

# Structure of ccNSO Decision Making

Members only decisions

Council decisions

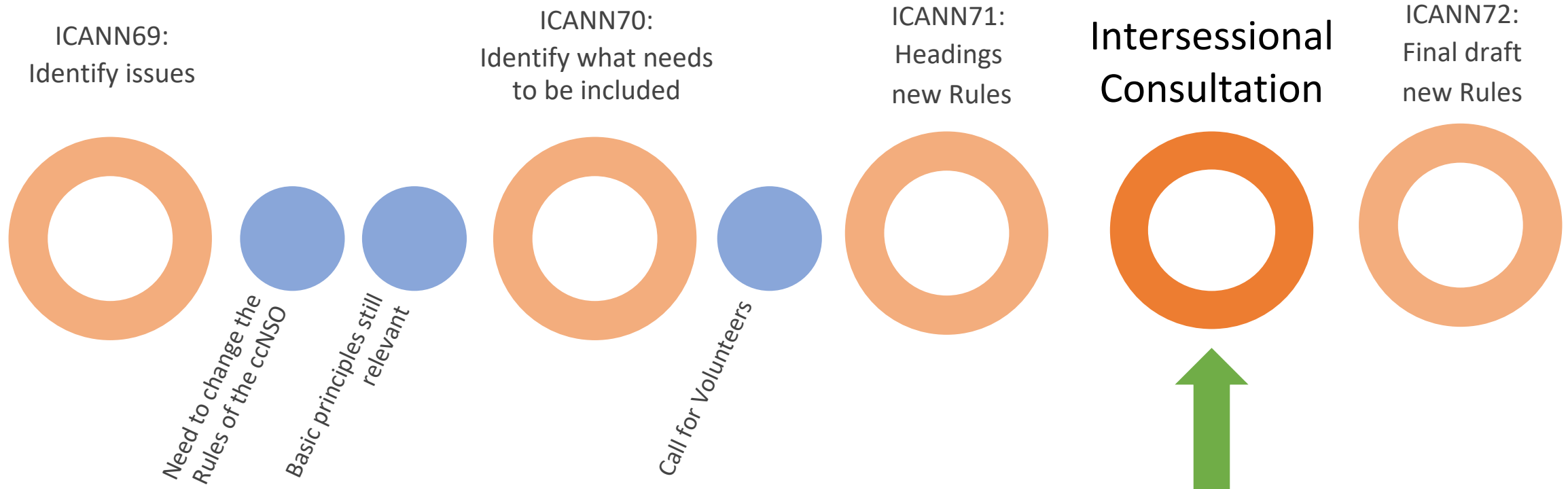
Quorum rules

# Why the governance sessions?

