ANNEX .CA - SPECIAL CONDITIONS FOR THE .CA ccTLD

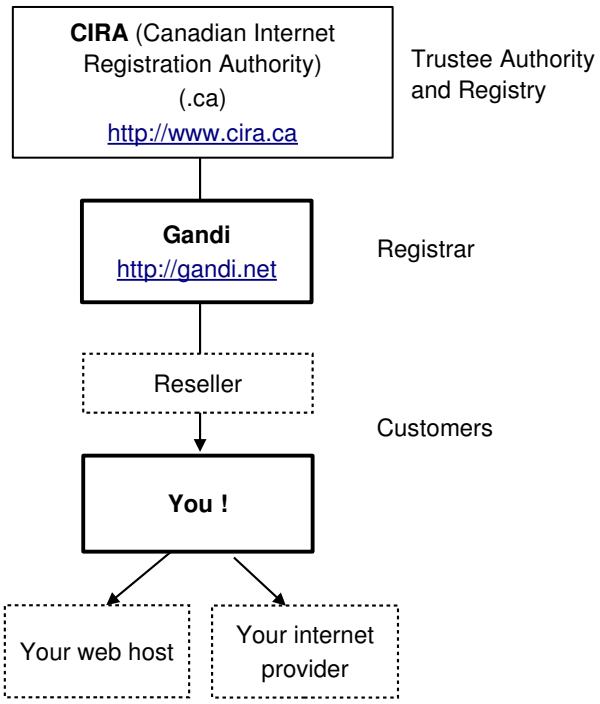
version 1.1 – January the 31st, 2013

In addition to Gandi's General Terms and Conditions for domain name registration, the registration and use of a .CA domain name implies the acceptance of and compliance to the present special conditions contained herein.

All Your legal information and contracts can be viewed at any time via Our website. Capitalized terms have the definition attributed to them in Our General Terms and Conditions of Domain Name Registration. Specifically, "You" refers to the owner of the domain name, and "We" designates Gandi. Your current contracts are freely available for viewing when You log into Your account at: http://www.gandi.net/admin/contracts/.

Section .CA.1. Trustee authority and Registry

.CA is the official country code Top-Level-Domain (ccTLD) of Canada. The following diagram presents the various parties involved and the Trustee Authority for the .CA TLD:



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

Section .CA.2. Registration terms and conditions

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

- Registrant Agreement: http://www.cira.ca/assets/Documents/Legal/Registrants/registrantagreement.pdf
- Canadian Presence Requirements for Registrants: http://www.cira.ca/assets/Documents/Legal/Registrants/CPR.pdf
- General Registration Rules: http://www.cira.ca/assets/Documents/Legal/Registrants/registrationrules.pdf
- Privacy Policy: http://www.cira.ca/privacy/policy.html
- Registration of Municipal Names Policy, Rules and Procedures: http://www.cira.ca/assets/Documents/Legal/Registrants/RMDN.pdf

These contracts are binding between You and the .CA Registry. The special conditions contained herein do not replace these Rules, but rather form part of them. You acknowledge to have fully understood and to have accepted these Rules on Our Website.

Section .CA.3. Special requirements

.CA special requirements are available at: http://www.gandi.net/domain/ca/info

Eligibility

.CA domain names are open to persons connected to Canada according with the Canadian Presence Requirements for Registrants.

Gandi provides .CA domain name registration to the following:

- **Canadian citizen** major under the laws of the province or territory in Canada in which he resides or last resided,
- **permanent resident of Canada** major under the laws of the province or territory in Canada in which he resides or last resided and who is ordinarily resident in Canada. "Ordinarily resident in Canada" means any individual who resides in Canada for more than 183 days in the 12 months period preceding the registration date of the .CA domain name and in each 12 month period thereafter for the duration of the domain name registration,
- **corporation** under the laws of Canada or any province or territory of Canada (corporation, charity and cooperative registered),
- **unincorporated organization** which are based and operating

in Canada and which meet the conditions required by the Canadian Presence Requirements for Registrants,
- **owner of a trademark registered in Canada** (if You do not meet any other condition under the Canadian Presence Requirements for Registrants), the domain name must include the trademark exact name.

The persons who are eligible to the registration of a .CA domain name, according with the Canadian Presence Requirements for Registrants, but not mentioned above, please contact Our customer service department.

Information to provide during the registration process

During the registration of Your .CA domain name in Our website, please indicate:

- Your legal type:
  - Canadian citizen,
  - permanent resident of Canada,
  - corporation,
  - unincorporated organisation,
  - trademark registered in Canada
- additional information required depending on Your legal type:
  - Canadian citizens and permanent residents of Canada: no further information is required,
  - corporations: Your corporate qualifier ("Inc", "Ltd", for charities indicate "NFP") and the jurisdiction of incorporation unless these are mentioned in the corporate name,
  - unincorporated organisations: the jurisdiction where the organisation is based and operating in Canada,
  - trademark owners: Your trademark number (the domain name must include the trademark exact name).

In any case, You must indicate Your exact and full name for the owner contact:
- Canadian citizens and permanent residents: Your full name as indicated on Your identity proof,
- corporations: the full legal name of the corporation as registered,
- unincorporated organisations: the full name of the organisation without any abbreviations,
- trademark owners: the full name of the owner of the trademark as indicated on the trademark registration.

