ARTICLE X: GENERIC NAMES SUPPORTING ORGANIZATION

Section; SECTION 1. DESCRIPTION

There shall be a policy-development body known as the Generic Names Supporting Organization (GNSO), which shall be responsible for developing and recommending to the ICANN Board substantive policies relating to generic top-level domains.

Section 2. ARTICLE X: GENERIC NAMES SUPPORTING ORGANIZATION: SECTION 2. ORGANIZATION

The GNSO shall consist of (i) various Constituencies representing particular groups of stakeholders, as described in Section 5 of this Article:

- (i) A number of Constituencies, if any, organized within the Stakeholder Groups as described in Section 5 of this Article (link TBD);
- (ii) Four Stakeholder Groups organized within Houses as described in Section 5 of this Article (link TBD);
- (iii) Two Houses within the GNSO Council as described in Section 3(8) of this Article (link TBD);
- (iv) and (ii) a GNSO Council responsible for managing the policy development process of the GNSO, as described in Section 4 of this Article (link TBD).

Section 3. GNSO COUNCIL

1. Subject to the provisions of the <u>Transition Article of these Bylaws</u>, the <u>GNSO Council shall consist of three representatives selected by each of the Constituencies described in Section 5 of this Article</u>, and three persons selected by the ICANN Nominating Committee. No two representatives selected by a Constituency Except as otherwise defined in these Bylaws, the GNSO Council, the two Houses, the four Stakeholder Groups, and the Constituencies will be responsible for defining their own charters, and/or names with the approval of their members and of the ICANN Board of Directors.

ARTICLE X: GENERIC NAMES SUPPORTING ORGANIZATION; SECTION 3. GNSO COUNCIL

1. Subject to the provisions of Transition Article XX, Section 5 of these Bylaws (link TBD) and as described in Section 5 of Article X (link TBD), the GNSO Council shall

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consist of:

a. three representatives selected from the Registries Stakeholder Group;

b. three representatives selected from the Registrar Stakeholder Group;

c. six representatives selected from the Commercial Stakeholder Group;

d. six representatives selected from the Non-Commercial Stakeholder Group; and

e. three representatives selected by the ICANN Nominating Committee, one of which shall be eitizens of the same country or of countries located in the same Geographic Region. There may also be two liaisons to the GNSO Council, one appointed by each of the Governmental Advisory Committee and the At Large Advisory Committee from time to time, who shall not be members of or entitled to vote on the GNSO Councilnon-voting, but otherwise shall be entitled to participate on equal footing with other members of the GNSO Council. The appointing Advisory Committee shall designate its liaison (or revoke or change the designation of its liaison) on the GNSO Council including, e.g. the making and seconding of motions and of serving as Chair if elected. One Nominating Committee Appointee voting representative shall be assigned to each House (as described in Section 3(8) of this Article [link TBD) by the Nominating Committee.

No more than one officer, director, employee, agent or consultant of any particular corporation or other organization (including its subsidiaries and affiliates) shall serve on the GNSO Council at any given time. No individual representative may hold more than one seat on the GNSO Council at the same time. Stakeholder Groups should, in their charters, ensure their representation on the GNSO Council is as diverse as possible and practicable, including considerations of geography, GNSO Constituency, sector, ability and gender.

There may also be liaisons to the GNSO Council from other ICANN Supporting

Organizations and/or Advisory Committees, from time to time. The appointing

organization shall designate, revoke, or change its liaison on the GNSO Council by

providing written notice to the Chair of the GNSO Council and to the ICANN Secretary.

