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ASIA Registry Policies Document

# .ASIA IDN Sunrise Policies DRAFT (v.0.2)

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Executive Summary

Title:

This document sets out the Sunrise policies and Landrush and Go-Live processes for the launch of IDN (Internationalized Domain Name) registrations in the .ASIA Registry. These policies and process are designed to ensure an orderly and equitable allocation of domains to qualified parties before the Registry is opened for general IDN registrations (i.e. Go-Live).

| Sunrise 1:   | Pre-Sunrise         | Governments submit reserved names list   |
|--|---------------------|--|
| Governmental<br>Reserved Names                                 | Sunrise 1           | Activation of domains from the governmental reserved names list  |
|  | Exact Match         | Domain Name Applied For is an Exact Match with a registered trademark  |
| Sunrise 2:<br>Registered Marks                                 | Acceptable Match    | <ul> <li>Exception for spaces, punctuations, etc.</li> <li>Exception for mark and entity identifiers</li> <li>Exception for the term "Asia"</li> <li>Exception for TLD Suffix</li> <li>Consideration for Romanization</li> <li>Consideration for Figurative Marks</li> </ul> |
|  | Registered Entity   | Registered companies / societies / etc. in the DotAsia Community   |
| <b>Sunrise 3:</b><br>Registered Names &<br>Extended Protection | Registered Domain   | <ul> <li>Registered <ascii>.ASIA domains</ascii></li> <li>Official translated names of <ascii>.ASIA<br/>Sunrise 2a names</ascii></li> <li>Native form of <ascii>.ASIA Romanized or<br/>transliterated names</ascii></li> </ul>   |
|  | Extended Protection | <ul> <li>Combination of registered marks</li> <li>Addition of goods &amp; services descriptor</li> <li>Domains subject of UDRP</li> <li>Combination of marks &amp; entity name</li> </ul>  |

The .ASIA Sunrise and Landrush processes for the original ASCII (i.e. English alphanumeric) domain registrations ("<ASCII>.ASIA") was highly regarded by stakeholders in the global domain industry, including from Intellectual Property Rights (IPR) holders, governments as well as registrars. The results were exemplary of a successful Sunrise, with 0 disputes resulting from the process and a very high satisfaction and success rates for Sunrise applicants.

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A simplified process based on the same model (as the <ASCII>.ASIA Sunrise), will be utilized for the IDN .ASIA Sunrise and Landrush policies.

Similar to the <ASCII>.ASIA Sunrise, Sunrise 1 (SR1) is preceded by a Pre-Sunrise period when governments from the region are invited to submit to the .ASIA Registry a list of Reserved Names. Details of the Reserved Names process are included in a separate document. During SR1, appropriate government bodies or relevant organisations may "activate" (i.e. apply to register) names from the Reserved Names list. The appropriateness of these applications will be verified through Governmental Acknowledgement References (GACKREF). GACKREFs will be the GAC representative of the corresponding government, or an otherwise designated reference contact. SR1 applications will be processed and allocated on a First-Come-First-Served basis.

Unlike the <ASCII>.ASIA Sunrise, all Sunrise phases (SR1, SR2 and SR3) will proceed in parallel (i.e. the registry will open for applications within a same time period). There will be no sub-phases for SR2. Applications received for SR2 and SR3 phases will be treated as received at the same time, with priority maintained (i.e. SR2 over SR3). If there is only one success applicant for a domain, it will be allocated to the applicant. If more than one applicant to the same domain passes the verification process (for the same priority), all successfully verified applicants will be invited to bid for that domain in an auction. Notification of the auction along with information about competing bidders will be made available reasonably ahead of time to all bidders before an auction commences.

The .ASIA IDN Sunrise policies are intended to provide an equitable, orderly, transparent and logical process for the launching of IDN registrations under the .ASIA Registry. It takes into consideration the prior rights of stakeholders in the community. These policies have been designed to deter abusive registrations while balancing the interests of legitimate prior rights owners. Nevertheless, the .ASIA Registry does not guarantee that all interests will be perfectly addressed. It must be emphasised that any decision in the .ASIA IDN Sunrise process is not a reflection of the validity of any prior right claimed. No applicants are debarred from asserting or enforcing its rights to a domain against another Registered Domain Holder through the ICANN Uniform Dispute Resolution Policy or other competent tribunal.

