

MINUTES	TUESDAY, 14 MARCH 2017	13:45 – 16:45 (UTC+1)	IN-PERSON MEETING
MEETING	IPC		
CHAIR FOR MEETING	Greg Shatan, IPC President		
MINUTES TAKEN BY	Chantelle Doerksen, IPC Secretariat / Approved by Kiran Malancharuvil, IPC Secretary		

Agenda Items

- 1. Welcome and Roll Call**
- 2. Introductions**
- 3. Report from Council/Review of Motions** - *Heather Forrest & Paul McGrady*
- 4. ICANN Complaints Officer** – *Krista Papac*
- 5. ICANN Compliance & Consumer Safeguards** - *Jamie Hedlund*
- BREAK**
- 6. Tribute to Glen De St Gery, ICANN Staff** – *Lori Schulman*
- 7. Discussion with ICANN Board Member, Markus Kummer**
- 8. IP Protection and Trust in .eu** – *Marc van Wesemael, EurID*
- 9. All Other Business**
- 10. Adjourn**

1. Introduction – Greg Shatan

2. Report from Council: Part 1 – Heather Forrest & Paul McGrady

Heather Forrest and Paul McGrady updated the IPC on the GNSO Council Working Group Sessions and the upcoming GNSO Council Meeting, to be held during ICANN58:

- a. **CCWG Auction Proceeds Review Team** – The replacement for Jonathan Robinson on the CCWG on Auction Proceeds is up for discussion, and Erika Mann’s volunteering to replace him.
- b. **Standing Selection Committee (SSC)** – The role of the SSC would be to serve as a vehicle through which appointments for the GNSO representatives to various things (including IRTs) would be selected. Susan Kawaguchi (BC) and Ed Morris (NCSG) have constructed a draft framework, which has been further developed within the Council. Heather noted she circulated her notes to the list. One suggestion she made was that a certain number of seats would be allocated to each side of the GNSO to each house, and that the house internally decides how to allocate those.

3. ICANN Complaints Officer – Krista Papac

Krista Papac from ICANN staff, introduced herself in her new role as Complaints Officer at ICANN. Greg welcomed her, noting that the IPC has had a few complaints in the past, and welcomed her views on how she envisioned building out the new role.

Krista introduced the idea of the Complaints Office as one to provide another form of Accountability and Transparency, or another mechanism where complaints that come into the organization can be collected in one centralized location, where they are logged, tracked, and reported back on.

Krista noted that there are various types of complaints within ICANN. For example, contractual compliance issues are directly handled by ICANN Compliance Office, led by Jamie Hedlund’s, but are also considered a complaint. There are also billing issues, or complaints regarding ICANN Public Meetings, which are different. The purpose of the office will help individuals experiencing issues or having problems see how their problems are being recorded and resolved, hence the increase of accountability and transparency. By centralizing the complaints, it will be easier to identify common threads or trends. If there are any bigger systemic issues that the executive team should consider, then those should be made identifiable through the process.

Greg thanked Krista for joining the IPC, and encouraged the IPC to assist her in building out the office.

4. ICANN Compliance & Consumer Safeguards – Jamie Hedlund

Greg welcomed Jamie, the new Senior Vice President of Contractual Compliance, to the IPC Meeting. Jamie began by introducing himself and providing an overview of his background. Jamie gave an overview of the Contractual Compliance Office, and it’s increased importance in the post-IANA transition environment.

Jamie noted there are three immediate projects that his office is working on:

- 1. **Greater transparency in contractual compliance.** First, is to understand better the calls for greater transparency in contractual compliance. Jamie noted he is also a part of the CCT Review Team. There have been a number of recommendations related to providing greater transparency, which have been heard. Specifically, what to get in

terms of data and the types of transparency that are sought. This is critical feedback to receive from the community, as the Compliance department is migrating from one platform to another.

2. **Collaboration with the CTO’s Security Team.** A second project is working closely with the CTO’s Security Team, focusing on infrastructure abuse and the DNS, and looking for areas to coordinate and collaborate to minimize risks. Jamie noted that there is a lot of overlap in this area, as where there is infrastructure abuse, there is also content abuse.

3. **Contractual Compliance and Safe Guards Working Group.** Third, is an ad-hoc working group focused on feedback on contractual compliance and safeguards. This group is still looking for input as many discussions surrounding these topics happens in silos. The idea is that this working group would be a vehicle for transparency and for enhancing awareness of what contractual compliance is, and what it isn’t. The New Consumer Safeguards Position incorporates part of this narrative and is a position still open to applicants.

IPC Members offered suggestions to Jamie in his new role, and asked various questions regarding the role, such as the need to view intellectual property owners as consumers. Jamie also noted that the time table for filling the consumer safeguards position is as quickly as possible.

Greg thanked Jamie for his time, taking questions, and being responsive to concerns of the IPC.