The GNSO Council may also have observers as described in paragraph 9 of this Section

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<u>Liaisons shall not be members of or entitled to vote, to make or second motions, or to serve as an officer on the GNSO Council, but otherwise liaisons shall be entitled to participate on equal footing with members of the GNSO Council.</u>

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2. Subject to the provisions of the Transition Article of these Bylaws: (a) Transition Article XX, and Section 5 of these Bylaws (link TBD), the regular term of each GNSO Council member shall begin at the conclusion of an ICANN annual meeting and shall end at the conclusion of the second ICANN annual meeting thereafter: (b) the. The regular term of one representative two representatives, selected by each Constituency from Stakeholder Groups with three Council seats shall begin in an even-numbered yearyears and the regular term of the other representative selected by the Constituency from that Stakeholder Group shall begin in an odd-numbered year;s. The regular term of three representatives selected from Stakeholder Groups with six Council seats shall begin in even-numbered years and (e) the regular term of the other three representatives selected from that Stakeholder Group shall begin in odd-numbered years. The regular term of one of the three members selected by the Nominating Committee shall begin in evennumbered years and the regular term of the other two of the three members selected by the Nominating Committee shall begin in odd-numbered years. Each GNSO Council member shall hold office during his or her regular term and until a successor has been selected and qualified or until that member resigns or is removed in accordance with these Bylaws.

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3. A GNSO Council member may resign at any time by giving written notice to the ICANN Secretary. A GNSO Council member selected by a Constituency may be removed by that Constituency according to its published procedures. A GNSO Council member selected by the Nominating Committee may be removed for cause stated by a three fourths (3/4) vote (see Section 5(2) of this Article) of all members of the GNSO Council (excluding the member to be removed), subject to approval by the ICANN Board. Except in a "special circumstance," such as, but not limited to, meeting geographic or other diversity requirements defined in the Stakeholder Group charters, where no alternative representative is available to serve, no Council member may be selected to serve more than two consecutive terms, in such a special circumstance a Council member may serve one additional term. For these purposes, a person selected to fill a vacancy in a term shall not be deemed to have served that term. A former Council member who has served two consecutive terms must remain out of office for one full term prior to serving any subsequent term as Council member. A "special circumstance" is defined in the

GNSO Council Operational Rules and Procedures approved by the Board.

3. A vacancy on the GNSO Council shall be deemed to exist in the case of the death, resignation, or removal of any member. Vacancies shall be filled for the unexpired term involved by the Nominating Committee giving the ICANN Secretary written notice of its selection, unless by the appropriate Nominating Committee or Stakeholder Group that selected the member holding the position before the vacancy occurred was selected by a Constituency, in which case that Constituency shall fill the unexpired term by giving the ICANN Secretary GNSO Secretariat written notice of its selection. Procedures for handling Stakeholder Group-appointed GNSO Council member vacancies, resignations, and removals are prescribed in the applicable Stakeholder Group charter.

A GNSO Council member selected by the Nominating Committee may be removed for cause: i) stated by a three-fourths (3/4) vote of all members of the applicable House to which the Nominating Committee appointee is assigned; or ii) stated by a three-fourths (3/4) vote of all members of both Houses in the case of the non-voting Nominating Committee appointee (see Section 3(8) of this Article (link TBD)). Such removal shall be subject to reversal by the ICANN Board on appeal by the affected GNSO member.

4. The GNSO Council is responsible for managing the policy development process of the GNSO. It shall adopt such procedures as it sees fit to carry out that responsibility, provided that such procedures are approved by the Board, and further provided that, until any modifications are recommended by the GNSO Council and approved by the Board, the applicable procedures shall be as set forth in Section 6 of this Article. In addition, the GNSO Council is responsible for managing open forums, in the form of mailing lists or otherwise, for the participation of all who are willing to contribute to the work of the GNSO; such forums shall be appropriately moderated to ensure maximum focus on the business of the GNSO and to minimize non-substantive and abusive postings.

5. No more than one officer, director or employee of any particular corporation or other organization (including its subsidiaries and affiliates) shall serve on the GNSO Council at any given time.

6. The GNSO Council shall make selections to fill Seats 13 and 14 on the ICANN Board by written ballot or by action at a meeting; any such selection must have affirmative

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votes comprising a majority of the votes of all the members of the GNSO Council.

placeholder regarding manner of selection – TBD by Board. Election procedures are defined in the GNSO Council Operational Rules and Procedures approved by the Board.

