Subject: Appeal against the last call consensus determination on the Proposal "AFRINIC Number Resources Transfer Policy-AFPUB-2020-GEN-006-DRAFT02"

a. Brief description of the topic under appeal

Dear Appeal Committee, please find this appeal against confirmation of consensus on the proposal ""AFRINIC Number Resources Transfer Policy" made by the PDWG co-chairs at the end of the last call on 14 Jan 2022 .

b. Date of the appeal.

January 14 2022

c. Name and email address of complainant.

Mathanya Ramaboea (mathanyawork@gmail.com)

d. Names of three (3) persons, other than the complainant, who support the appeal and who participated in the discussions

1.Cheken Chetty
2.Oluwabunmi Egbeyemi
3.Elvis Ibeanusi

e. Date of the decision made by the co-chairs

Jan 14 2022

f. Reference to an announcement of decision which is being appealed

https://lists.afrinic.net/pipermail/rpd/2022/014138.html

g. Evidence of a failed attempt to resolve the disagreement through discussion:

The following links to the emails in the RPD archives demonstrate a strong chain of arguments

from multiple community members showing opposition to this policy, which are considered valid objections for declaring non-consensus in this proposal, both before and after the decision.

1.Cheken Chetty

i. (Wed Dec 15 20:28:00 UTC 2021)
https://lists.afrinic.net/pipermail/rpd/2021/014061.html

2. Ibeanusi Elvis

i. (Wed Jan 5 15:20:11 UTC 2022)
https://lists.afrinic.net/pipermail/rpd/2022/014067.html

ii. (Sunday, Nov 21 22:27:44 UTC 2021)
https://lists.afrinic.net/pipermail/rpd/2021/014033.html

3. Oluwabunmi Egbeyemi

i. (Saturday, Nov 20 17:15:50 UTC 2021)
https://lists.afrinic.net/pipermail/rpd/2021/014032.html
ii. (Wed Jan 5 21:05:24 UTC 2022)
https://lists.afrinic.net/pipermail/rpd/2022/014074.html

4. Mathanya Ramaboea

i. (Wed Jan 5 21:14:14 UTC 2022)
https://lists.afrinic.net/pipermail/rpd/2022/014075.html

5. Abdulkareem Oloyede

i. (Wed Jan 5 20:45:57 UTC 2022)
https://lists.afrinic.net/pipermail/rpd/2022/014072.html

6. Jordi Palet Martinez

i. (Thu Jan 6 10:02:24 UTC 2022)
https://lists.afrinic.net/pipermail/rpd/2022/014084.html
ii. (Thu Jan 6 13:40:03 UTC 2022)
https://lists.afrinic.net/pipermail/rpd/2022/014092.html

iii. (Thu Jan 6 14:09:15 UTC 2022)
https://lists.afrinic.net/pipermail/rpd/2022/014094.html

ii. (Thursday, Nov 18 11:29:14 UTC 2021)
https://lists.afrinic.net/pipermail/rpd/2021/014028.html
iii. (Thursday, Nov 18 11:40:54 UTC 2021)
https://lists.afrinic.net/pipermail/rpd/2021/014029.html

7. Sander Steffann

i. (Thu Jan 6 13:04:52 UTC 2022)
https://lists.afrinic.net/pipermail/rpd/2022/014089.html

8.Gaby Giner

i. (Saturday, Nov 13 03:22:13 UTC 2021)
https://lists.afrinic.net/pipermail/rpd/2021/013916.html

h. Detailed appeal submission

Despite the declaration of co-chairs, no consensus actually exists within the community. According to the CPM, if consensus is not reached, the concerned policy cannot be ratified. Despite the failure to address numerous concerns and multiple attempts to hand-wave these objections away, nothing has been done to substantively address them by updating the actual policy proposal. Below are the issues that have not been fully addressed:

1) This policy proposal implies that it is likely a failure to meet the reciprocity requirements of the other RIRs and thus prevent AFRINIC from receiving any transfers..

2) This policy proposal limits IP address distribution. Enforcing it and leading to these limitations is not needed when there could be another policy proposal that would potentially overcome these limitations.

3) The provisions of the policy completely prevent the flow of existing resources out of the region.

i. evidence of attempting to resolve the issue:

An email has been sent to the co-chairs as an attempt to resolve the issue on Jan 10, 2022.
Also, despite the chairs' announcement of consensus in the meeting, myself and several other community members have raised new concerns whereas the chairs simply regarded them as "old concerns". The concerns have been mentioned by the author/chair indeed, but they are not fully resolved nor addressed. An evidence of this is the continuous disagreement on the proposal during and after the last call period. This shouldn't have appeared if the issues had really been resolved.

List of additional materials the complainant will rely on, if any

All necessary evidence and supporting documentation are presented above.
We humbly ask you to find that the above objections and concerns raised during both the discussion, and the last call, as well as those coming after the erroneous declaration of consensus:

1.Are valid
2.Have not been fully addressed
3.Require changes in the policy proposal to be addressed

Assuming that you agree with us on the above three points, we believe there is no valid choice other than to vacate the consensus declaration and return the proposal to the list for further discussion and refinement.

Respectfully submitted,

Mathanya Ramaboea
mathanyawork@gmail.com