

Response to Documentary Information Disclosure Policy Request

To: Padmini Baruah on behalf of the Centre for Internet & Society

Date: 14 May 2016

Re: Request No. 20160423-1

Thank you for your Request for Information dated 23 April 2016 (Request), which was submitted through the Internet Corporation for Assigned Names and Numbers (ICANN) Documentary Information Disclosure Policy (DIDP) on behalf of The Centre for Internet & Society (CIS). For reference, a copy of your Request is attached to the email forwarding this Response.

Items Requested

Your Request seeks the disclosure of the reports submitted by the Board Governance Committee (BGC) to the ICANN Board on an annual basis as specified in Article IV, Section 2.20 of the ICANN Bylaws.

Response

Article IV, Section 2.20 of the ICANN Bylaws states:

The Board Governance Committee shall submit a report to the Board on an annual basis containing at least the following information for the preceding calendar year:

- a. the number and general nature of Reconsideration Requests received, including an identification if the requests were acted upon, summarily dismissed, or remain pending;
- b. for any Reconsideration Requests that remained pending at the end of the calendar year, the average length of time for which such Reconsideration Requests have been pending, and a description of the reasons for any request pending for more than ninety (90) days;
- c. an explanation of any other mechanisms available to ensure that ICANN is accountable to persons materially affected by its decisions; and
- d. whether or not, in the Board Governance Committee's view, the criteria for which reconsideration may be requested should be revised, or another process should be adopted or modified, to ensure that all persons materially affected by ICANN decisions have meaningful access to a review process that ensures fairness while limiting frivolous claims.

(<https://www.icann.org/resources/pages/governance/bylaws-en#IV>.) The BGC annual reports prepared in accordance with the foregoing mandate of the Bylaws, and which are responsive to your Request, are published on the Board Governance Committee – Annual Reports webpage, available at <https://www.icann.org/resources/pages/annual-reports-2012-02-25-en#reconsideration-requests>. Specifically, the following reports have been published:

- Reconsideration Committee Annual Report 2004 (<https://www.icann.org/en/committees/reconsideration/rc-annualreport-04dec04.htm>);
- Reconsideration Committee Annual Report 2006 (<https://www.icann.org/en/committees/reconsideration/rc-annualreport-06dec06.htm>);
- Reconsideration Committee Annual Report 2007 (<https://www.icann.org/en/committees/reconsideration/annualreport-01nov07.pdf>);
- Reconsideration Committee Annual Report 2008 (<https://cai.icann.org/files/meetings/cairo2008/reconsideration-report-06nov08.pdf>);
- Board Governance Committee Annual Report on Reconsideration Requests 2009 (<https://www.icann.org/en/committees/reconsideration/presentation-bgc-reconsideration-30oct09-en.pdf>);
- Board Governance Committee Annual Report on Reconsideration Requests 2010 (<https://www.icann.org/en/committees/reconsideration/presentation-bgc-reconsideration-10dec10-en.pdf>);
- Board Governance Committee Annual Report on Reconsideration Requests 2011 (<https://www.icann.org/en/groups/board/reconsideration/presentation-bgc-reconsideration-28oct11-en.pdf>);
- Board Governance Committee Annual Report on Reconsideration Requests 2012 (<https://www.icann.org/en/groups/board/reconsideration/presentation-bgc-reconsideration-18oct12-en.pdf>);
- Board Governance Committee Annual Report on Reconsideration Requests 2013 (<https://www.icann.org/en/system/files/files/presentation-bgc-accountability-mechanisms-12nov13-en.pdf>);
- Board Governance Committee Annual Report on Reconsideration Requests 2014 (<https://www.icann.org/en/system/files/files/bgc-accountability-mechanisms-12oct14-en.pdf>); and
- Board Governance Committee Annual Report on Reconsideration Requests 2015 (<https://www.icann.org/en/system/files/files/bgc-accountability-mechanisms-19oct15-en.pdf>).

About DIDP

ICANN's DIDP is limited to requests for documentary information already in existence within ICANN that is not publicly available. In addition, the DIDP sets forth Defined Conditions of Nondisclosure. To review a copy of the DIDP, please see

<http://www.icann.org/en/about/transparency/didp>. ICANN makes every effort to be as responsive as possible to the entirety of your Request. As part of its accountability and transparency commitments, ICANN continually strives to provide as much information to the community as is reasonable. We encourage you to sign up for an account at MyICANN.org, through which you can receive daily updates regarding postings to the portions of ICANN's website that are of interest because, as we continue to enhance our reporting mechanisms, reports will be posted for public access.

We hope this information is helpful. If you have any further inquiries, please forward them to didp@icann.org.