



Election Procedure for GNSO Councilor & Small Business Nominating Committee Seat Election

The GNSO Councilor & Small Business Nominating Committee Election will be run by **Benedetta Rossi, BC Secretariat, serving as Voting Officer. The GNSO Secretariat, Glen De Saint Gery will verify results, serving as Returning Officer, Rob Hoggarth will act as Verifying Officer.**

1. Timeline for 2014 Nominating Committee Election

- Nomination period of two weeks: **Oct. 4 – Oct. 18**
- Provision of Candidate statements TO Voting Officer to bvotes@hotmail.com. **on or by Oct. 21**, for posting by Voting Officer.
- Discussion with Candidates:
 - Candidates Call on **Oct. 22**: Recorded and transcribed/posted to BC membership list.
- Confidential Electronic Voting on Candidates: **Oct. 23 – Oct. 30**
- Counting by Voting Officer and validation of the vote by the Returning Officer and Verifying Officer – **Oct. 31st**
- Announcement of outcomes: **Nov. 1** [or before, after validation].

2. Positions Open for Election

- One seat on the GNSO Council, which is responsible for managing the policy development process of the GNSO, as described in [Section 3 of the ICANN Bylaws](#).
- Small business seat on ICANN’s Nominating Committee.

3. GNSO Councilor Position

Background:

The BC has two GNSO councilors, elected by BC members to the GNSO Council. According to the ICANN bylaws, the GNSO has a Council [see attachment excerpt from ICANN bylaws for description of GNSO’s Council and its purpose. You will note that Councilors are allocated to the Commercial Stakeholder Group (CSG), not to the BC directly. The CSG Charter is thus relevant as a BC member resource, and is appended to this email. Members should also consult the BC Charter <http://www.bizconst.org/charter.htm>].

At this time, the six Councilors allocated to the CSG are equally split among the three CSG Constituencies. Terms of office are set by ICANN bylaws. The mechanisms to elect councilors are allocated to the individual CSG Constituencies. The BC Charter describes the BC mechanism.



Position Open for Election: GNSO Policy Councilor

This position is one of two representing the BC at the GNSO Council for a two year appointment, elected on an alternating year basis, and geographical diversity is encouraged. Since one of the two councilor slots is already held by a BC member from the USA (John Berard, elected in 2012), only candidates from other regions (Europe, Asia-Pacific, Africa, Latin America) should be considered for this Councilor election. If geographical diversity is not attained at the end of the nomination period, the Nomination period might be extended by one week subject to the Excomm’s approval.

BC Small Business Seat on ICANN’s Nominating Committee:

The composition of the Nominating Committee is outlined in Article VII, Section 2. Composition of ICANN’s Bylaws: (<http://www.icann.org/en/about/governance/bylaws#VII>).

Specific criteria for selecting delegates on the Nominating Committee is provided in Article VII, Section 4 of ICANN’s Bylaws (<http://www.icann.org/en/about/governance/bylaws#VII>)

Section 4. CRITERIA FOR SELECTION OF NOMINATING COMMITTEE DELEGATES

Delegates on the Nominating Committee shall be:

1. Accomplished persons of integrity, objectivity, and intelligence, with reputations for sound judgment and open minds, and with experience and competence with collegial large group decision-making;
2. Persons with wide contacts, broad experience in the Internet community, and a commitment to the success of ICANN;
3. Persons whom the selecting body is confident will consult widely and accept input in carrying out their responsibilities;
4. Persons who are neutral and objective, without any fixed personal commitments to particular individuals, organizations, or commercial objectives in carrying out their Nominating Committee responsibilities;
5. Persons with an understanding of ICANN's mission and the potential impact of ICANN's activities on the broader Internet community who are willing to serve as volunteers, without compensation other than the reimbursement of certain expenses; and
6. Persons who are able to work and communicate in written and spoken English.”
 - Eligibility Exception - No person who is an employee of or paid consultant to ICANN (including the Ombudsman) shall simultaneously serve in any of the Nominating Committee positions as described in Article VII, Section 2 of ICANN’s Bylaws (<http://www.icann.org/en/about/governance/bylaws#VII>).
 - Candidates should be able to join monthly teleconferences (typically 13:00 or 14:00 UTC). Note that the committee's workload will increase significantly during Apr/May/June 2014 when the candidate assessment process will be at its busiest. Conference calls are held more frequently (typically weekly) during this time.
 - Candidates must be able to attend the NomCom selection meeting in late June 2014.
 - Candidates should be willing to work in a large, consensus-oriented committee.

