

Summary of Comments to ‘Bylaw Amendment Related to Organizational Review Cycles’

Two comments were received, one from Michael Palage and a second one from ALAC (available at https://st.icann.org/alac-docs/index.cgi?statement_on_systemization_of_organisational_reviews_al_alac_st_0709_3)

- Michael Palage suggested reformulating the sentence ‘These periodic reviews shall be conducted at least on a five-year cycle...’ into ‘These periodic reviews shall be conducted no less frequently than every five years.’
- Both Michael Palage and ALAC suggest that there is the need for a holistic approach to Organizational Reviews, and that the proposed text does not solve this key aspect.

The Structural Improvements Committee agreed with the amendment proposed by Michael Palage, which was included in the text proposed to the Board for adoption (here below).

Section 4. PERIODIC REVIEW OF ICANN STRUCTURE AND OPERATIONS

1. The Board shall cause a periodic review of the performance and operation of each Supporting Organization, each Supporting Organization Council, each Advisory Committee (other than the Governmental Advisory Committee), and the Nominating Committee by an entity or entities independent of the organization under review. The goal of the review, to be undertaken pursuant to such criteria and standards as the Board shall direct, shall be to determine (i) whether that organization has a continuing purpose in the ICANN structure, and (ii) if so, whether any change in structure or operations is desirable to improve its effectiveness.

These periodic reviews shall be conducted no less frequently than every five years, based on feasibility as determined by the Board. Each five-year cycle will be computed from the moment of the reception by the Board of the final report of the relevant review Working Group.

The results of such reviews shall be posted on the Website for public review and comment, and shall be considered by the Board no later than the second scheduled meeting of the Board after such results have been posted for 30 days. The consideration by the Board includes the ability to revise the structure or operation of the parts of ICANN being reviewed by a two-thirds vote of all members of the Board.

2. The Governmental Advisory Committee shall provide its own review mechanisms.

The proposed reformulation of Section 4 of Article IV of ICANN Bylaws was unanimously adopted by the Board at its 30 September 2009 meeting.