New gTLD Subsequent Procedures

Working Together

ICANN74
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Agenda

1 ODP Background and Update

2 Topic: Predictability Framework

3 Q&A with Panel Discussion

Presenters and Panelists

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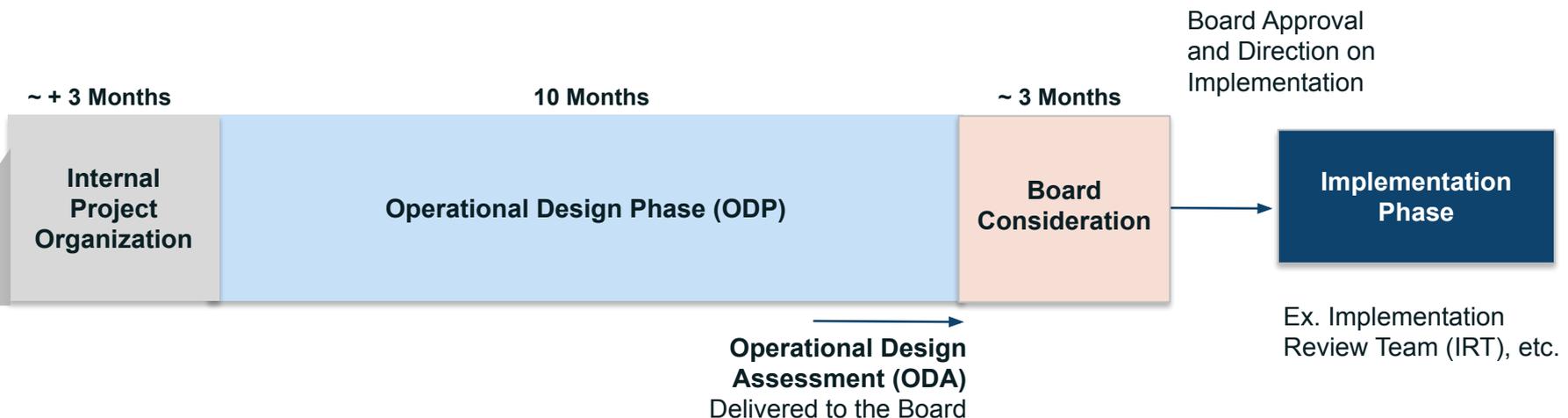ICANN
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Operational Design Phase (ODP) Background and Update
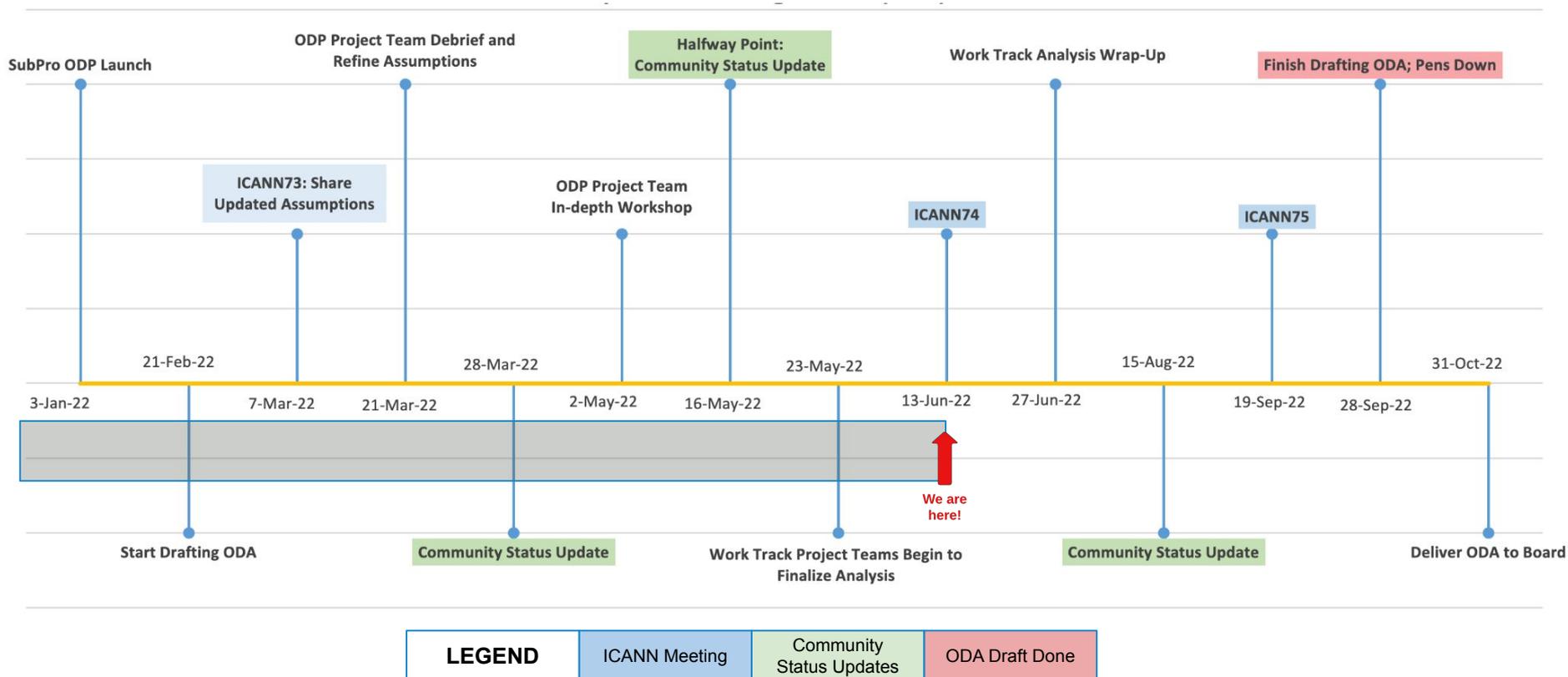
Agenda Item 1