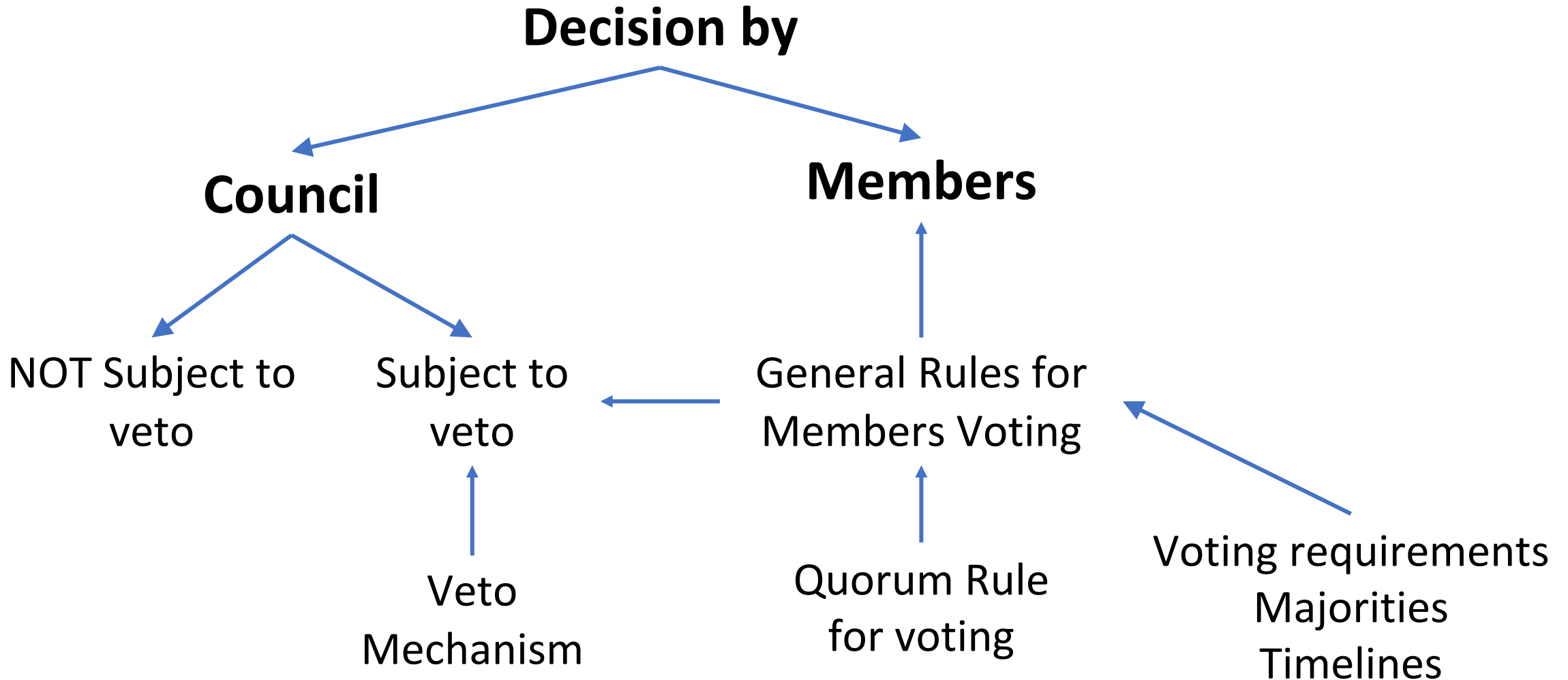
Governance is a collection of mechanisms, processes and relations used by membership, Council and others, to control and operate the ccNSO.

