Update on ccTLD Agreements

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Introduction

- Recently posted ccTLD Update and two models
  - Update tries to give an overview of current thinking based on past discussions
  - Also posted two model agreements
- Reason for posting –
  - Go forward in reaching agreements
  - Facilitate one-to-one negotiations with transparency
  - Provide material for community discussions

A. Update and overview section

- Discussion paper overview
  - Based on past two years of face-to-face and ccTLD constituency meetings
  - Materials and drafts from community
- And background on the function of ccTLDs in the DNS
    - History of ccTLD delegations and RFC 1591 and ICP-1

B. Discussions and moving forward

- ICANN's MoU with US Government
  - Complete transition means 'develop appropriate relationships with other entities involved in the Internet's operation'
  - ICANN Board resolutions – Cairo and Melbourne

B. Discussions in ICANN forums continued…

- ccTLD Best Practice Guidelines for ccTLD Managers (version 4.1, June 2001)
  - Reflects well established principles of trusteeship and responsibility to local Internet community
- GAC Principles
  - Private sector leadership
  - Framework of accountability

B. Discussion consistencies…

- Fundamental history – delegated manager serves as a trustee in service of the local Internet community
- With increased importance of Internet at national and international level, some form of solidifying current relationships of entities involved.

C. So…types of approaches

- No single agreement, or single structure, will work for every ccTLD
  - Enormous diversity of management structures
  - Organizational forms
  - Mechanisms of accountability
  - Relationships (or not) with governments

C. Subject areas of models…

- Delegation – and applicable principles
- Local and global policy responsibilities
  - ccTLD and local Internet community
  - ICANN and global Internet community
- ccTLD relationship with ICANN and IANA and responsibilities
  - Detailed responsibilities for ICANN/IANA
- ICANN funding for overseeing global responsibility

C. 'Triangular Situation'

- Applies where ccTLD and government reach their own arrangement
- Topics covered:
  - Delegation and re-delegation
    - Sponsoring organization unless termination of agreement.
  - Local and global policy responsibilities
  - ccTLD – ICANN/IANA relationship
    - Technical specification
  - ICANN funding – 'in accordance with an equitable scale, based on ICANN's total funding'

C. MoU for Legacy Situations

- Government not directly involved
- Prepared model MoU for legacy situations
  - Designed to be light and minimalist
  - Memorializes intended commitments of ICANN and ccTLD manager
  - Language from existing agreements
  - To balance demands – government informed but consent not required
    - Work this out with ccTLD manager

D. Progress to date

- Come very far…progressive…
- Each ccTLD is in a different situation regarding type of agreement and timing
  - E.g., Australia (.au)
- Liaison with ccTLDs important in understanding functional models
- Moving forward with agreements

What's next…

- A 'non-legal' explanation of the current models posted
  - 'easy to understand' even for me and me ☺
- Comparison with existing documents, will be posted soon.
- The posting is base to move forward
- Regional meetings good opportunity to review, discuss, ask questions
- Face to face meetings have been useful and will be focus in coming months