Objective of the Operational Design Phase

The Operational Design Phase (ODP) is an ICANN org led effort requested by the ICANN Board to assess the operational impact of the implementation of the GNSO Council-approved recommendations. This assessment will provide the Board with relevant information to facilitate their determination on the New Generic Top-Level Domain (gTLD) Subsequent Procedures Policy Development Process Final Report.

The ODP will also support ICANN org's consultation with the community to solicit feedback on the assumptions, facts, and figures that underpin ICANN org's ODP assessment.

| ~ + 3 Months | 10 Months | ~ 3 Months | Board Approval and Direction on Implementation |
| Internal Project Organization | Operational Design Phase (ODP) | Board Consideration | Implementation Phase |

Operational Design Assessment (ODA)
Delivered to the Board

Ex. Implementation Review Team (IRT), etc.

Subsequent Procedures ODP High-Level Timeline

| | LEGEND | ICANN Meeting | Community Status Updates | ODA Draft Done |

Resolved (2021.09.12.01), …The Board requests regular updates on the progress of the work and delivery of the Operational Design Assessment (ODA), the expected output of the ODP, within ten months from the date of initiation, provided that there are no unforeseen matters that could affect the timeline, of which any such matters are to be communicated to the Board immediately upon identification.

Ongoing Activities:
Work Track + Project Team Analysis, Meeting with liaison, Monthly status report, Legal Review, Comms.

What Comes After the ODP?

Once the Board considers the Operational Design Assessment (ODA), there are a number of things that need to occur before the launch of the next round application window.

