
AFRINIC APPEALS COMMITTEE

REPORT ON Appeal against the non-consensus determination on proposalAFPUB-2019-GEN-006-DRAFT02 (RPKI ROAs for Unallocated andUnassigned AFRINIC Address Space – Draft 2)

I. Appeal Committee Mandate

The PDWG Appeal Committee (Committee) is constituted under the AFRINIC Policy Development Process (PDP) Policy which gives the mandate for creation of such a committee. The AFRINIC PDP is published at the following URL: <https://afrinic.net/policy>

The Terms of Reference (ToR) of the Appeal Committee are published at the following URL: <https://afrinic.net/policy/appeal-committee#tor>

II. Members – Chairperson – Secretariat

The AFRINIC Policy Development Appeal Committee members are:

- i. Wafa Dahmani (WD) (Chairperson)
- ii. Jean-Robert Hountomey (JH)
- iii. Luc Missidimbazi (LM)
- iv. Adam Nelson (AN)
- v. Paulos Nyirenda (PN)

Guyline Laiyra, a staff member of AFRINIC, acts as the Secretary to the Committee.

III. Receipt of the Appeal against the non-consensus determination on proposalAFPUB-2019-GEN-006-DRAFT02 (RPKI ROAs for Unallocated andUnassigned AFRINIC Address Space – Draft 2)

The Committee received an "Appeal against the non-consensus determination on proposalAFPUB-2019-GEN-006-DRAFT02 (RPKI ROAs for Unallocated and Unassigned AFRINIC Address Space – Draft 2) as filed at the following URL

<https://afrinic.net/policy/appeal-committee#appeals>

The Committee reviewed and confirmed that the Appeal filed is in accordance with the ToR of the Appeal Committee.

IV. Timeline

At its first meeting on 15 October 2020 on this set of appeals, the Committee discussed a timeline as required by its ToR for dealing with the received appeals which was updated on 02 November 2020 and the timeline is published at the following URL https://afrinic.net/ast/pdf/policy/appeals_timeline_20201112.pdf

On 12 November 2020, the Chairperson informed the AFRINIC community of publication of the timeline through the RPD mailing list.

V. Documents

The Committee requested the AFRINIC Secretariat to provide documents related to the Appeal, including the following:

- a) Recordings (video and chat) of the face-to-face Public Policy Meeting held
- b) Emails from the RPD mailing list relating to the Appeal during the Public Policy Meeting

The Committee agreed to work based on the materials available.

VI. Meetings and discussions of the Appeals Committee

The Committee scheduled and met online using the *Zoom* online conferencing facility supported by the Secretariat as follows:

- i. 03 December 2020
- ii. 10 December 2020
- iii. 17 December 2020
- iv. 07 January 2021

The Committee also used its mailing list at the email address: [<pdwg-appeal-committee@afnic.net>](mailto:pdwg-appeal-committee@afnic.net) to carry out discussions online.

The minutes of the Committee meetings are published at the following URL <https://afrinic.net/policy/appeal-committee#appeals>

VII. Policy discussing and Co-Chairs' declaring non-consensus during the face-to-face meeting of 17 September 2020 during the AFRINIC32 virtual meeting

The Committee noted that the declaration of consensus under consideration in this Appeal is guided by the AFRINIC Policy Development Process (PDP) in Section 3.4.2 of the AFRINIC Consolidated Policy Manual (CPM) as published at the following URL: <https://afrinic.net/cpm-1-3?view=article&id=1606&lang=en#PDP>

The Committee noted that in this section, the PDP states that "The Chair(s) determine(s) whether rough consensus has been achieved during the Public Policy Meeting."

The Committee, therefore, reviewed the recordings of the face-to-face Public Policy Meeting (PPM). The video of the PPM discussion is available at the following URL https://www.youtube.com/watch?v=Ym7n_WKcU-w&t=1465s and the video of the PPM co-chairs conclusion is available at the following link: <https://www.youtube.com/watch?v=Wt6-fYwKhxs&t=254s>

The Committee also reviewed the RPD mailing list archives and the Chat during the period of the PPM

VIII. Committee assessment on Co-chairs' declaration on non-consensus.

Having gone through the videos and documents including the PPM videos, the chat and the RPD e-mails during the PPM, 3 Members of Committee observed that there was significant opposition to the policy during the PPM which supports the non-consensus declaration by the Co-chairs, whereas 2 Members of the Committee were of the view that the opposition noted was not significant and that the issues raised were addressed.

The 3 members who observed significant opposition to the policy, however, also observed that it is the PDWG that builds consensus and decides whether issues of opposition are addressed to the satisfaction of the PDWG which is where the PDP requires that consensus is assessed by the Co-Chairs.

IX. Final assessment of Appeal Committee on the Appeal

With a majority vote of 3 to 2, the Committee resolved that there was indeed no consensus on this policy as declared by the co-chairs and hence the appeal fails