Please consult the Nominating Committee’s guidelines (<http://nomcom.icann.org/guidelines-2012.htm>), procedures (<http://nomcom.icann.org/procedures-2012.htm>) addition BC members can consult the 2012-2013



NomCom Monthly Report Cards, which include summary reports and attendance reports from all NomCom members, for further information about the Nominating Committee.

Geographical diversity is preferable.

4. Eligibility:

- To be eligible to stand for election as councilor [who becomes a member of the Excomm as once elected as a Councilor], according to Section 4.7 of the BC Charter, a candidate must have been a BC member for the immediate preceding 12 months.
- A BC member organization/company/association must be current in their dues for a representative to stand for councilor or officer election.
- Adherence to all aspects of the BC Charter for Membership which requires Divisional Separation and Representation of user interests only within the BC.
- Per the BC Charter’s Section 4.2, a candidate for a Nominating Committee position may be either a paid-up member of the BC or someone who is demonstrably associated or affiliated to the BC. In order to nominate and vote in the election, members must be paid up for the 2013 BC dues.

5. Eligibility to Make a Nomination, Stand for Election and Vote

Per the BC Charter’s Section 4.7, “The terms of the GNSO council representative shall be as specified in the ICANN by-laws. To be eligible to stand for a position on the Executive Committee the candidate must have been a member of the Constituency for at least the immediately preceding 12 months.”

Per the BC Charter’s Section 4.2, a candidate for a Nominating Committee position may be either a paid-up member of the BC or someone who is demonstrably associated or affiliated to the BC. In order to nominate and vote in the election, members must be paid up for the 2013 BC dues.

Only paid up members of the BC are eligible to nominate, vote and stand for office.

Members should consult the Charter for any questions, such as about settlement of fees.

6. Making a Nomination:

- Contact the person you wish to nominate and ask them if they are willing to stand for the position chosen.
- Submit an email nomination to the Voting Officer at bvotes@hotmail.com with name, company affiliation /BC member name, email of Nominee and Position for which you are nominating them, along with your name, company/affiliation with BC member; your email for contact by the Secretariat in case of any questions.
- To confirm any nomination that you submit to the Voting Officer, the Voting Officer will privately ask each nominee to:

1) accept or decline nomination, and to do so by July Oct. 18.

2) if accepting, to prepare a candidate’s statement and return that statement to the bvotes@hotmail.com address, by Oct. 21 at the latest.

4) The Voting officer will post the statements to the BC list on or before Oct. 22.

The ICANN GNSO “Business Constituency”



In conformance with Section 8.2.3, the nominations submitted to bcvotes@hotmail.com will remain confidential until the close of the nomination period.

The Charter does not provide for ‘seconds’, but members can send any ‘seconds’ to the Voting Officer [bcvotes@hotmail.com]. When announcing nominations, the Voting Officer will also announce any ‘seconds’, or duplicate nominations.

The GNSO Secretariat will serve as Returning Officer for the elections, and Rob Hoggarth will act as Verifying Officer.

7. Candidate/Nominee:

Any member can indicate interest in standing for nomination/election via the full BC lists. Any such statement does not fulfill any requirements the requirement to formally nominate or accept a nomination. Those must take place on bcvotes@hotmail.com.

The BC Voting Officer will advise any nominee on eligibility.

Action for a nominee: If nominated by another member, respond promptly to the nominator, so they can submit the nomination to the Voting Officer at bcvotes@hotmail.com.

If nominated, promptly confirm to the Voting Officer in writing/email your acceptance/decline of nomination.

- Candidates should review job responsibilities before accepting a nomination.
- If accepting, promptly submit a candidate statement describing your vision for particular position, and stating that you are able to fully meet the requirements of the position.

If not planning to submit a candidate’s statement, the candidate should advise by email the Voting Officer via bcvotes@hotmail.com that they decline to submit a candidate’s statement, as a courtesy to the Voting Officer.

Submission of a candidate’s statement is an option, but is advised, as BC members deserve to hear in detail from candidates.

NOTE: Failure to respond to the Voting Officer to acknowledge and accept a nomination shall negate any nomination.