The IDN languages and scripts (characters accepted for registration) to be launched, along with the actual launch schedule (date and time) are NOT included in this document. Not all languages and scripts will be launched simultaneously, but each IDN Language launch will follow the policy framework set forth in this document.

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#### Discussion

## 1 Introduction

The .ASIA IDN Sunrise process provides for the introduction of IDN (Internationalized Domain Name) registrations under the .ASIA TLD in an orderly and equitable manner. Its purpose is to give reasonable protection and priority to stakeholders and certain prior rights holders, as well as to deter abusive and bad faith registrations. The .ASIA IDN Sunrise policies are also designed to facilitate reliability for ICANN Accredited Registrars and the DotAsia Community and fair competition amongst registrants. It is intended to create a stable and effective launch and registration process for the benefit of various stakeholders and the Internet community at large. The multi-phase .ASIA IDN Sunrise process will be executed by the .ASIA Registry in accordance to the policy set out in this document.

The .ASIA IDN Sunrise process described in this document is derived from policy discussions regarding the introduction of IDN in different global and regional forums, including at ICANN, CDNC (Chinese Domain Name Consortium), ASIWG (Arabic-Script IDN Working Group), and others. This framework incorporates the views gathered by the DotAsia initiative through extensive, in-depth discussions and consultation with the community.

[NOTE: Public consultation processes will be conducted including opening for public comments via email. Comments received will be incorporated into the finalized version of this document.]

# 1.1 Scope & Documentation

This document sets out the .ASIA IDN Sunrise policies for the .ASIA Registry only.

- Specific dates of the different Sunrise phases are not included herein. Those will be provided on the registry website in due course.
- Information about the languages and scripts (i.e. characters available for registration) will be provided in specific IDN Language Policy documents separately.
- Information about charter eligibility requirements will be provided in the Charter Eligibility Requirement Policy document.
- Detailed technical implementation and specifications for the registry will be provided to Accredited Registrars separately.

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• An IDN Pioneer Domains Program is intended for each set of IDN languages launched. Such policies and processes will be developed separately.

Sections 2, 3 and 4 contain details on the criteria and process for Sunrise 1, Sunrise 2 and Sunrise 3 respectively. Section 5 describes the processing of Sunrise and Landrush applications, including policies in relation to multiple applications to the same domain name during the Sunrise and Landrush phases. Section 6 provides further information about the general framework for IDN Language Policies, along with details regarding the application submission process and registrar responsibilities. Finally, Section 7 contains miscellaneous policies about the obligations, liabilities and other terms and conditions of the .ASIA IDN Sunrise process.

A Glossary of the terms used in this policy document can be found at the end of this document.

# 1.2 .ASIA IDN TLD Commitment

DotAsia is the first gTLD (Generic Top-Level Domain) to include provisions for maintaining IDN gTLDs alongside the ".ASIA" TLD in its application to ICANN (<u>http://www.icann.org/en/tlds/stld-apps-19mar04/asia.htm</u>). Full IDN experience, including IDN TLDs, is an important imperative for the DotAsia initiative and the DotAsia Community. DotAsia is committed to continue to work with ICANN and other relevant authorities to implement IDN TLDs integrated with ".ASIA" in a deliberate and phased manner to ensure the continued stability of the DNS system, with adherence to applicable technical and techno-policy standards.

While this document describes the general process for IDN registrations at the second level, i.e. <IDN>.ASIA (".ASIA" in ASCII), DotAsia is committed to applying consistent general policies across IDN TLDs for ".ASIA", i.e. <IDN>.ASIA policies will be applied equally to <IDN>.アジア

(".ASIA" in Japanese) and <IDN>. เอเซีย (".ASIA" in Thai), etc. Specific IDN Language Policies nevertheless, will be developed for each language and/or script that will be accepted for registrations to address cultural and linguistic requirements.

Furthermore, DotAsia believes in minimizing user confusion to promote the adoption of IDN in the DotAsia Community. One of DotAsia's commitment to facilitating user adoption of IDN is to offer a consistent experience for users and registrants across the continuum of .ASIA IDN TLDs. More specifically, DotAsia intends to offer registrations of a particular domain name under a .ASIA IDN TLD only to the Registered Domain Holder of the particular second level domain under the ".ASIA" TLD. As an example, only the Registered Domain Holder of "甲乙丙丁.asia" may register the domain name "甲乙丙丁. 亚洲" (where "亚洲" is a .ASIA IDN TLD in Chinese).