The Registry may request documentary evidences of Your eligibility to register Your domain name and during the registration period of Your domain name.

Procedure for a first registration at Gandi

The registration of Your domain name shall not be effective until You has entered into and agreed to be bound by the Registry Registrant Agreement. The presentation of this Agreement and its acceptance by the registrant are pre-conditions to the granting of the domain name. The Registry, at its sole discretion, shall have the ability to delete a domain name if the Registry determines that the Registrant Agreement was not expressly presented to the registrant, or that he has not agree to the current version of the Registrant Agreement.

For Your first registration of a .CA domain name at Gandi, after Your request submitted, Gandi will send You an email with a link to the acceptance procedure of the Registrant Agreement and with Your "contact ID" required to fill out the procedure. You shall have to complete this procedure within 7 days of Your registration request, failing this Your registration request will be reject by the Registry and Your domain name will be not registered.

The acceptance of the Registrant Agreement applies to Your registration request in process and to Your subsequent requests through Gandi. You will be bound by the version in force at the time of Your requests.

The Registry sends You an email once Your domain name registered.

Specific rules within the framework of IDN

.CA domain names can be registered as IDN (internationalized domain names). Only accented letters of the French alphabet are accepted:
http://cira.ca/why-ca/french-ca.

When You register a .CA domain name, all variants with and without accents are automatically reserved to You by the Registry in the form of a "bundle":

- Domain names reserved as a "bundle" can only be activated by the owner at the Registrar of the registered domain name.
- If You want activate one or several reserved domain names, You will have to make a classic registration request for the domain name(s) concerned.
- If You want make a transfer, all activated domain names in the "bundle" must be transferred to Your new Registrar. One transfer request will have to be made for each domain name within a deadline of 5 days or the transfer requests will be cancelled by the Registry.
- If You want make an owner change, all activated domain names in the "bundle" will also have to be transferred to the new owner.

Other conditions

To register a .CA domain name, You must agree to the following conditions:

- the registration term 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**,
- provide and maintain accurate, reliable and up-to-date personal contact information, failing this the .CA Registry can delete Your domain name,
- administrative and technical contacts must be individuals,
- You do not acquire property rights of the domain name registered but rather that You are granted user rights of the

domain name,
- some words are reserved or prohibited: http://cira.ca/assets/Documents/Legal/Registrants/registrationrules.pdf (3.3 reserved/restricted names)
- names containing two characters followed by two hyphens are not allowed.

Section .CA.4. Pricing

Our prices can be viewed at:
https://www.gandi.net/domain/price/detail/ca

Section .CA.5. Storage of contact information

You accept that the .CA Registry can access Your personal contact information and display it in the public Whois database.

According to the Registry Privacy Policy, by default the personal information of owners who are individuals are not disclosed in the Registry Whois public database. The registry can also provide a protection to legal persons upon request in specific cases (privacyrequests@cira.ca)

In case of dispute, it is possible to obtain some undisclosed information:
- the list of the domain names registered in the name of a registrant: http://www.cira.ca/assets/Documents/Legal/Registrants/RIARP.pdf
- information about a owner of a domain name: http://www.cira.ca/assets/Uploads/disclosureregistrant.pdf

You can also contact the administrative contact of a domain name who has its personal information undisclosed via a contact form.

Section .CA.6. Dispute resolution policy

The .CA Registry has set forth specific a .CA domain name alternative dispute resolution policy (CDRP) that You agree fully abide by:
- Domain name dispute resolution policy: http://www.cira.ca/assets/Documents/Legal/Dispute/CDRPpolicy.pdf
- Domain name dispute resolution rules: http://www.cira.ca/assets/Documents/Legal/Dispute/CDRPrules.pdf

Section .CA.7. Transfer (change of Registrar)

The specific transfer rules can be viewed at: http://cira.ca/assets/Documents/Legal/Registrants/registrationrules.pdf (6.)

The process is started on Our Interface. Before requesting the transfer of the domain, please be sure that You have the domain'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 one month prior to its Expiration),
- was created at least 60 days prior to the request (the period during which the domain name is in “PendingCreate” status does not count towards the 60 days),
- the last transfer and owner change have been done since more than 60 days.

The transfer of a .CA domain name does not change the domain's Expiration date.

Section .CA.8. Ownership change

The specific rules for ownership changes can be viewed at:
http://cira.ca/assets/Documents/Legal/Registrants/registrationrules.pdf (8.)

Before any owner change, the new owner must have accepted the Registrant Agreement according to the same procedure for a registration.

The owner change can be done through a fax-based process (Gandi form and proofs of identity).

It is not possible to change the owner of a .CA domain name within the first 60 days following its registration (the period during which the domain name is in “PendingCreate” status does not count towards the 60 days) or within the 60 days following a transfer and/or a owner change.

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

Section .CA.9. Deletion process

Upon the Expiration of the domain, We suspend (Hold) the domain name for 45 days, during which time all associated technical services are deactivated. Late renewal at normal price is possible during this period.

Then, the domain name is placed in Quarantine status and can be restored, in accordance with the terms and conditions described on Our website and/or as communicated by Our customer service department. The length of the Quarantine period is 30 calendar days.

If the domain is neither renewed nor restored within these deadlines, the Registry shall place the domain on “Pending Delete” status for several days, and then delete the domain name, which will become available for registration under the “first-come first-served” basis.

Annex: Registrant Agreement

-end of annex .CA-