

## SPECIFICATION 11

### PUBLIC INTEREST COMMITMENTS

The following provisions are proposed to be added to the .ORG Registry Agreement in a new Section 4 of Specification 11.

4. Registry Operator agrees to perform the following specific public interest commitments, which commitments shall be enforceable by ICANN and through the PICDRP. Registry Operator shall comply with the PICDRP. Registry Operator agrees to implement and adhere to any remedies ICANN imposes (which may include any reasonable remedy, including for the avoidance of doubt, the termination of the Registry Agreement pursuant to Section 4.3(e) of the Agreement) following a determination by any PICDRP panel and to be bound by any such determination. Nothing in Section 4 of this Specification shall limit any obligations of Registry Operator under this Specification. In the event Section 4 of this Specification conflicts with the requirements of any other provision of the Registry Agreement (including any Section of this Specification), such other provision shall govern.
  - i. **Affordability.** As of the Effective Date (June 30, 2019), the price Registry Operator charges to ICANN-accredited registrars for .ORG initial domain name registrations or renewal(s) of domain name registrations is US\$9.93 (the "Service Fee"). At all times during the period ending eight (8) years following the Effective Date, the maximum allowable Service Fee (the "Applicable Maximum Fee") that Registry Operator may charge to registrars for .ORG initial domain name registrations or renewal(s) of domain name registrations shall be calculated in United States dollars rounded to the nearest cent according to the following formula:

$$\text{Applicable Maximum Fee} = \$9.93 \times (1.10^n)$$

Where n is equal to the whole number of years elapsed since the Effective Date (by way of example, at December 31, 2019, n = 0; at June 30, 2020, n = 1; at June 30, 2021, n = 2).

To provide a worked example calculation, as of June 30, 2021, the Applicable Maximum Fee shall be calculated as:

$$\$9.93 \times (1.10^2) = \$12.02$$

[By way of further clarification and example, the Applicable Maximum Fee during any applicable time period shall be as follows:](#)

<u>Applicable Maximum Fee</u>	<u>Time Period</u>
<u>\$9.93</u>	<u>June 30, 2019 to June 29, 2020</u>
<u>\$10.92</u>	<u>June 30, 2020 to June 29, 2021</u>
<u>\$12.02</u>	<u>June 30, 2021 to June 29, 2022</u>
<u>\$13.22</u>	<u>June 30, 2022 to June 29, 2023</u>

<u>\$14.54</u>	<u>June 30, 2023 to June 29, 2024</u>
<u>\$15.99</u>	<u>June 30, 2024 to June 29, 2025</u>
<u>\$17.59</u>	<u>June 30, 2025 to June 29, 2026</u>
<u>\$19.35</u>	<u>June 30, 2026 to June 29, 2027</u>

ii. **.ORG Stewardship Council.**

Within six months following the date this version of the Specification is appended to the Registry Agreement and becomes effective, Registry Operator will maintain a body to provide strategic advice and oversight regarding certain key policies and functions of Registry Operator affecting .ORG and its community (the “.ORG Stewardship Council”). No person who is a Registry Operator employee, officer, director ~~or member of Registry Operator,~~ LLC member or equity owner (or immediate family member of any of the foregoing) shall serve on the .ORG Stewardship Council. The .ORG Stewardship Council will have authority to provide independent advice on and a binding right to veto modifications proposed by Registry Operator to Registry Operator’s policies in the .ORG domain name space regarding: (x) censorship and freedom of expression; and (y) use of .ORG registrant and user data (the “Designated Policies”), in each case in accordance with the .ORG Stewardship Council charter (the “Charter”). Notwithstanding the foregoing, Registry Operator reserves the right at all times to ensure compliance in its sole judgment with applicable laws, ~~policies and~~ regulations and ICANN policies.

- a. The initial Charter has been established by Registry Operator’s board of managers. Any proposed amendment to the Charter that diminishes the .ORG Stewardship Council’s right to provide advice on and veto modifications to the Designated Policies shall be submitted to a vote by the .ORG Stewardship Council, and, if such proposed amendment is rejected by a vote of two thirds or more of all members of the .ORG Stewardship Council, Registry Operator will not implement such amendment.

iii. **Community Enablement Fund.** Within 90-days following the date this version of the Specification is appended to the Registry Agreement and becomes effective, Registry Operator will establish a “Community Enablement Fund” to provide support for initiatives benefitting .ORG registrants and approved by the .ORG Stewardship Council. The commission, charter, and funding of the Community Enablement Fund will be established by Registry Operator’s board of managers with input from the .ORG Stewardship Council. The .ORG Stewardship Council will be responsible for providing recommendations and advice regarding the Community Enablement Fund. Appropriations from the .ORG Community Enablement Fund will be subject to approval of the PIR Board.

iv. **Annual Public Report.** Registry Operator will produce and publish annually a report that assesses Registry Operator’s compliance with Section 4 of these Public Interest Commitments and the ways in which Registry Operator pursued activities for the benefit of the registrants of .ORG domain names during the

preceding year. This report will also include a transparency report setting forth the number of .ORG domain name registrations that have been suspended or terminated by Registry Operator during the preceding year under Registry Operator's Anti-Abuse Policy or pursuant to court order.

- v. **Revisions to PIC.** Any proposed amendment to the provisions of this Specification 11(4) must be subject to the ICANN's applicable public comment process ~~in order to be effectuated~~ then applicable to amending Public Interest Commitments made pursuant to Specification 11 of ICANN Registry Agreements.