Depending on ICANN policies and requirements as well as cost considerations as a result of such conditions, DotAsia prefers to offer such "registration" automatically (with no additional costs) to the particular Registered Domain Holder. The result of which is that a Registered Domain Holder for any <IDN>.ASIA domain will immediately be able to utilize <IDN>.<.ASIA IDN TLD>, whenever a .ASIA IDN TLD is implemented into the root upon completion of the ICANN process for allowing such delegation.

Nothing in this commitment should be construed to confer any intellectual property rights or other prior rights to Registered Domain Holders of an <IDN>.ASIA domain name, except for such rights for which the Registered Domain Holder has already secured through other means, such

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as having a registered trademark for the particular name. Moreover, nothing in this commitment debars any prior right holder from asserting or enforcing its rights to a domain against another Registered Domain Holder through the ICANN Uniform Dispute Resolution Policy or other competent tribunal.

# 2 Sunrise 1 (SR1): Governmental Reserved Names

Governments in the DotAsia Community will have priority to reserve and register domain names in the .ASIA registry during the Pre-Sunrise and Sunrise 1 (SR1) phases. Domain names reserved in the Pre-Sunrise will be removed from the pool of available domain names for subsequent Sunrise phases (i.e. SR2, SR3 and onwards).

Conceptually, Governmental Reserved Names would include the names or variations of countries, economies, cities, municipalities, regions, provinces, governments, government departments or other similar bodies, and other domains that are directly derived from or related to official governmental initiatives e.g. for the promotion of trade or tourism.

During the Pre-Sunrise phase, the DotAsia Organisation will use its best efforts to inform those governments in the DotAsia Community and invite them to submit a list of relevant and appropriate domain names in the .ASIA registry to be reserved. Invitations will be sent through each government's ICANN GAC representatives and through IANA ccTLD contacts, where appropriate.

Further information about the Pre-Sunrise arrangements, criteria, and submission process of the Reserved Names are included in the .ASIA Reserved Names Policy.

During SR1, respective governments or official bodies may "activate" (i.e. register) domains from the reserved names list obtained in Pre-Sunrise, provided that the .ASIA Charter Eligibility Requirement is also met. These activations must be registered through ICANN Accredited Registrars who are also .ASIA Accredited (and support IDN registrations).

SR1 applications will be processed based on a First-Come-First-Served approach. Further specification of the processing and verification of SR1 applications is included in Section 5 below.

The following bibliographical data fields are required for all SR1 Applications:

- Governmental Reserved Name <ipr:name>: corresponding basis of the Domain Name Applied For (i.e. the Reserved Name)
- Locality <ipr:ccLocality>: locality described by a ccTLD within the DotAsia Community
- Sunrise phase <ipr:type>: SR1

# 3 Sunrise 2 (SR2): Registered Marks

The requirements for SR2 applications are:

- Applicants must meet the Charter Eligibility Requirement;
- Applicants must hold the right to a valid Registered Mark. The registration records held by the relevant trademark offices or trademark registry must show that an applicant's

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Registrant Contact is the owner or co-owner of the Registered Mark, OR, the Registrant Contact must be an assignee of the Registered Mark.

- The Registered Mark must be registered in a trademark office or trademark registry that corresponds to one of the localities described by the WIPO Standard ST.3 code.
- The Registered Mark for which the applicant is seeking a domain name must be applied for before [CUTOFF DATE].
- The Registered Mark must be issued and valid as of the submission of the application;
- Submitted information must correspond to the registration records held by the trademark office or trademark registry at which the mark is registered (and used to make the declaration for the application).

Domains with at least one successful application in SR2 will be removed from the pool of available domain names for subsequent Sunrise phases (i.e. SR3 and onwards).