Notification of the GNSO Council's Board seat selections shall be given by the GNSO Chair in writing to the ICANN Secretary, consistent with Article VI, Sections 8(4)8(4) and 12(1):12(1).

7-6. The GNSO Council shall select the GNSO Chair for a term the GNSO Council specifies, but not longer than one year. Each House (as described in Section 6 of this Article) shall select a Vice-Chair, who will be a Vice-Chair of the whole of the GNSO Council, for a term the GNSO Council specifies, but not longer than one year, by written ballot or by action at a meeting. Any such selection must have affirmative votes comprising a majority of the votes of all the members of the GNSO Council. The procedures for selecting the Chair and any other officers are contained in the GNSO Council Operating Rules and Procedures approved by the Board. In the event that the GNSO Council has not elected a GNSO Council Chair by the end of the previous Chair's term, the Vice-Chairs will serve as Interim GNSO Co-Chairs until a successful election can be held.

8-7. Except as provided by <u>paragraph 65 of this Section</u>, the GNSO Council shall act at meetings.

a. Members of the GNSO Council may participate in a meeting of the GNSO Council through use of (i) conference telephone or similar communications equipment, provided that all members participating in such a meeting can speak to and hear one another or (ii) electronic video screen communication or other communication equipment; provided that (a) all members participating in such a meeting can speak to and hear one another, (b) all members are provided the means of fully participating in all matters before the GNSO Council, and (c) ICANN adopts and implements means of verifying that (x) a person participating in such a meeting is a member of the GNSO Council or other person entitled to participate in the meeting and (y) all actions of, or votes by, the GNSO Council are taken or cast only by the members of the GNSO Council and not persons who are not members.

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¹ This revision is pending SIC approval.

b. Members entitled to cast a majority of the total number of votes of GNSO Council members then in office shall constitute a quorum for the transaction of business, and acts by a majority vote of the GNSO Council members present at any meeting at which there is a quorum shall be acts of the GNSO Council, unless otherwise provided herein. (See Section 3(8) (link TBD) of this ArticleSection 5(2) of this

Article concerning the number of votes that GNSO Council members may cast.)

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- c. Absentee voting. Members that are absent from a meeting at the time of a vote on whether to initiate a PDP, forward a policy recommendation to the Board, or fill a position open for election may vote by absentee ballot. The GNSO Secretariat will provide reasonable means for transmitting and authenticating absentee ballots, which could include voting by telephone, e- mail, or web-based interface. Absentee ballots must be submitted within 72 hours following the start of the meeting in which a vote is initiated, except that in exceptional circumstances announced at the time of the vote the Chair may reduce this time to 24 hours or extend the time to 7 days.
- d. Advance notice of such meetings shall be posted on the Website, if reasonably practicable, at least 7 days in advance of the meeting.
- e. Except where determined by a majority vote (see <u>Section 5(2) of this Article</u>) of members of the GNSO Council present that a closed session is appropriate, meetings shall be open to physical or electronic attendance by all interested persons.
- f. The GNSO Council shall transmit minutes of its meetings to the ICANN Secretary, who shall cause those minutes to be posted to the Website as soon as practicable following the meeting, and no later than 21 days following the meeting.

9. The GNSO Council may agree with the Council of any other ICANN Supporting Organization to exchange observers. Such observers shall not be members of or entitled to vote on the GNSO Council, but otherwise shall be entitled to participate on equal footing with members of the GNSO Council. The appointing Council shall designate its observer (or revoke or change the designation of its observer) on the GNSO Council by providing written notice to the Chair of the GNSO Council and to the ICANN Secretary.