*-- ccNSO Members Meeting,  
ICANN 69*

# The Roadmap



# Structure of ccNSO decision making



# Structure of ccNSO decision making

**Decision by**

**Council**

**Members**

NOT Subject to  
veto

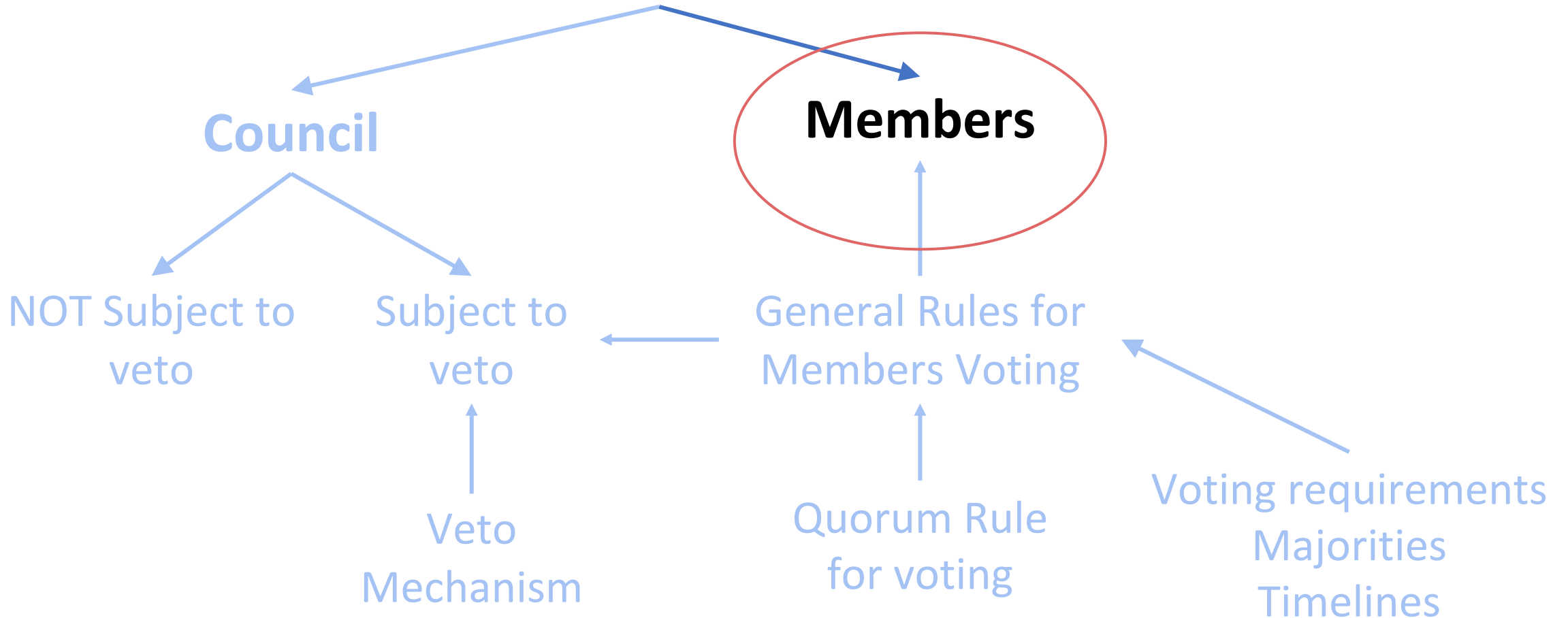
Subject to  
veto

Veto  
Mechanism

General Rules for  
Members Voting

Quorum Rule  
for voting

Voting requirements  
Majorities  
Timelines



# ccNSO Members only decisions, explicitly provided in the ICANN Bylaws (some examples)

- **Section 10.4 (e)** “Each ccTLD manager may designate in writing a person, organization, or entity to represent the ccTLD manager.”
- **Section 10.4 (g)** “The ccNSO Council members ... shall be selected through nomination, and if necessary election, by the ccNSO members within that Geographic Region”
- **Annex B Section 1 (e)** “The members of the ccNSO may call for the creation of an Issue Report by an affirmative vote of at least ten members”
- **Annex B Section 13** “Following the submission of the Members Report and within the time designated by the PDP Timeline, the ccNSO members shall be given an opportunity to vote on the Council Recommendation”

# 4. Members only decisions, other than explicitly provided in the ICANN Bylaws

- A. Change of the Rules**
- B. Veto vote on ccNSO Council Resolutions and Decisions**
- C. Board Set 11 and 12 Election**

# 4. Members only decisions, other than explicitly provided in the ICANN Bylaws

## PROPOSED TEXT

In addition to the decisions in the Bylaws, which have been reserved to be taken by the ccNSO Membership, the following Resolutions and Decisions are reserved to be taken by the ccNSO Members exclusively:

- A. Change of the Rules.
- B. Veto vote on ccNSO Council Resolutions and Decisions as provided for in the Rules.
- C. Board Seats 11 and 12 elections

What do you think? **Poll #1**

# Structure of ccNSO decision making

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**Council**

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NOT Subject to  
veto

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# 9. Members' vote - Decision-making

