Based on its response to the different questions, the CCOICI would need to determine if/how related documents may need to be updated. For example, the PDP Manual already foresees that the WG should assess the impact of proposed policy recommendations as part of its Initial & Final Report but there may be a need to provide further guidance either in the PDP Charter or supporting documents to reflect how an HR impact assessment is expected to be carried out, if applicable?

Does the CCOICI agree that the Council should consider incorporating a human rights impact assessment into its PDP?

Note, in Annex 3 on the HR-FOI this is put forward as a consideration by the HR Sub-Group, not a recommendation.



Yes (when, how and where should it be incorporated in the PDP)

Is an HRIA always necessary, or are there certain triggering factors that could help determine whether a full HRIA is necessary?

At what stage of the policy develop-

relevant, and/or how could/should the

impact on HR be factored into other

ment process is an HRIA most

stages of the PDP?

Always necessary

Only when certain triggering factors are met (identify what those triggering factors are - for example, if HR concerns are flagged during a public comment period?)

Issue Report

WG Deliberations
Initial Report

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Final Report

The ICANN Board expects that recommendations that are delivered to the Board indicate if and how these considerations have been addressed. Should the same apply for Council?

Council consideration

Board consideration

Implementation

Is this something that a PDP WG could/ should be responsible for and provide input on as part of its Initial/Final Report? If a PDP WG is expected to carry out such an assessment, is there a template that they could use / should follow?

Who should be responsible for an HRIA, if this is deemed necessary?

Are there others who could be asked / tasked to undertake such an assessment, such as, for example, the Cross
CCWP-HR)?

Note that although this has been identified as a topic for the WS2 Coordination Group, this topic is not expected to be dealt with soon. The only other SO/AC that seems to have been working actively on this topic is the GAC (see https://gac.icann.org/working-group/gac-working-group-on-human-rights-and-international-law-hrilwg) although it is not clear what the current status of work is.

If/how is the work that other SO/ACs are doing on this topic relevant?

What is the rationale for recommending that a human rights impact assessment is not incorporated into the GNSO PDP?

Are there alternative ways in which the impact on human rights could/should or are already being factored into the GNSO PDP?