# 3.1 Required Information for SR2 Applications

For SR2 applications, applicants must submit, as part of the application, bibliographical data in relation to the right(s) that qualifies an applicant for the Domain Name Applied For. The bibliographical data to be submitted include:

- **Registered Mark** <ipr:name>: Exact word or phrase described by the Registered Mark as applied to the Domain Name Applied For;
- **Registration Number** <ipr:number>: Registration or serial number of the Registered Mark's current registration. This number must enable the Verification Agent to access the correct registration entry in the trademark registry or trademark office;
- **Registration Locality** <ipr:locality>: Location where the right is established using the corresponding WIPO Standard ST.3 two-letter code (a list of the codes accepted is included in Annex A: WIPO Standard ST.3);
- **Application Date** <ipr:applied>: Date the Registered Mark was applied (corresponding to the registration described by the Registration Number and Registration Locality in 2 and 3 above);
- Registration Date <ipr:registered>: Date on which the registration of Registered Mark becomes effective (this is not the priority date but the day for which the mark is issued and registered);
- **Registered Class** <ipr:class>: Class of the Registered Mark according to the Nice Classification System (<u>http://www.wipo.int/classifications/nivilo/nice/index.htm#</u>). If more than one class has been registered with the domain, anyone can be used. For Registered Marks without a Nice class, the value "0" may be submitted. This is an OPTIONAL field;

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- **Nature of Entitlement** <ipr:entitlement>: Whether the Applicant (corresponding to the Registrant Contact) holds the trademark as the original "OWNER", "CO-OWNER" or "ASSIGNEE";
- Sunrise Phase <ipr:phase>: "SR2".

This data may be reviewed by an Applicant after the submission of an Application but will NOT be publicly viewable via the registry WHOIS until the Domain Name Applied For is allocated to the applicant. Thereupon, the data will become available for public viewing. By the submission of an application, the applicant expressly represents, warranties and certifies that all information in its application, including contact information and bibliographical data set forth in the application, are current, complete, reliable, and accurate.

# 3.2 Eligible Text String for the Domain Name Applied For

The Domain Name Applied for must be an Exact Match or an Acceptable Match with the Registered Mark (or Entity Name in the case for Sunrise 3) claimed by the applicant.

In order to be considered an Exact Match, the Domain Name Applied For (excluding the ".ASIA" TLD) must be identical to the textual or word element of the Registered Mark. Further, for registered marks that include words, devices, pictures, logos etc, the Domain Name Applied For must be the text or word exclusively contained in the Registered Mark. That text or word must be predominant and can be clearly separated or distinguished from the device element. Further specifications are explained in Section 3.2.6 below.

Partial match with a Registered Mark is not acceptable as a Domain Name Applied For. Certain exceptions and special considerations are provided for however, and accepted as an Acceptable Match with the Registered Mark:

- Exceptions for Spaces, Punctuations and Special Characters
- Exceptions for Registered Mark Type or Entity Type Identifiers
- Exceptions for the term "Asia"
- Exceptions for Registered Marks Containing an Existing TLD as a Suffix
- Considerations for Romanization and Transliterations
- Considerations for Figurative Marks

The resulting string after such exceptions will be considered an Acceptable Match of the claimed prior right. The priority between Exact Match and Acceptable Match applications are not differentiated during the Sunrise period except where explicitly defined (i.e. if they fall under different phases: SR2 over SR3).

Notwithstanding the above, the Registry is entitled to consider any incidental secondary meanings of the resulting string in the assessment of the appropriateness of the Domain Name Applied For and the Application.

## 3.2.1 Exceptions for Spaces, Punctuations and Special Characters

For Registered Marks that contain spaces between textual elements, the spaces may be omitted or replaced by a hyphen. The resulting text will be considered an Acceptable Match with the

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Registered Mark. For example, a registered mark that contains the text: "A B C D", the domains: "A-B-C-D.asia", "ABCD.asia", "AB-CD.asia", etc. are considered Acceptable Matches.

Punctuations and special characters in a Registered Mark, which are not generally accepted by the DNS may also be omitted or replaced by hyphens. These characters include but are not limited to (e.g. punctuations and special characters in different languages) the following:

~ @ # \$ % ^ & \* ( ) \_ + = < > { } [ ] | \ /: ; ' , . ?

In the case of a sequence of these punctuation or special characters, they may be eliminated or replaced by one or the amount of hyphens corresponding to the number of characters in the sequence. The resulting text will be considered an Acceptable Match with the Registered Mark. For example "AB.asia" will be considered an Acceptable Match for "A+B", "A--B", "A-B"; "AB.asia" will also be considered an Acceptable Match for "A==B".

