Insert date of submission

**Recommended Improvements from the GNSO Council on ICANN Org Legislative Statement**

The GNSO Council supports ICANN org in its initiative to identify legislative and regulatory efforts across the globe that may have impacts on ICANN’s contracts, consensus policies, and policies currently in development. However, we have some recommended improvements to the approach that ICANN org takes.

* First, the GNSO Council believes that the current, crowdsourced approach where the community is expected to identify errors and omissions in the Global Legislative and Regulatory Developments Report is insufficient. While participants within the ICANN model should be encouraged to flag important legislative or regulatory changes, the risks to ICANN and its Mission are too critical to stop at that. ICANN is a professional organization and its professional staff should comprehensively monitor the regulatory landscape within which ICANN operates. We encourage ICANN Org to establish a standardized process for community members to submit important legislative or regulatory changes to ICANN.
* Second, we encourage ICANN org to conduct standard regulatory impact assessments so that the community can understand the intended rationale for a law/regulation/directive, specific extracts of the proposed text that could have implications on activities within ICANN’s remit, and outline concretely what implications are anticipated for ICANN. A timeline should be included so the community can understand how imminent the law/regulation/directive is and when it needs to take action.
* Third, we encourage ICANN org to partner with a professional firm to receive regular updates (at least every three months) focused on those key regions which cause the majority of concerns. These reports should also be made available to ICANN community members at the same regular intervals.
* Fourth, while the GNSO Council would be pleased to accept ongoing monitoring reports, we would also welcome the opportunity to be briefed at our face-to-face meetings by ICANN’s government relations team and to enter into a dialogue about issues that have the potential to cause concern.
* Fifth, once a law or regulation has been adopted, ICANN org must undertake a compliance assessment in order to fully understand what implications there may or may not be to ICANN’s contracts, consensus policies, and policies (whether in effect or in development). Ideally, such assessment will take place as soon as possible after adoption to ensure sufficient time to address changes indicated in the compliance assessment.
* Sixth, the GNSO Council considers the GAC to be an important partner in these discussions and we would be delighted if they are able to alert us to potentially problematic legislation. However, we understand that often the GAC is not in a position to be able to do so, so we believe the onus must ultimately fall on ICANN org to structure the dialogue and to monitor regulatory and legislative developments.

Thank you for welcoming our input.