ANNEX AFNIC – SPECIAL CONDITIONS FOR THE EXTENSIONS .FR, .RE, .YT, .PM, .WF, .TF (AFNIC extensions)

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In addition to Gandi's <u>Domain name registration contract</u>, the registration and use of a .FR, .RE, .YT, .PM, .WF and .TF domain name implies the acceptance of and compliance to the present special conditions contained herein.

All legal information and contracts can be viewed at any time via Our <u>website</u>. Capitalized terms have the definition attributed to them in Our <u>Domain name registration contract</u>. Specifically, "You" refers to the owner of the domain name, and "We" designates Gandi.

Section .AFNIC.1. Naming organization

AFNIC is the Registry of the following extensions:

- · .FR the official extension of France
- · .RE the official extension of Reunion
- · .YT the official extension of Mayotte
- · .PM the official extension of Saint Pierre and Miguelon
- .WF the official extension of Wallis and Futuna
- · .TF the official extension of French Southern Territories

The entities involved in naming organization for AFNIC extensions are:

 Registry: AFNIC http://www.afnic.fr
Registrar: Gandi http://gandi.net

You can view the information and special rules of each party involved by clicking on the respective links.

Section .AFNIC.2. Registration policies

When You apply to register a domain name under an AFNIC extension, You acknowledge that You have fully understood and You have full knowledge of, and You agree to abide by all the rules and specific conditions of domain names, as defined by AFNIC, and which may be viewed at the following pages:

- · Naming policies:
 - https://www.afnic.fr/en/observatory-and-resources/documents-to-consult-or-download/naming-policies
- · Processing of holders' data:
 - https://www.afnic.fr/en/observatory-and-resources/documents-to-consult-or-download/processing-of-holders-data
- Registry policies:
 - https://www.afnic.fr/en/observatory-and-resources/documents-to-consult-or-download/registry-policies
- Practical guides:
 - https://www.afnic.fr/en/observatory-and-resources/documents-to-consult-or-download/practical-quides
- Legal and regulatory framework
 - $\underline{\text{https://www.afnic.fr/en/observatory-and-resources/documents-to-consult-or-download/legal-and-regulatory-framework}}$

These policies, that You acknowledge to have fully understood and to have accepted via Our website bind You to AFNIC. The present special conditions do not replace these rules, which are incorporated by reference, and are binding on Gandi and You.

Section .AFNIC.3. Special requirements

Special conditions for AFNIC extensions are available to the following pages:

- .FR: https://www.gandi.net/en/tlds/fr/rules
- .RE: https://www.gandi.net/en/tlds/re/rules
- .YT: https://www.gandi.net/en/tlds/yt/rules
- .PM: https://www.gandi.net/en/tlds/pm/rules
- .WF: https://www.gandi.net/en/tlds/wf/rules
- .TF: https://www.gandi.net/en/tlds/tf/rules

Eligibility requirements

Extensions AFNIC are open to any individual residing and any legal entity having its headquarter or principal place of business:

- within the territory of one of the member states of the European Union,
- within the territory of the following countries: Iceland, Liechtenstein, Norway, Switzerland.

The same eligibility conditions apply to the administrative contact associated to Your domain name.

Some names and terms are subject to additional particular conditions and to prior review by AFNIC (Naming Charter Article 2.4):

- domain names previously reserved or prohibited (<u>list</u> published by AFNIC) open to any applicant that justify a legitimate right and act in good faith,
- names such as mairie-name.extension, ville-name.estension, agglo-name.extension, cc-name.extension, cg-xx.extension, crname.extension subject to AFNIC naming conventions rules.

If Your eligibility or legitimate right can not be determined when considering the application, AFNIC may request You, through Us, additional documents that You must provide within the deadline given.

Specific eligibility rules for .GOUV.FR (Naming Charter Article 2.5): the .GOUV.FR extension is reserved to the French government, supporting documents are required.

Domain names prohibited to registration:

- reserved terms for AFNIC (Naming Charter Article 2.6),
- domain names containing two characters followed by two hyphens.

Administrative requirements

To be entitled to register a domain name under an AFNIC extension, You must provide and maintain accurate, reliable and upto-date personal information for each contact associated to the domain name, failing this Your domain name can be deleted.

During the registration the provision of a license number by legal persons is optional, though it is strongly recommended for facilitate any verification by AFNIC.

AFNIC may perform verification to ensure Your eligibility and/or reachability. So You must be able to provide, at any time and within the required deadlines, to Gandi as well to AFNIC, the documentary evidence relative to Your declared identity and Your declared contact data, and that can prove that You are entitled to register a domain name in an AFNIC extension.

