

Sources of proposed ToR for the NETmundial Initiative

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I refer to my previous submission at: <https://www.netmundial.org/node/145/submission/133>

I've received some questions privately regarding the source of the text of the proposed ToR. Much of the text is copy-pasted from the outcome of the NETmundial meeting, some of it is copy-pasted from the NETmundial Initiative web site, and some is derived from the outcome of the NETmundial meeting. I show below which parts are copied or derived from those sources.

Proposed ToR

[Recognizing that the Internet is a global resource which should be managed in the public interest]², the NETmundial Initiative will seek [to develop enablers/solutions for distributed Internet governance]³, [ensuring the full involvement of all stakeholders in their respective roles and responsibilities]⁴, so as to address current pressing challenges, in particular government actions and inactions, and private sector actions, that result in restrictions of freedom of speech and of personal privacy; [in mass surveillance; in loss of control of personal information]⁵; in monetization of personal information; in lack of [cybersecurity; in cybercrime]⁶; and in lack of [universal, equal opportunity, affordable and high quality Internet access]⁷.

The NETmundial Initiative will also seek [to develop enablers/solutions for distributed Internet governance]⁸ that will favour the [realization of all human rights]⁹, recognizing that human rights are indivisible and that they include democracy, economic and social justice, and the [right to development]¹⁰; and that [governments have primary, legal and political accountability for the protection of human rights]¹¹.

When developing enablers/solutions, the NETmundial Initiative will use [democratic, multistakeholder processes, ensuring the meaningful and accountable participation of all stakeholders, including governments, the private sector, civil society, the technical community, the academic community and users. The respective roles and responsibilities of stakeholders should be interpreted in a flexible manner with reference to the issue under discussion.]¹²

¹ President, Association for Proper Internet Governance: <http://www.apig.ch>

² Copied from *1. Internet Governance Principles* of the NETmundial outcome document
<<http://netmundial.br/wp-content/uploads/2014/04/NETmundial-Multistakeholder-Document.pdf>>

³ Copied from <<https://www.netmundial.org/principles>> accessed 10 January 2015

⁴ Copied from *2. Roadmap for the Future Evolution of Internet Governance* of the NETmundial outcome document

⁵ In the NETmundial outcome document, *III. Issues dealing with specific Internet Governance Topics/2* states: "Mass and arbitrary surveillance undermines trust in the Internet and trust in the Internet governance ecosystem. Collection and processing of personal data by state and non-state actors should be conducted in accordance with international human rights law."

⁶ In the NETmundial outcome document, *III. Issues dealing with specific Internet Governance Topics/1. Security and Stability/a* states: "It is necessary to strengthen international cooperation on topics such as jurisdiction and law enforcement assistance to promote cybersecurity and prevent cybercrime"

⁷ Copied from *Internet Governance Process Principles/Access and low barriers* of the NETmundial outcome document

⁸ Copied from <<https://www.netmundial.org/principles>> accessed 10 January 2015

⁹ In the NETmundial outcome document, *Human Rights and Shared Values* states: "Human rights are universal as reflected in the Universal Declaration of Human Rights and that should underpin Internet governance principles. Rights that people have **offline** must also be protected **online**"

¹⁰ Copied from *Human Rights and Shared Values/Development* of the NETmundial outcome document

¹¹ Copied from *Internet Governance Process Principles/Accountable* of the NETmundial outcome document

¹² Copied from *Internet Governance Process Principles/Multistakeholder* of the NETmundial outcome document