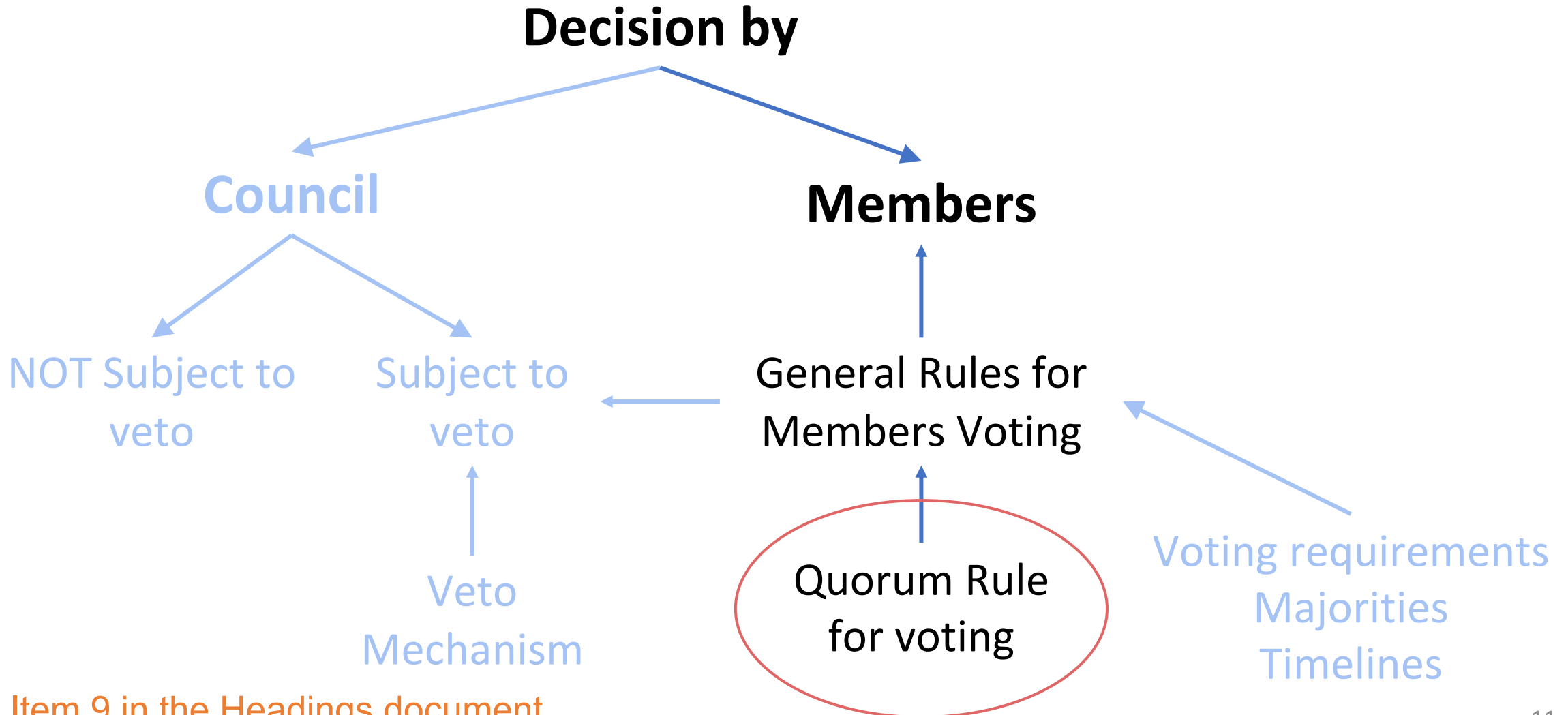
## PROPOSED TEXT

The ccNSO Members will always vote electronically. An electronic vote of the Members can be initiated by any of the following:

- The ccNSO Council
- The Chair of the ccNSO Council
- Ten (10) Members of the ccNSO from at least ten (10) different Territories and representing no less than three (3) ICANN Geographic Regions

What do you think? **Poll #2, #3 & #4**

# Structure of ccNSO decision making



# 8. Quorum rule for voting

## PROPOSED TEXT

The Members' quorum requirement shall apply only to the Members' vote.

The quorum shall be at least

**Option 1: FIFTY PERCENT (50%)** or

**Option 2: THIRTY THREE (33%)** or

**Option 3: TWENTY FIVE (25%)**

of the total Membership of the ccNSO, and at least three (3) Members per ICANN Region.

In the event that at least **[INSERT THRESHOLD]** of the ccNSO Members vote, the vote shall be valid.

What do you think? **Poll #5**

# 8. Quorum rule for voting

What if quorum is not met in the first round?