Section 4.8. Typically for voting purposes, the GNSO Council (see Section 3(1) of this Article) shall be organized into a bicameral house structure as described below:

a. the Contracted Parties House includes the Registries Stakeholder Group (three members), the Registrar Stakeholder Group (three members), and one voting member appointed by the ICANN Nominating Committee for a total of seven voting members; and

b. the Non Contracted Party house includes the Commercial Stakeholder Group (six members), the Non-Commercial Stakeholder Group (six members), and one voting member appointed by the ICANN Nominating Committee to that House for a total of thirteen voting members.

<u>Each member of a voting house is entitled to cast one vote in each separate matter before the GNSO Council.</u>

- 9. Except as otherwise specified in these Bylaws, Annex A hereto, or the GNSO Council Operating Rules and Procedures approved by the Board, the default threshold to pass a GNSO Council motion or other voting action requires a simple majority vote of each house. The voting thresholds described below shall apply to the following GNSO actions:
 - <u>a. Create an Issues Report: requires more than 25% vote of both houses or majority of one house;</u>
 - b. Initiate a PDP Within Scope: requires more than 33% vote of both houses or more than 66% vote of one house;
 - c. Initiate a PDP Not Within Scope: requires a vote of more than 75% of one house and a majority of the other house ("Super Majority");
 - d. Approve a PDP Recommendation Without a Super Majority: requires a majority of both houses and further requires that one representative of at least 3 of the 4 Stakeholder Groups supports;
 - e. Approve a PDP Recommendation With a Super Majority: requires greater than 75% majority in one house and majority in the other house;
 - <u>f. Election of officers: The voting thresholds for electing Council officers are contained in the GNSO Council Operating Rules and Procedures approved by the Board.</u>

ARTICLE X: GENERIC NAMES SUPPORTING ORGANIZATION; SECTION 4, STAFF SUPPORT AND FUNDING.

1. A member of the ICANN staff shall be assigned to support the GNSO, whose work on substantive matters shall be assigned by the Chair of the GNSO Council, and shall be designated as the GNSO Staff Manager (Staff Manager).

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2. ICANN shall provide administrative and operational support necessary for the GNSO to carry out its responsibilities. Such support shall not include an obligation for ICANN to fund travel expenses incurred by GNSO participants for travel to any meeting of the GNSO or for any other purpose.

Section 5. ARTICLE X: GENERIC NAMES SUPPORTING ORGANIZATION; SECTION 5. STAKEHOLDER GROUPS AND CONSTITUENCIES.

1. The following self-organized Constituencies Stakeholder Groups are hereby recognized as representative of a specific and significant group of stakeholders and, one or more Constituencies, approved by the Board, and subject to the provisions of the Transition Article of these Bylaws, shall each select two representatives to the GNSO Council Transition Article XX, Section 5 of these Bylaws (link TBD):

a. gTLD Registries (Stakeholder Group representing all gTLD registries under contract to ICANN);

b. Registrars (Registrar Stakeholder Group representing all registrars accredited by and under contract to ICANN);

c. Internet Service and Connectivity Providers (representing all entities providing Internet service and connectivity to Internet users); Commercial Stakeholder Group representing the full range of large and small commercial entities of the Internet; and

d. Commercial and Business Users (representing both large and small commercial entity users of the Internet);

e. Non-Commercial Users (Stakeholder Group representing the full range of non-commercial entity usersentities of the Internet); and

f. Intellectual Property Interests (representing the full range of trademark and other intellectual property interests relating to the DNS)Internet.

2. The number of votes that members of the GNSO Council may cast shall be equalized so that the aggregate number of votes of representatives selected by the Constituencies (currently the gTLD Registries and Registrars) that are under contract with ICANN obligating them to implement ICANN adopted policies is equal to the number of votes of representatives selected by other Constituencies. Initially, each member of the GNSO Council selected by the gTLD Registries Constituency or the Registrars Constituency shall be entitled to cast two votes and all other members (including those selected by the

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Nominating Committee) shall be entitled to cast one vote. In the event that there is a change in the Constituencies that are entitled to select voting members of the GNSO Council, the Board shall review the change in circumstances and by resolution revise the procedure for equalization of votes in a manner consistent with this paragraph 2.