Punctuations and special characters may also be spelled out in full utilizing acceptable characters with appropriate word(s) describing the character. For example, "1+2" can be written as "1plus2.asia" or "1 加 2.asia". Both will be considered an Acceptable Match. The appropriateness of the replacement word will be determined by the Verification Agent with additional information sought from the Applicant should there be any questions regarding the appropriateness of the word(s) used.

The .ASIA Registry recognises that after the omission of punctuation marks, the resulting Acceptable Match may entitle more than one applicant to the same domain. For example, "A&BC", "AB&C" and "ABC" each have an entitlement to "ABC.asia" as an Acceptable Match. In such an event, provided that all applicants pass the verification process successfully, they will all be invited to take part in the Auction process as set out in Section 5.2 below.

## 3.2.2 Exceptions for Registered Mark Type or Entity Type Identifiers

Registered Mark references such as "TM", "SM", "®", etc. may be eliminated in the Domain Name Applied For. The resulting text will be considered an Acceptable Match with the corresponding Registered Mark.

For those entities whose names are themselves registered trademarks (or for SR3), entity type identifiers such as "Ltd.", "Co. Ltd.", "Inc." may be omitted to form the Domain Name Applied For. For example, "ABCD Ltd.", "Ltd." may be omitted from the Domain Name Applied For, and "ABCD.asia" shall be considered acceptable.

## 3.2.3 Exceptions for the term "Asia"

Considering the nature of the .ASIA registry and the community it serves, words or phrases denoting the word "Asia" and its variants and in different languages, for example, "Asian", "Asiatic", "Asia Pacific", "叹??!", "亚洲", "아시아", "アジア" etc. may also be omitted from the Domain Name Applied For. The resulting text string is considered as Acceptable Match with the corresponding Registered Mark. For example, Registered Marks for "甲乙丙丁(亞洲)", "亞洲甲乙丙丁, or "甲乙丙丁亞太區" are all eligible for the domain "甲乙丙丁.asia".

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## 3.2.4 Exceptions for Registered Marks Containing an Existing TLD as a Suffix

For Registered Marks that contain a suffix that is identical to and intended to express an existing gTLD (a list can be found at <u>http://www.iana.org/gtld/gtld.htm</u>) or a ccTLD (<u>http://www.iana.org/root-whois/index.html</u>), the TLD suffix may be omitted from the Domain Name Applied For. For example, a Registered Mark: "ABCD.CN", may apply for: "ABCD.Asia"; or a company registration for: "WXYZ.SG Co. Ltd." may apply for "WXYZ.Asia".

#### 3.2.5 Considerations for Romanization and Transliterations

A Registered Mark that is in a Latin-based script but is in the form of a standard Romanization or transliteration will be considered as an Acceptable Match for a Domain Name Applied For in the language represented by that Romanization or transliteration. For example, given a Registered Mark (in Pinyin): "Jia Yue Bing Ding", an acceptable Domain Name Applied For in Chinese (ZH) would be "甲乙丙丁.asia".

The Romanization or transliteration invoked should follow a standard published by a competent authority within the DotAsia Community. Such authorities and Romanization standard include but are not limited to, for example, Pinyin in China (approved at the National People's Congress and put into effect by the National Educational Commission and the National Language Commission) and Romaji in Japan (Shūsei Hebon-shiki Rōmaji). The Romanization method invoked must correspond with the language tag (as specified in Section 6.1 below) included in the Sunrise Application for the Domain Name Applied For.

#### 3.2.6 Considerations for Figurative Marks

For Registered Marks that include words, devices, pictures, logos etc, the Domain Name Applied For must be the text or word exclusively contained and in its entirety in the Registered Mark.

As a clarification, an Acceptable Match will be considered by examining the textual element of a figurative mark in the orientation of the language of the Domain Name Applied For (specified based on the language tag submitted with the Application as explained in Section 6.1 below). For example: for Arabic, it would be from right-to-left and from top-to-bottom; for Chinese it may be from left-to-right and from top-to-bottom starting from the top-left, OR from top-to-bottom and from right-to-left starting from the top-right.

