

IETF Trust Call at 10:00 AM EDT, Thursday, June 26, 2008

Participants:

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| Lynn St. Amour | [present] |
| Fred Baker | [not present] |
| Bob Hinden | [present] |
| Russ Housley | [not present] |
| Ole Jacobsen | [Present] |
| Ed Juskevicius | [present; Chair] |
| Olaf Kolkman | [present] |
| Ray Pelletier | [present] |
| Jonne Soininen | [present] |
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| Jorge Contreras | [guest, counsel to the Trust] |
| Marshall Eubanks | [Secretary] |

Agenda

1. Minutes 2008-06-05
2. Trust License Policy Implementing RFC [Outbound]

Next steps:
After reviewing the document return to Jorge and Ray for modification in accordance with the discussion.

If no modification required at this point, post online and invite community comment. The Trustees could take up on 17 July or in Dublin.

Update

1. Volunteer Licenses
2. Next call.

1. Minutes

The Minutes were deferred until a future meeting.

2. Trust License Policy Implementing RFC [Outbound]

Jorge Contreras, the Trust Counsel, explained that the new policy was intended to implement what is currently in RFC 3978, with a few corrections. Specifically, the Trust License Policy should allow everyone who participates in the IETF process a license to take contributions, mix them up, extend and repurpose them to create new Internet Drafts.

There was discussion of archiving expired Internet-Drafts, and there was consensus about adding a statement explicitly allowing for that.

There was discussion of the license for partial quotes from an RFC. The consensus was that quotation would be allowed as long as no more than half the document was quoted, but that the license should otherwise require publication of the entire document.

Jorge Contreras reminded the Trustees that the Trust can also, at their discretion, grant a less restrictive license upon request, and that contributors to any Internet-Draft or RFC can also grant a license for the use

of their contributions. After discussion, the consensus of the Trustees was that the outbound license should request that the Trust be notified of such Contributor license grants.

The Trustees discussed the licensing of code components in RFCs and Internet-Drafts. Jorge Contreras stated that he felt that there was no consensus in the IPR Working Group on the best license for such code components. After discussion, the Trustees decided to seek further community input on this matter.

Jorge Contreras described the Internet-Draft and RFC "boiler plate" text. In order to shorten this text much of this boiler plate would be removed from the text of Internet Drafts and RFCs and replaced with a pointer to text in an IETF Trust repository and web page.

After discussion, the Trustees decided to accept this idea, and to seek volunteers to translate the boiler plate into other languages.

The Trustees developed consensus to request a meeting of the IPR Working Group at the Dublin IETF meeting to discuss the outstanding issues in the outbound license.

3. The Volunteer Code License Issue.

Previously, the Trust adopted a version of the OSL license intended specifically for non-profit organizations for all software contributed by volunteers. Jorge Contreras reported that several for-profit companies had complained about this license, both its newness (which means that it has not been legally tested), and also its tie to the for-profit OSL license. Specifically, if a for-profit organization takes code from the IETF under the non-profit OSL, it has to release that code under the for-profit OSL. This license includes a warrant in Section 7 that says

"Warranty of Provenance and Disclaimer of Warranty. Licensor warrants that the copyright in and to the Original Work and the patent rights granted herein by Licensor are owned by the Licensor or are sublicensed to You under the terms of this License with the permission of the contributor(s) of those copyrights and patent rights."

Each of the complaining organizations reported that their corporate counsel had advised them that they would be unable to provide this warrant, and thus should not use the code developed under the non-profit OSL license.

After discussion, the Trustees reached consensus that they should propose the use of the BSD license to the Tools Team for discussion.

4. Future Meetings

After discussion of schedules, the Trustees decided that the next Trust meeting should be on July 3rd at the regular time.

The Meeting was adjourned at 11:13 AM EDT.