- 3. Each Constituency identified in <u>paragraph 1 of this Section</u> shall maintain its recognition, and thus its ability to select GNSO Council representatives, only so long as itEach Stakeholder Group is assigned a specific number of Council seats in accordance with Section 3(1) of this Article (link TBD).
- 2. Each Stakeholder Group identified in paragraph 1 of this Section (link TBD) and each of its associated Constituencies shall maintain recognition with the ICANN Board.

 Recognition is granted by the Board based upon the extent to which, in fact, the entity represents the global interests globally of the stakeholder communities it purports to represent, and shall operateoperates to the maximum extent feasible in an open and transparent manner consistent with prevailing privacy laws and consistent with procedures designed to ensure fairness. No individual or entity shall be excluded from participation in a Constituency merely because of participation in another Constituency. Stakeholder Group and Constituency Charters may be reviewed periodically as prescribed by the Board.

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4.3. Any g http://gnso.icann.org/mailing lists/archives/council/msg06977.htmlroupgroup of individuals or entities may petition the Board for recognition as a new or separate Constituency. Any such petition shall contain a detailed explanation of:

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a. Why A detailed explanation of why the addition of such a Constituency will improve the ability of the GNSO to carry out its policy-development responsibilities; and

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b. Why A detailed explanation of why the proposed new Constituency would adequately represents, on a global basis, the stakeholders it seeks to represent.

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c. A recommendation for organizational placement within a particular Stakeholder Group; and Formatted: Font:

d. A proposed charter that adheres to the principles and procedures contained in these Bylaws.

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Any petition for the recognition of a new Constituency and the associated charter shall be 4

posted for public comment.

54. The Board may create new Constituencies within any Stakeholder Group in response to such a petition, or on its own motion as described at Section 3 (link TBD), if itthe Board determines that such action would serve the purposes of ICANN. In the event the Board is considering acting on its own motion it shall post a detailed explanation of why such action is necessary or desirable, set a reasonable time for public comment, and not make a final decision on whether to create such new Constituency until after reviewing all comments received. Whenever the Board posts a petition or recommendation for a new Constituency for public comment, it he Board shall notify the GNSO Council and the appropriate Stakeholder Group affected and shall consider any response to that notification prior to taking action.

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Section 6. ARTICLE X: GENERIC NAMES SUPPORTING ORGANIZATION; SECTION 6. POLICY DEVELOPMENT PROCESS.

Initially, the The policy-development procedures to be followed by the GNSO shall be as stated in Annex A to these Bylaws. Annex A to these Bylaws. These procedures may be supplemented or revised in the manner stated in Section 3(4) of this Article. Section 3(4) of this Article.

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ARTICLE XX: TRANSITION ARTICLE

Section 5.; SECTION 5., GENERIC NAMES SUPPORTING ORGANIZATION.

1. The <u>Domain Name Supporting Organization</u> shall cease operations upon the adoption of this Transition Article, except that the <u>Names Council</u> of the Domain Name Supporting Organization may act for the limited purpose of authorizing the transfer of any funds it has collected to the benefit of the Generic Names Supporting Organization. The Generic Names Supporting Organization ("GNSO"), upon the adoption of this Transition Article, shall continue its operations; however, it shall be restructured into four new Stakeholder Groups which shall represent, organizationally, the former Constituencies of the GNSO, subject to ICANN Board approval of each individual Stakeholder Group Charter;

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2. The Generic Names Supporting Organization ("GNSO") shall commence operations upon the adoption of this Transition Article, and the following six DNSO constituencies shall automatically become constituencies of the GNSO, initially under their existing charter:

