NEW gTLD PROGRAM: NEXT ROUND

Community Input, Objections, and Appeals

What is Community Input?

The ICANN community and interested members of the public have an opportunity to provide input on new gTLD applications after ICANN publishes the public portions of the applications on String Confirmation Day. Input can be provided in several ways: Application Comments, Governmental Advisory Committee (GAC) Member Early Warnings, GAC Consensus Advice, Singular/Plural Notifications, and Objections. Each type of input has its own set of processes, requirements, and potential application impacts as outlined in detail in the New gTLD Program: Next Round DRAFT Applicant Guidebook (AGB).

Application Comments

The public will have an opportunity to share input on posted applications during the Public Comment proceeding. Application comments are a mechanism for the public to bring relevant information and issues to the attention of ICANN, applicants, and evaluators. Should a comment relate to factual claims, application evaluators, at their discretion, may verify the facts and request more information from the commenter if necessary.

Only comments and responses received during the formal Public Comment proceeding following String Confirmation Day (90 days) and applicable Application Change Requests (30 days) will be considered by the evaluators. See also: DRAFT AGB Section 1 on Application Comments

GAC Consensus Advice

The GAC was formed to consider the activities of ICANN as they relate to the concerns of governments and provide advice to ICANN. GAC Consensus Advice on new gTLD applications is submitted to the ICANN Board to address applications that are sensitive or problematic by one or more governments, for example, because it raises sensitivities or violates national law.

The GAC can provide Consensus Advice to the ICANN Board on any application, as outlined in the ICANN Bylaws Article 12. See also: DRAFT AGB Section 3 on GAC Consensus Advice.

GAC Member Early Warnings

A GAC Member Early Warning is an early indication from an individual GAC member notifying a new gTLD applicant that their application may be considered potentially sensitive or problematic by one or more governments.

GAC members may issue Early Warnings in the 90 days following String Confirmation Day. See also: DRAFT AGB Section 2 on GAC Early Warnings.



Singular/Plural Notification

Strings that represent singular and plural forms of the same word in the same language—irrespective of what language the applicant intends the string to be in—may raise concerns because such similarity can cause confusion to Internet users. The ICANN community and general public will have an opportunity to notify ICANN of a singular/plural issue if two applied-for strings represent the singular and plural version of the same word in the same language; or if an applied-for string represents the singular or plural version in the same language of the same word of a delegated TLD, strings being processed from a previous new gTLD round, or a blocked name.

A Singular/Plural Notification can be submitted in the 30 days following String Confirmation Day. See also: DRAFT AGB Section 4 on Singular/Plural Notifications

Objections and Appeals

Objections can be filed against New gTLD Program applications by third parties, including other applicants, on four grounds: string confusion, legal rights, limited public interest, and community. Applicants are encouraged to identify possible regional, cultural, and intellectual property interests, or other sensitivities regarding gTLD strings and their uses before applying. Where possible, applicants should consult with interested parties to mitigate any concerns in advance.

Parties may file an objection against a new gTLD application only during the 90 days following String Confirmation Day. Objections will be considered by a panel, who will issue an expert determination on the objection. Each type of objection proceeding has an appeals process that permits the non-prevailing party to appeal an expert determination. If the non-prevailing party wishes to appeal, it must notify the relevant Dispute Resolution Service Provider within 15 days of the expert determination, file the appeal, and pay the required fees within 15 days.

Objections and appeals are filed directly with and evaluated solely by the Dispute Resolution Service Provider, and filing and processing them involve costs for the parties.

See also: <u>DRAFT AGB Section 5 on Objections</u>, <u>DRAFT AGB Section on Objection Appeals</u> Procedure.

