

05 October 2023

RE: Transmission of Clarifying Statement to ICANN Board

Sebastien Ducos
Generic Names Supporting Organization (GNSO) Chair

Dear Sebastien,

Thank you for your letter dated [5 September 2023](#), in which you shared the New gTLD Subsequent Procedures Pending Recommendations - GNSO Council Clarifying Statement (Clarifying Statement) with the ICANN Board.

I would like to inform you of the [Board Resolution](#) adopted on 10 September 2023 related to Outputs from the [Final Report on the new gTLD Subsequent Procedures Policy Development Process](#) that were previously [designated as “pending” by the Board](#). The 10 September resolution formally adopts the attached [September 2023 Scorecard: Subsequent Procedures \(SubPro PDP\)](#).

Following a period of further Board deliberation and discussions with the GNSO Council and Governmental Advisory Committee (GAC), the Board has resolved to adopt the majority of the pending Outputs, as detailed in sections A and B of the scorecard. Please note that the Outputs in Section B include the language from the [Clarifying Statement](#).

The Board did not adopt seven of the pending Outputs, noted in Section C of the scorecard, specifically recommendations 9.2, 17.2, 18.1, 18.3, 22.7, 24.3, and 24.5. The Board has determined that these recommendations are not in the best interests of the ICANN community or ICANN.

In light of this decision, and via the transmission of this letter and September 2023 Scorecard linked above, the Board is initiating the consultation process between the Board and the GNSO Council as required by the ICANN Bylaws. In accordance with [Annex A, Section 9 \(b\)](#) of the [ICANN Bylaws](#), a Board Statement articulating the rationale for why recommendations 9.2, 17.2, 18.1, 18.3, 22.7, 24.3, and 24.5 are not in the best interests of the ICANN community or ICANN is provided in Section C of the scorecard.

The Board has directed ICANN org to coordinate a time with the GNSO Council to discuss the Board Statement. The Board invites the GNSO to indicate to ICANN org its preferred method and timeline for engagement as set out in [Annex A, Section 9 \(c\)](#) of the ICANN Bylaws.

I wish to convey the Board's sincere appreciation to the GNSO Council for the considerable time and resources invested in dialogue over the Board's concerns with the pending Outputs, and for developing its [Clarifying Statement](#). This information helped to mitigate the Board's concerns regarding many of the Outputs.



I look forward to hearing from you at your earliest convenience as to when it would suit the GNSO Council to discuss the Board Statement. Thank you again for your valued contribution to the ICANN community.

Sincerely,

A handwritten signature in black ink that reads "Tripti Sinha".

Tripti Sinha
Chair, ICANN Board of Directors