## PROPOSED TEXT

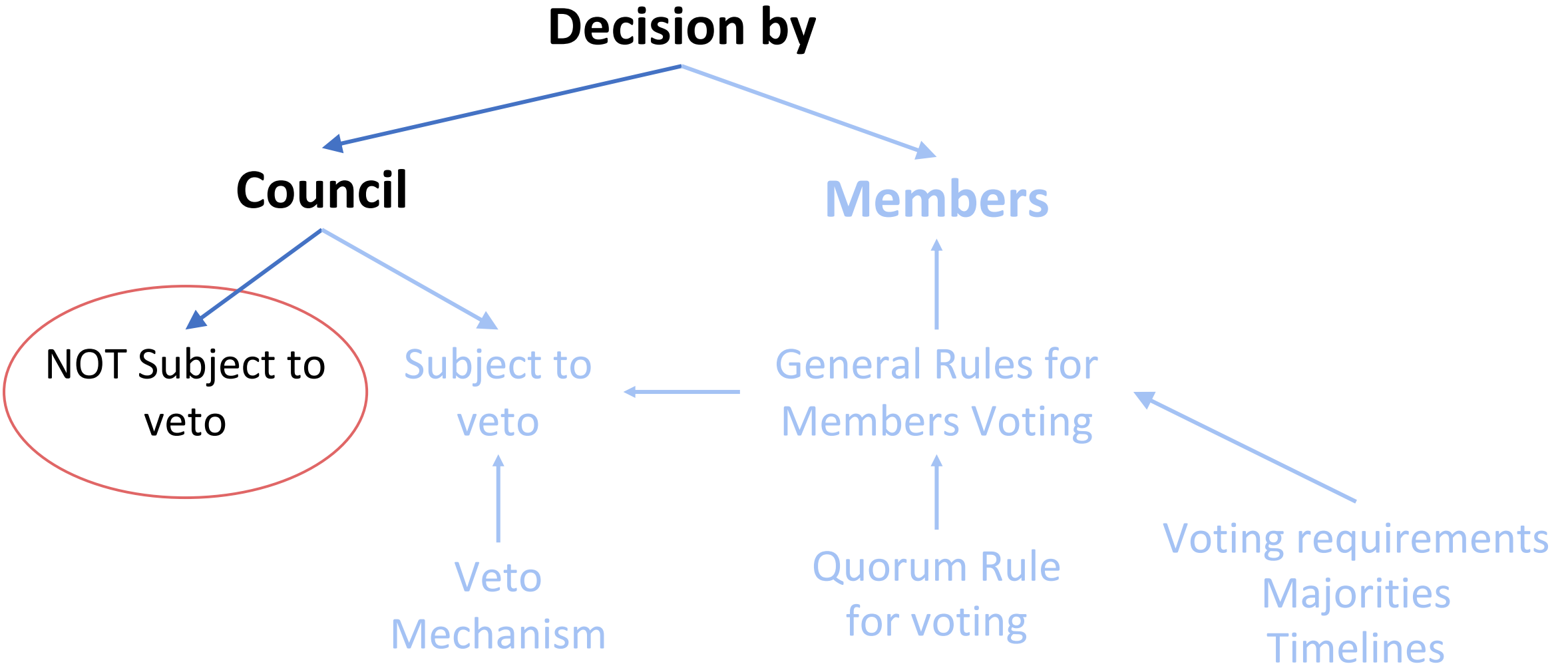
In the event the quorum is not met:

**Option 1:** The Members will be deemed to have abstained and the status quo remains: ccNSO Council Resolutions and Decisions will become effective, amendment to the Rules will not pass and Members' decisions will not be taken.

**Option 2:** A second vote will automatically commence 14 calendar days after closure of the first round of voting. The results of the second vote will be valid irrespective of whether the quorum has been met.

What do you think? **Poll #6**

# Structure of ccNSO decision making



# ccNSO Council only decisions, explicitly provided in the ICANN Bylaws

- **Section 10.3 (i)** “The ccNSO Council shall nominate individuals to fill Seats 11 and 12 on the Board”
- **Section 10.3 (j)** “The ccNSO Council shall select from among its members the ccNSO Council Chair and such Vice Chair(s) as it deems appropriate”
- **Section 10.3 (k)** “The ccNSO Council, subject to direction by the ccNSO members, shall adopt such rules and procedures for the ccNSO as it deems necessary, provided they are consistent with these Bylaws”