5. Thank you to Glen De St Gery, ICANN Staff.

On behalf of the IPC, Lori Schulman presented retiring ICANN Staff member, Glen De St. Gery with a thank you gift. The IPC acknowledged Glen’s role as a bedrock within the GNSO, her dedication and her support of the communities over many years. Glen thanked the IPC for their generosity.

6. Discussion with ICANN Board Member, Markus Kummer

Greg welcomed Markus Kummer, ICANN Board Member for the Non-Contracted Parties House (NCPH) to the IPC meeting. Markus opened with a discussion about the Data Protection Commission and a brief discussion about his candidacy for Board Seat #14.

The transcript for this portion of the meeting was not recorded due to technical difficulties, and can be listened to on the AC Recording (<https://participate.icann.org/p1mhk5wixql>) from 01:16:00 – 02:09:00.

Markus discussed the PDP Process and ways that could be improved. Lori Schulman encouraged Markus to reach out to the IPC for guidance on where IP laws sit and where there are conflicts. Ellen Shankman asked Markus how the IPC could be better utilized as a resource in his capacity as a Board member and how can the IPC communicate more effectively with the Board. Markus agreed with Ellen’s point, and said that the IPC’s communication has been neutral. In terms of how to improve communication would require a further discussion and he had no suggestions at this time.

Markus accepted a few more questions from IPC members. Greg thanked Markus for his time.

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7. Report from Council: Part 2 – Heather Forrest & Paul McGrady

Heather and Paul continued the Council discussion.

b. Standing Selection Committee (SSC)- Discussion Continued

SSC candidates do not have to be GNSO Councilors. Mary Wong, ICANN Staff, was able to confirm this. Anne Aikeman-Scalese suggested that representatives potentially be rolled off depending on the expertise. The position is to help select and appoint representatives to GNSO Review Teams, the Empowered Community, the GNSO Liaison to the GAC, the GNSO non-registry representative on the Customer Standing Committee, but does not including IRTs.

c. Legal Opinion on Whois

Paul McGrady noted that there is a Legal Opinion on Thick WHOIS, which has been circulating and will most likely be discussed during the GNSO Council meeting. It refers to the Privacy Laws in Europe, which is not settled. Steve Metalitz provided background and context for this opinion, noting it was requested by the GNSO Council, when it approved the Thick WHOIS legal recommendations. Verisign had wanted to re-open the PDP on Thick WHOIS at one point, and the some within GNSO thought that this should not change the outcome, but some within GNSO Council wanted to seek a new legal opinion. ICANN Staff finally decided that it could be implemented under the current legal environment, and would not seek a new legal opinion. There are many moving parts at the moment, and the value of a new legal opinion is still open to question.

8. IP Protection and Trust in .eu – Marc van Wesemael, EurID

Marc van Wesemael with EurID presented on IP protection in the domain space. He touched on the importance of reputation and preventative actions that are taken to prevent bad registrations, and how to identify fake registration data. He also discussed collaboration with EUIPO to inform brand owners, such as when a registered domain name (DN) is identical to the registered Trademark (TM). It was asked how best to report fake domain names or with those with false data, to which Marc replied that trademark owners (or their representatives) should call their organization.

9. All Other Business

- a. Greg reminded IPC members of the CSG-GAC reception, which was taking place later that evening at 19:00.

10. Attendance: Aaron Pace (.LESS), Aleksandar Icokaev, Alex Deacon, Anna Meolero, Anne

Aikman-Scalese, ate Oliynik, Bradley Silver, Brian Beckham, Brian Conchuratt, Brian Scarpelli, Brian Winterfeldt, Claudio DiGangi, Colin O'Brien, Damon Ashcraft, Dana Brown Northcott, Daniela Gaidano, David Taylor, Dusan Popovic, Ellen Shankman, Emanuele Sacchetto, Emanuel Alcantara, Gareth Dickson, Grace Lindo, Heather Forrest, Hortense, Hugues Chevalier, I. Henry, Jane Seager, Jay Yoon, John McElwaine, John Rodriguez, Jonathan Matkowsky, Jonathan Zuck, Julf Helsingius, Ken Taylor, Korn Jennifer, Linda Valter, Loren Balman, Liz Brodzinski, Lori Schulman, Luca Grandi, Marcus Jaeger, Marie Acquaviva, Marina Lewis, Nanna Strellner, Pascal Boehner, Patrick Lenihan, Paul McGrady, Pauline Monier, Peter Leuzinger, Petter Rindforth, Phil Marano, Philippe Boos, Richard Hill, Salvador Camacho, Sarah Deutsch, Sebastian Schwemel, Stephane Penaceque, Steve Metalitz, Susan Anthony, Susan Payne, Sylvie Destenave, Tessa, Tiristan Verna, Torsten Bettinger, Vicky Sheckler, Vinzenz Heussler, Wolfgang, Zhalt Xude, Zhou Liguu | |

Staff: Krista Papac, Jamie Hedlund, Mary Wong, Chantelle Doerksen

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