

From: sivasubramanian muthusamy
To: [iipp2018](#)
Subject: On International Internet Policy Priorities
Date: Tuesday, July 17, 2018 5:31:49 PM

Please receive the following inputs / comments:

Jurisdiction

Response to questions:

G. What specific actions should NTIA and the U.S. Government take?

and

H. How might NTIA better assist with jurisdictional challenges on the internet?

A solution to the jurisdictional challenges concerning Internet could arise from a United States Court or from the US Supreme Court.

For all cross-border Internet issues, an Internet-wide Judiciary is required. The Internet requires an unlimited jurisdiction.

The NTIA could invite stakeholders from ICANN and the IGF to identify the range of DNS and Internet issues that may require adjudication, define the unique complexities arising out of the global and trans-border nature of the Internet; Then a think tank of former Justices could explore the options of a United States Court forming a Tribunal for Internet issues, perhaps as a multi-jurisdictional Tribunal such as the 9th Circuit Court, eventually to expand as the Internet Judiciary with multiple locations.

Courts establish tribunals when there are special needs. The Internet Tribunal, by any other name, could be a special court to which Internet issues could be referred to.

The Tribunal could be constituted initially under US Laws, but the Tribunal may be empowered to simplify judicial processes to adopt to the needs of the Internet.

It could start as a bench of US Judges, but even at inception, the Tribunal could be constituted with the inclusion of one or two Judges from elsewhere. This Tribunal could allow Lawyers admitted to Bar in other countries that have evolved Judiciaries, evolve a Judicial process that is swift as needed for the Internet, and manage hearings in such a manner as to make the Judicial process far less expensive for non-US parties. This tribunal could initially have its primary court rooms within the US, but global in judicature. As it evolves, it could have Courtrooms in more than one continent and with multiple benches of Judges from across geographies.

In the same manner as the United States held initial oversight and eventually transitioned the oversight, the evolved US Judiciary could initiate a suitable Judicial process for the Internet and transition it to the world.

[Sivasubramanian M](#)

President, Internet Society India Chennai
(Suggestions as an individual.)

6.Internet@gmail.com

twitter.com/shivaindia