# 5. Council only decisions, other than explicitly provided in the ICANN Bylaws

## A. Administrative Resolutions and Decisions

# 5. Council only decisions, other than explicitly provided in the ICANN Bylaws

## PROPOSED TEXT

The following limited set of Resolutions and Decisions are reserved to be taken exclusively by the ccNSO Council, thus the Members Veto Mechanism does NOT apply:

### A. Administrative Resolutions and Decisions:

- Appointment of Members to working groups, committees, study groups and cross community working groups.
- Appointment of liaisons.
- ccNSO Council meeting schedules, agendas and minutes.
- Voting on and Processing of Membership applications.
- Request a call for volunteers.
- Request the preparation of a timeline for upcoming activities.
- Request the summary of an activity

# Structure of ccNSO decision making

**Decision by**

**Council**

**Members**

NOT Subject to  
veto

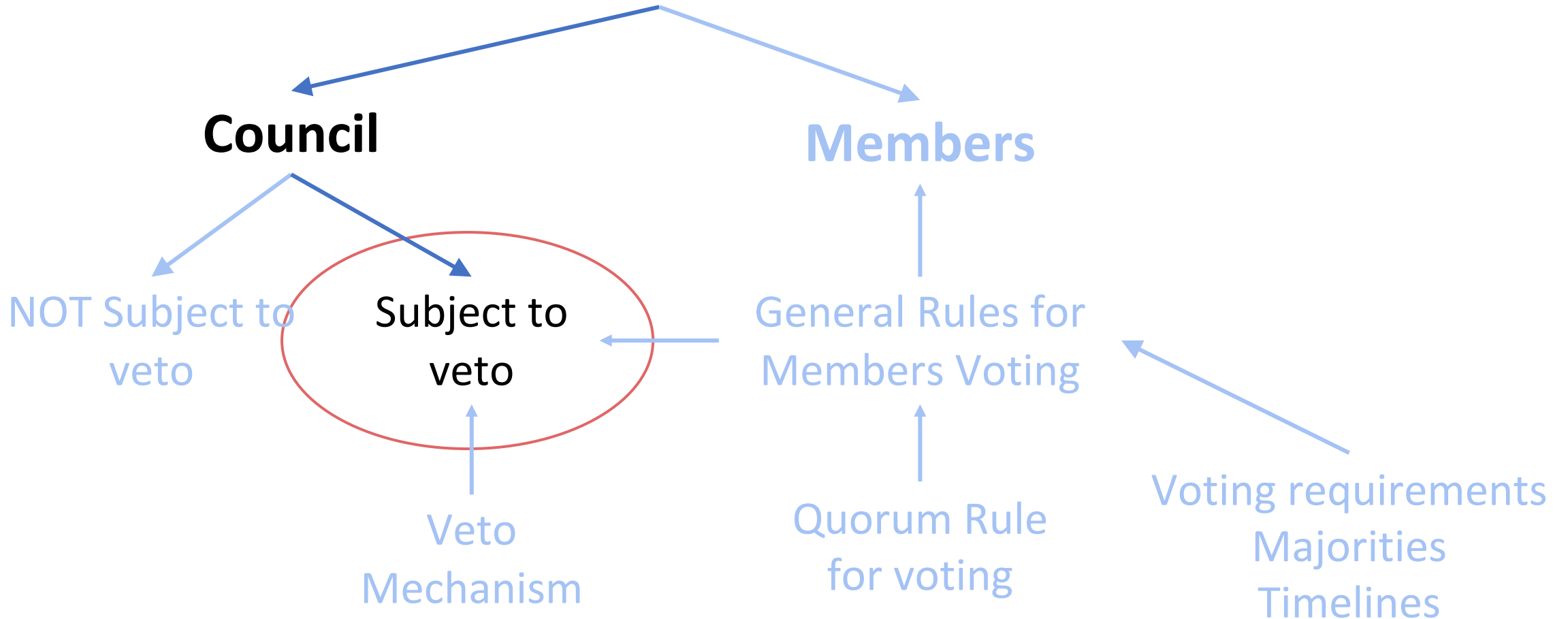
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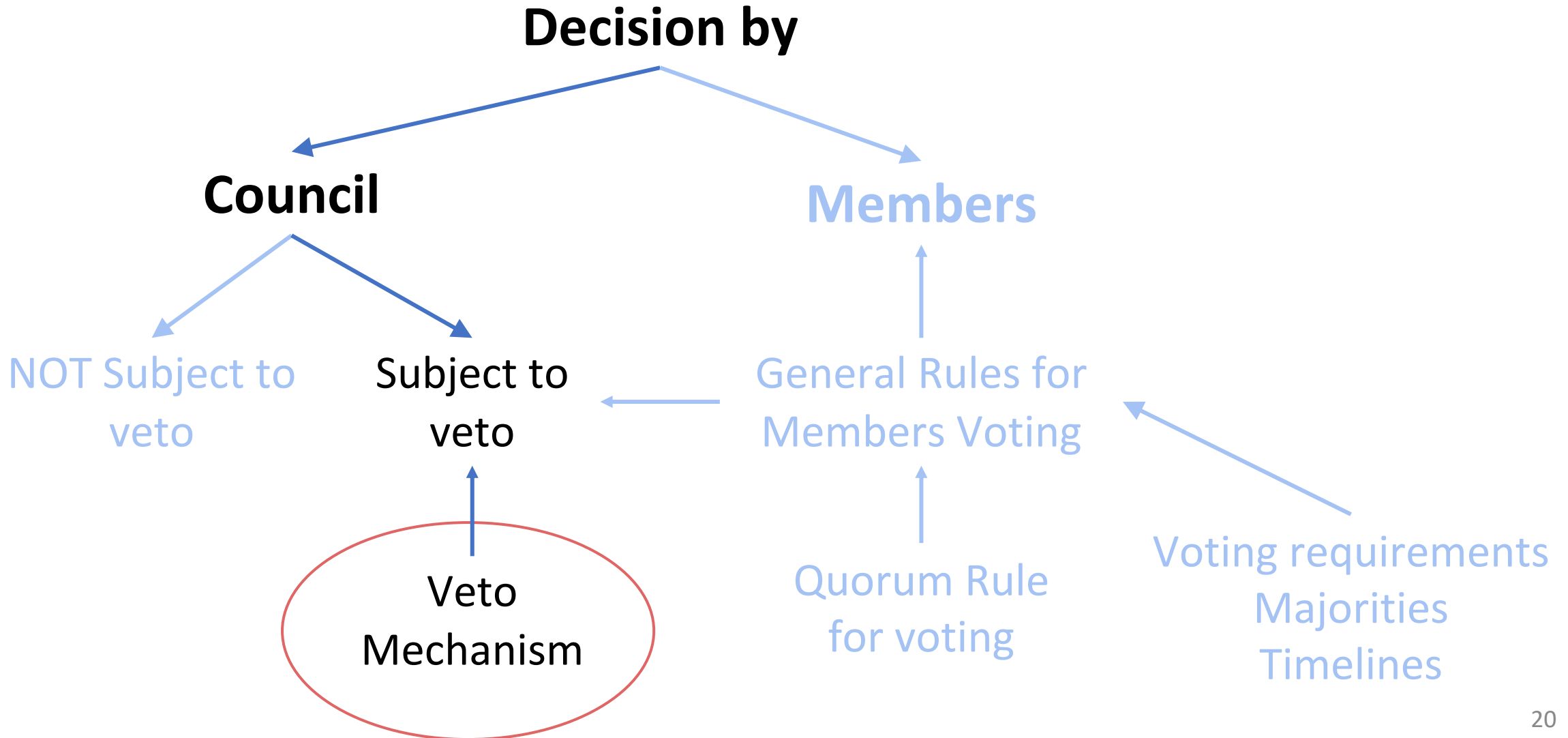
# 5. Council only decisions, other than explicitly provided in the ICANN Bylaws

## PROPOSED TEXT

**B.** All Resolutions and Decisions as Decisional Participant, with exception of those decisions listed as exclusively to be taken by the ccNSO Membership. Details on the procedures and other aspects of ccNSO as a Decisional Participant are specified in the relevant Operating Procedures.