- a. The commercial and business entities constituency of the DNSO shall become the Commercial and Business Users constituency of the GNSO.
- b. The gTLD registries constituency of the DNSO shall become the gTLD Registries constituency of the GNSO.
- e. The <u>ISP and connectivity providers constituency of the DNSO</u> shall become the <u>Internet Service and Connectivity Providers constituency of the GNSO</u>.
- d. The non-commercial domain name holders constituency of the DNSO shall become the Non-Commercial Users constituency of the GNSO.
- e. The <u>registrars constituency of the DNSO</u> shall become the <u>Registrars constituency of the GNSO</u>.
- f. The <u>trademark</u>, other intellectual property and anti-counterfeiting interests constituency of the DNSO shall become the <u>Intellectual Property Interests constituency of the GNSO</u>.
 - 3. Notwithstanding the adoption or effectiveness of the New Bylaws, each GNSO constituencya. The gTLD Registry Constituency shall be assigned to the Registries Stakeholder Group;
 - b. The Registrar Constituency shall be assigned to the Registrar Stakeholder Group;
 - c. The Business Constituency shall be assigned to the Commercial Stakeholder Group;
 - <u>d. The Intellectual Property Constituency shall be assigned to the Commercial Stakeholder Group;</u>
 - e. The Internet Services Providers Constituency shall be assigned to the Commercial Stakeholder Group; and
 - f. The Non-Commercial Users Constituency shall be assigned to the Non-Commercial Stakeholder Group.
- 2. Each GNSO Constituency described in paragraph 2 of this Section 5paragraph 1 of this subsection shall continue operating substantially as before and no constituency Constituency official, task forceworking group, or other activity shall be changed until further action of the constituency Constituency, provided that each GNSO constituency Constituency, shall submit to the ICANN Secretary a new charter and

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statement of or revised Charter (which may itself of necessity be a transitional Charter)² inclusive of its operating procedures, adopted according to the Formatted: Font: constituency's Constituency's processes and consistent with the Newthese Bylaws Formatted: Font: Amendments, no later than 15 July 2003. Formatted: Font: Formatted: Font: 4. Until the conclusion of the ICANN annual meeting in 2003, the GNSO Council shall Formatted: Font: consist of three representatives of each constituency of the GNSO plus, upon their Formatted: Font: selection by the Nominating Committee, three persons selected by that committee. It may also have liaisons appointed by the Governmental Advisory Committee and (Interim) At-Large Advisory Committee, as provided in Article X, Section 3(1) of the New Bylaws. October 2009, or another date as the Board may designate by resolution. 3. Prior to the commencement of the ICANN meetings in October 2009, or another date the Board may designate by resolution, the GNSO Council shall consist of its current Constituency structure and officers as described in Article X, Section 3(1) of the Bylaws as amended effective 29 May 2008 http://www.icann.org/en/general/archive- bylaws/bylaws-29may08.htm#X-3.1>, Thereafter, the composition of the GNSO Council Formatted: Font: shall be as provided in the New Bylaws as provided in these Bylaws, as they may be Formatted: Font: amended from time to time, without regard to this Transition Article. All committees, Formatted: Font: task forces, working groups, drafting committees, and similar groups established by the DNSO Names GNSO Council and in existence immediately before the adoption of this Formatted: Font:

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5. Upon the adoption of this Transition Article, the three representatives on the Domain Name Supporting Organization ("DNSO") Names Council from each of six DNSO constituencies shall be seated as representatives of constituencies on the GNSO Council, as follows:

Transition Article shall continue in existence as groups of the GNSO Council with the

Council-

same charters, membership, and activities, subject to any change by action of the GNSO

a. The three representatives of the commercial and business entities constituency of the DNSO shall be seated as representatives of the Commercial and Business Users constituency of the GNSO.

b. The three representatives of the gTLD registries constituency of the DNSO shall be seated as representatives of the gTLD Registries constituency of the GNSO.

c. The three representatives of the ISP and connectivity providers constituency of the DNSO shall be seated as representatives of the Internet Service and Connectivity Providers constituency of the GNSO.