Technical requirements

You must specify name servers (DNS) that are correctly configured for the domain name that You intend to register, such that they pass the domain check of AFNIC:

https://zonemaster.fr/domain check

Registration term

The registration term of a domain name under an AFNIC extension is from 1 to 10 years. To avoid any deactivation of the domain name, the renewal must be paid and funds cleared before the Expiration date.

Section .AFNIC.4. Pricing

Our prices can be viewed at: https://www.gandi.net/en/tlds

Section .AFNIC.5. Personal data

You consent to the collect, use, copying, distribution, publication, in particular in AFNIC public Whois database if applicable, modification and other processing of Your personal data by AFNIC, its technical provider and their designees and agents for the purposes of providing domain name registration services and in accordance with AFNIC privacy policy.

You agree that all personal and technical data associated with the registration of Your domain name will be retained by AFNIC for the duration of the registration of such domain name and one year after the deletion of the domain name.

The personal data of natural persons (individuals) will not be displayed in AFNIC public Whois database.

The administrative contact will remain however reachable via an online form:

https://www.afnic.fr/en/domain-names-and-support/resolve-adispute/administrative-contact-for-a-domain

It is also possible to make a justifying request to AFNIC for disclosure of personal data:

https://www.afnic.fr/en/domain-names-and-support/resolve-a-dispute/data-disclosure-request

Section .AFNIC.6. Dispute resolution policies

AFNIC has set forth 2 specific dispute resolution policies (SYRELI and ADR EXPERT) that You agree fully abide by: https://www.afnic.fr/en/dispute-resolution/tools-and-procedures/adr-alternative-dispute-resolution-procedures

Section .AFNIC.7. Actions by AFNIC

You expressly accept that AFNIC can suspend or delete Your domain name if it does not comply with the AFNIC Rules, and in particular in the following cases:

- domain name with invalid nameservers (DNS): domain name deactivated during 30 days, and then deleted by AFNIC,
- invalid or non-compliant personal data, or non-compliance with eligibility requirement: if the owner substantiation process (Naming Charter Article 3.2) fails, all the domain names associated with this owner will be frozen during 7 days and then deactivated during 30 days, and then deleted by AFNIC, and You will lose any and all rights on these domain names, with no right to any refund or indemnity,
- in application of a ruling made by a Court or by an arbitration panel, or if You do not comply with AFNIC Naming Charter, that You agree to have full knowledge of and to abide by.

According to the contracts that bind You to AFNIC, and as We are a technical third party, We have no control on these interventions carried out by AFNIC.

In the same way, any breach of AFNIC rules can lead to the domain name deactivation or deletion by AFNIC. You expressly agree that neither Our liability nor that of AFNIC shall be engaged under the above circumstances. Additionally, You shall if necessary be liable to pay compensation for damages resulting from the any infringement of the terms of the Contract, in addition to the sentence for which You shall be condemned as a result of the infringement of current applicable laws and regulations.

Section .AFNIC.8. Transfer (change of Regisrar)

The specific transfer rules can be viewed at:

https://www.afnic.fr/en/domain-names-and-support/everything-there-is-to-know-about-domain-names/the-essentials-for-managing-your-domain-name

The transfer-in process may be initiated on Our Interface. Before requesting the transfer of the domain name, please make sure You have the domain name's authorization code (supplied by Your current Registrar), and that Your domain name:

- · does not have a TransferProhibited status,
- does not expire soon (We recommend that You start the transfer request at least 1 month prior to its Expiration).

A transfer usually last 8 days, but it can be speed up, or delayed (particularly if the losing Registrar denies the transfer request, then the transfer can last 22 days).

Upon successfully transferring a domain name, the registration period is extended by 1 year.

Section .AFNIC.9. Ownership change

The ownership change process is available on Our Interface and requires the confirmation of both parties by e-mail.

The owner change of a domain name subject to prior review can only occur after the new owner has obtain AFNIC authorization under the same conditions than for a registration and is subject to a specific procedure (please contact Our customer service department).

The owner change of a domain name does not change the Expiration date.

Section .AFNIC.10. Deletion process

Upon the Expiration of the domain name, We suspend (Hold) the domain name for 28 days, during which time all associated technical services are deactivated. Late renewal at normal price is possible during this period.

Then the domain name goes into Redemption Period for an additional 30 days. It can only be restored during this period in accordance with the terms and conditions described on Our website and/or as communicated by Our customer service department.

If the domain name is neither renewed nor restored within these deadlines, the Registry will delete the domain name, which will become available for registration on a "first come first served" basis.

Annex: AFNIC Naming Charter

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