What do you think? **Poll #9**

# Structure of ccNSO decision making



# 7. Members Veto Mechanism

## Effectiveness of Council's Decisions

### PROPOSED TEXT

The ccNSO Council must publish all of its Resolutions and Decisions as soon as possible to the appropriate ccNSO list(s) and on the website of the ccNSO, but in any case within seven (7) calendar days after the Resolution or Decision was passed. Each Resolution and Decision shall include the date it becomes effective.

What do you think? **Poll #10**

# 7. Members Veto Mechanism

## Effective date of Decisions

### PROPOSED TEXT

The effective date is determined as follows:

i. Resolutions and Decisions which are exclusively reserved to be taken by the ccNSO Council, upon date of publication.

ii. All other Resolutions and Decisions seven (7) calendar days after publication, subject however to the following:

Ten (10) Members of the ccNSO from at least ten (10) different Territories and representing no less than three (3) ICANN Geographic regions may request a veto vote on Resolutions and Decisions under ii.

The written request (Members' Notification) must be sent to the ccNSO Secretariat or the ccNSO Council Chair during seven (7) calendar days mentioned under ii.

# 7. Members Veto Mechanism

## PROPOSED TEXT

If the ccNSO Council believes the Resolution or Decision should become effective:

- i. Council will prepare a statement as to why it believes the Resolution or Decision should become effective (Council's Notification).
- ii. The ccNSO Council Chair shall send **both the Members' Notification and the Council's Notification** to the Members list and publish both on the ccNSO Website no later than 7 days after receipt of the Members' Notification.
- iii. The ccNSO Council Chair or a person designated by the Chair shall **initiate an electronic voting** process by the ccNSO Members within **7 days upon receipt of the Members' Notification.**
- iv. The electronic vote by the Members shall start **five (5) calendar days** after initiation of the vote by the Council.

If the Council believes the Resolution or Decision should NOT become effective following the Members' Notification, the ccNSO Council Chair shall inform the Members accordingly, and the Resolution or Decision shall be rescinded.

# Members decisions vs Council decisions

other than explicitly provided in the ICANN Bylaws

## **Members Only**

- A.** Change of the Rules
- B.** Veto vote on ccNSO Council Resolutions and Decisions
- C.** Board Seats 11 and 12 Elections

## **Council Only**

- A.** Administrative Resolutions and Decisions

# To be decided

## Members decisions vs Council decisions

### Decisional Participant powers

1. Board Recall
2. NomCom Director Removal
3. ccNSO Director Removal
4. Rejection Action
5. Approval Action

# Empowered Community timeline

- Initiate & accept petition within SO – 21 days
- Support petition from other SO/AC – 7 days

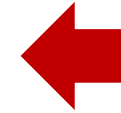
- Community forum - 21 days

- Decision to use the EC power – 21 days

- Make decision within SO

- Submit the decision to other DCs & ECA

Council decision,  
NOT subject to veto



Members or Council  
decision



# Who should take the following decisions?

## PROPOSED TEXT

A Simple Majority Members vote to support a:

- Board Recall Supported Petition
- Nominating Committee Director Removal Supported Petition
- Rejection Action
- Approval Action

An Extraordinary Super Majority Members vote to support a Removal Petition Notice of a Board Member nominated by the ccNSO.

What do you think? **Poll #13**

# Who should take the following decisions?

## PROPOSED TEXT

All Resolutions and Decisions as Decisional Participant, with exception of those decisions listed as exclusively to be taken by the ccNSO Membership.

Details on the procedures and other aspects of ccNSO as a Decisional Participant are specified in the relevant Operating Procedures.

What do you think? **Poll #14**

# Members decisions vs Council decisions

## Decisional Participant powers

### Members

Final Decisions on:

- Support Board Recall Petition
- Support NomCom Board member Removal Petition
- Support ccNSO appointed Board member removal
- Support Rejection Action
- Support Approval Action

### Council

All administrative Resolutions and Decisions during the various processes.

# Thank you for your participation!

GRC Sub-group email: [ccnso-grc-sg@icann.org](mailto:ccnso-grc-sg@icann.org)

Wiki: [https://community.icann.org/x/OAA\\_Cg](https://community.icann.org/x/OAA_Cg)