² It is proposed that the Constituencies in the Contracted Party House will be subsumed into the new Stakeholder Groups. As a result, a different approach will need to be agreed upon to replace the Constituency reconfirmation and recertification process.

d. The three representatives of the non-commercial domain name holders constituency of the DNSO shall be seated as representatives of the Non-Commercial Users constituency of the GNSO.

e. The three representatives of the registrars constituency of the DNSO shall be seated as representatives of the Registrars constituency of the GNSO.

f. The three representatives of the trademark, other intellectual property and anticounterfeiting interests constituency of the DNSO shall be seated as representatives of the Intellectual Property Interests constituency of the GNSO.

6. The terms of the GNSO Council members described in paragraph 5 of this Section 5
shall last for the remainder of their terms under the Old Bylaws, except that the terms of all of those GNSO Council members shall end at the conclusion of the ICANN annual meeting in 2003. Any vacancy occurring before that time in a position on the GNSO Council described in paragraph 5 of this Section 5 shall be filled by the constituency that the vacant position represents for the remainder of the term lasting until the conclusion of the or ICANN annual meeting in 2003. In selecting three persons to serve on the GNSO Council, the initial Nominating Committee shall designate one to serve a term until the conclusion of the ICANN annual meeting in 2004 and the other two to serve terms until the conclusion of the ICANN annual meeting in 2005Board.

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- 7. Promptly after the adoption of this Transition Article, the Generic Names Supporting Organization shall, through the GNSO Council, make selections of Directors to fill Seats 13 and 14 on the New Board, with terms to conclude upon the commencement of the first regular terms specified for each of those Seats in Article VI, Section 8(1)(d) and (e) of the New Bylaws, and shall give the ICANN Secretary written notice of its selections.
- 8. In the absence of further action on the topic by the New Board, each of the GNSO constituencies shall select two representatives to the GNSO Council no later than 1 October 2003, and shall provide the ICANN Secretary written notice of its selections. Each constituency shall designate one of those representatives to serve a one year term, and one to serve a two year term. Each successor to those representatives shall serve a two year term.
- 9. Upon the adoption of this Transition Article, and until further action by the ICANN Board, the GNSO Council shall assume responsibility for the DNSO General Assembly e-mail announcement and discussion lists.
- 10. Each of the constituencies identified in paragraph 5 of this Section 5 that are designated to select a delegate to the Nominating Committee under Article VII, Section 2

of the New Bylaws shall promptly, upon adoption of this Transition Article, notify the ICANN Secretary of the person(s) selected to serve as delegates.

- 4. Beginning with the commencement of the ICANN Meetings in October 2009, or another date the Board may designate by resolution (the "Effective Date of the Transition"), the representatives on the Generic Name Supporting Organization ("GNSO") Council from each of the existing six Constituencies shall be appointed or elected consistent with the number of Council seats allocated by its respective Stakeholder Group subject to the following:
 - a. The three seats currently assigned to the Registry Constituency shall be reassigned as three seats of the Registries Stakeholder Group;
 - b. The three seats currently assigned to the Registrar Constituency shall be reassigned as three seats of the Registrar Stakeholder Group;
 - c. The three seats currently assigned to each of the Business Constituency, the Intellectual Property Constituency, and the Internet Services Provider

 Constituency (nine total) shall be decreased to be six seats of the Commercial Stakeholder Group;
 - d. The three seats currently assigned to the Non-Commercial Users Constituency shall be increased to be six seats of the Non-Commercial Stakeholder;
 - e. The three seats currently selected by the Nominating Committee shall be assigned by the Nominating Committee as follows: one voting member to the Contracted Party House, one voting member to the Non-Contracted Party House, and one non-voting member assigned to the GNSO Council at large.
- 5. As soon as practical after the commencement of the ICANN meeting in October 2009, or another date the Board may designate by resolution, the Generic Names Supporting Organization Council shall, in accordance with Article X, Section 3(6) (linkTBD) and its Operating Rules and Procedures, elect officers and give the ICANN Secretary written notice of its selections.

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