC

"We are all in this together!"

Next Steps

How can ICANN org support the community's collaborative discussions regarding prioritization and the timing of implementation of these recommendations?

When will each SO and AC (including their constituent groups) be ready to share its thoughts on prioritization and timing?

If agreement the potential value of a community-based ad hoc group:

- Each SO/AC chair to share the idea within their organization
- Each SO/AC delegates to the group their selected participants
- Org provides support to organizing meetings/agenda
- Main objectives:
 - Foster a dynamic of cross-community collaboration
 - Enhance effectiveness of WS2 implementation
- Main activities, based on periodic meetings:
 - share experience, challenges, best practices, tools,
 - providing visibility to each other on individual status of work,
 - Develop common communication on WS2 Implementation
 - Maybe developing common solutions?



Thank You

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