New gTLD Program Subsequent Procedures Milestones

	Stage 1: Policy Development	Stage 2: Implementation & Design and	Stage 3: Operation
Community	• Launch Working Group • WG finalizes report • GNSO approves report	• Form IRT	• Application System Beta Testing • Form SPIRT
Board	• Request ODP from org	• Consider ODA, Approve Final Report • Approve Readiness Operations • Approve Final AGB	• Approve Opening of the next round
Organization	• Launch Steering Committee • ODP Preparation • Start ODP ↑ **We are here!** • Deliver ODA to Board	• AGB Development • Finalize AGB • Build Capacity & Operationalize • Comms SubPro Outreach • Next Round Outreach • Process Design • Launch RSP Pre-approval	• Open App Window • Begin Application Pricessing • Begin ongoing operation • Operational review(s)

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Topic: Predictability Framework

Agenda Item 2

Topic: Predictability - Historical Background

- The GNSO Final Report on Subsequent Procedures noted that the predictability of the 2012 new gTLD program was hindered due to the number of changes that were made once the program commenced.

- In considering how such changes to future rounds of new gTLDs can be minimized, the SubPro Working Group introduced the Predictability Framework.

Topic: Predictability - Background

The Final Report describes the Predictability Framework as:

"A framework for analyzing the type/scope/context of an issue and if already known, the proposed or required Program change, to assist in determining the impact of the change and the process/mechanism that should be followed to address the issue."

The framework is therefore a tool to help the community understand how an issue should be addressed as opposed to determining what the solution to the issue should be; **the framework is not a mechanism to develop policy.**"

Topic: Predictability - SubPro Goals

- The framework is meant to <u>complement, not substitute</u>, existing GNSO processes and procedures.

- The framework would <u>not identify solutions to the issues raised</u> but instead would be a tool to help applicants understand what mechanisms will be used to address issues in a predictable and consistent manner.

- As part of its recommendation, the SubPro PDP Working Group suggested the formation of a Standing Predictability Implementation Review Team (SPIRT) to be the responsible body to <u>review issues that arise and utilize the framework to identify mechanisms to resolve identified issues.</u>

- The SPIRT is <u>not intended to replace the role of the GNSO Council, ICANN Board or ICANN org,</u> but instead will collaborate with all stakeholders as needed to identify appropriate mechanisms to address issues that arise during the Program.

- Ultimately, the combination of the framework and the SPIRT will <u>create a consultative process that would provide clarity and transparency</u> on what mechanisms will be used to manage issues that arise after the Applicant Guidebook is approved.

Topic: Predictability - Process Overview

- Issues will be categorized as either an Operational or Policy-related issue.
  - Operational issues are further categorized as minor, non-minor, or significant change.
  - Policy issues are further categorized as issues with policy implications or issues with new proposals.

- All issues and changes made to the program will be documented in a change log.

- All issues beyond minor operational issues may require consultation with the SPIRT

- ICANN org, the ICANN Board, and the GNSO Council are the only entities that may initiate consultation with the SPIRT on raised issues to determine appropriate mechanisms to manage them.
  - Other Supporting Organization(s) or Advisory Committee(s) (SO/ACs) may raise or refer an issue via ICANN org, the ICANN Board, and the GNSO Council.
  - ICANN org and SPIRT will work together to review raised issues and determine if the issue impacts multiple applicants and if the suggested change has any policy implications.

Topic: Predictability - Org Analysis

General Assumptions*

- No change to the roles and responsibilities of the ICANN Board, the GNSO Council, ICANN org, or the Implementation Review Team.

- The Predictability Framework is to identify the proper mechanisms for a solution.

- The same issue will not come before the SPIRT more than once.

- Established GNSO processes take precedence over the SPIRT in the event of a conflict.

- Resolution of operational issues and changes will be managed by ICANN org.

Assumptions shared with the GNSO Council and posted to the SubPro ODP wiki.

Topic: Predictability - Considerations

- Consultative process with SPIRT may require additional time to resolve issues, especially policy issues. This could have a considerable impact on time and cost to process an application.

- The development of clear and well understood criteria to categorize issues and proposed changes will help to facilitate quicker processing through the Predictability Framework.

Q&A with Panel Discussion

Agenda Item 3

Thank You!