8. Candidate Statements:

Note: Regardless of what a candidate, or any other BC paid up member might post to any BC list during the open discussion days, only candidate statements sent to bcvotes@hotmail.com will be re-distributed to the BC members for the Candidates BC- Members Dialogue Oct. 22. Any other communications to any other list cannot be included in the formal transmittal of candidate communications by the Voting Officer.

9. Formal Distribution of Names of Nominees: Oct. 18.

- The Voting Officer will transmit a list of confirmed and qualified nominees to the BC membership and publish a notification message on Oct. 18 and announce a Candidates BC Members Dialogue via conference call on Oct. 22nd at 3 pm UTC (11 am EST).
- The Candidates statements submitted to bcvotes@hotmail.com will also be aggregated, along with any questions gathered from members, and transmitted to the candidates and to the BC list by the BC Secretariat serving as Voting Officer.



- **Dial in information** for the call will be posted to bc-private@icann.org by Oct. 22. The Candidates call will be recorded and transcribed, and posted to bc-private@icann.org.

10. Date and Procedure for Candidates Call:

- The Voting Officer will conduct a Candidates conference call on Oct. 22. Candidates with competing nominations may be separately scheduled for a specific time slot during that call, pending on decisions by the Voting Officer and Verifying Officer. This schedule will be the responsibility of the Voting Officer to establish. The Voting Officer, Returning Officer and Verifying Officer will determine the time slots and manage the discussion with Candidates.
- Questions to all candidates [as submitted to the bcvotes@hotmail.com address], will receive first priority for discussion with candidates, as relevant to their position nomination.
- As time permits, other ad hoc questions from BC members on the call may be accepted. Candidates may choose to post additional or clarifying responses to the BC lists, following the Candidates call.

11. Questions to Candidates:

BC members are invited to submit questions for any/all candidates at any time from the opening of nominations to the conclusion of the nomination process to bcvotes@hotmail.com; these will be aggregated and forwarded to the candidates and the bc-private@icann.org list by Oct. 21 by Benedetta Rossi, BC Secretariat serving as Voting Officer. Questions are not anonymous; names of members who submitted them will appear on the aggregated document. Questions that are generic need not wait for announcement of nominations.

12. If only one candidate nominated for positions, or no candidates nominated:

- It is the practice of the BC to hold a confirming vote, even in the instance of only one candidate per position. Confirming votes indicate support and consensus for a candidate. Section 5.6 addresses a tie.
- If no candidate is nominated for a particular position, the nomination period might be extended, pending on the Voting Officer’s decision, upon review with the BC’s Executive Committee.

13. Election:

The Voting Officer will email ballots to the eligible BC member of record for each company with clear direction that the ballot must be returned to bcvotes@hotmail.com between Oct. 23 and no later than midnight PST on Oct. 30.

As a reminder, only paid up BC Members are eligible to take part in voting. Proxy voting is described in the Charter, 5.4 and 3.6, and proxies shall be sent to the Voting Officer prior to the opening of the elections for them to be taken into account.

- The Voting Officer will transmit a voting reminder email on Oct. 29.
- Any BC member who cannot utilize the transmitted ballot can send an email to with votes for each officer position to bcvotes@hotmail.com, and should retain a copy of said email.
- All Ballots (or email substitutes) are private and confidential.
- All returned ballots will be acknowledged by email. In that way a member will know that his/her vote has been recorded.



Depending on BC membership category, each member will have 3, 2 or 1 votes. All votes will be recorded as 1 vote, and the Voting officer will then allocate the weighted voting algorithm, based on BC dues/category.

14. Tallying the Votes/Verification of Outcome:

- The Voting Officer will tally the votes received during the election period. The Voting Officer will apply the BC voting algorithm based on BC membership categories.
- The Returning Officer and Verifying Officer will verify the outcome of the election and retain the records of the vote in a private and confidential manner.

15. Notification of Results:

- All candidates will be individually advised of the outcome by the Voting Officer by email.
- The Voting Officer will announce the results to the BC membership via bc mailing list.
- The outcome of the vote by name will be posted **publicly to the bc-GNSO list**, but voting details will be posted on **bc-private list** with the number of weighted votes received by each candidate, as reported by the BC Voting Officer and verified by the Returning Officer and Verifying Officer.

16. Election Process Issues regarding tied votes:

If there is a tie in the number of votes received for any position a run-off election will be held between the tied candidates [per BC Charter].