As a particular example, given the following Registered Mark in Chinese (ZH):

| 甲 | Z |
|---|---|
| 丙 | Ţ |

An acceptable Domain Name Applied For based on the above figurative mark would be "甲乙丙

丁.asia" (left-to-right and from top-to-bottom starting from the top-left) or "乙丁甲丙.asia" (top-tobottom and from right-to-left starting from the top-right)

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In the case an Applicant invokes in an Application a Registered Mark that contains multiple languages, only textual elements depicted in the language of the Domain Name Applied For will be considered. All other textual or word elements not depicted in the language of the Domain Name Applied For will be considered figurative elements and omitted in forming an Acceptable Match. For example, an Acceptable Match based on the following figurative mark, with an application tagged for Chinese (ZH) would be "甲乙丙丁.asia":

Φ号の ฉ 甲乙丙丁

This provision is broadened for those considerations described in Section 3.2.4 above regarding Romanized text in a Registered Mark.

# 4 Sunrise 3 (SR3): Registered Names & Extended Protection

The general requirements for SR3 applications are:

- Applicants must meet the Charter Eligibility Requirement;
- Applicants must satisfy the requirements for one of the following 3 categories:
  - **Registered Entity Names:** The Applicant must be a Registered Entity (e.g. a registered company, a registered society, etc.) that is registered with an appropriate authority in one of the corresponding cc-localities in the DotAsia Community.
  - **Registered .ASIA Domain Names:** The Applicant must be a Registrant of an eligible corresponding <ASCII>.ASIA domain name.
  - Extended Protection for Registered Marks: The Applicant must be the owner, co-owner or assignee of the corresponding Registered Mark(s) and the Registered Mark(s) must be registered in a trademark office or trademark registry that corresponds to one of the localities described by the WIPO Standard ST.3 code.

Specific requirements for each of the 3 categories are included in Sections 4.1, 4.2 and 4.3 respectively.

All applications for SR3, regardless of the basis for its application, will be treated with the same priority. Domains with at least one successful application under this phase (or SR2) will be removed from the pool of available domain names for Landrush.

# 4.1 SR3: Registered Entity Names

Under the category of SR3: Registered Entity Names, an applicant must be a Registered Entity that is registered with an appropriate authority in one of the corresponding cc-localities in the DotAsia Community (a list of the cc-localities eligible are included in Annex B: cc-localities within the DotAsia Community). Such authorities include company registries, business registries,

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society registries, cooperatives registries etc. The Domain Name Applied For must be an Exact Match or an Acceptable Match of the Registered Entity Name.

The registration of the applicant entity must have been completed on or before [CUTOFF DATE] and evidenced in the documentary evidence required. The Registrant Contact in an applicant's domain name application must correspond to the entity name as registered.

#### 4.1.1 Required Information for SR3: Registered Entity Names Applications

For SR3 applications based on a Registered Entity Name, applicants must submit as part of the application complete registration information in relation to the applicant entity that qualifies it for the Domain Name Applied For. The information submitted in the application must match with those records held at the corresponding registry.

The information required for an SR3: Registered Entity Name application include<sup>1</sup>:

- Entity name <ipr:name>: Exact word or phrase forming the Registered Entity Name as applied to the Domain Name Applied For;
- **Registration Number** <ipr:number>: Registration number of the Registered Entity;
- **Registration Locality** <ipr:locality>: Locality within the DotAsia Community at which the Registered Entity is registered (corresponding ISO3166 code);
- Application Date <ipr:applied>: Date on which the Registered Entity applied for registration;
- Registration Date <ipr:registered>: Date on which the Registered Entity was formally established by being duly registered;
- Form of Entity <ipr:form>: Form of Registered Entity:
  - a. Corporations or Companies
  - b. Cooperatives
  - c. Partnerships or Collectives
  - d. Government Bodies, States, Sovereigns or Municipalities
  - e. Political parties or Trade Unions
  - f. Trusts, Estates, Associations or Societies
  - g. Institutions
  - h. Other
- Sunrise Phase <ipr:phase>: "SR3".

This data will NOT be publicly viewable via the registry WHOIS until the Domain Name Applied For is allocated to the applicant. Thereupon, the data will become available for public viewing. By the submission of an application, the applicant expressly represents, warranties and certifies that all information in its application, including contact information and bibliographical data set forth in the application, are current, complete, reliable, and accurate.

<sup>&</sup>lt;sup>1</sup> Note that the use if the terms "ipr-" are intended for administrative and technical submission purposes and are not intended to imply any conference of intellectual property rights not already established. Given the context the "ipr" tag should better be considered as "Information for Priority Registration".

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#### 4.1.2 Eligible Text String for Domain Name Applied For in SR3

The eligibility requirements for domain names as set out in sections 3.2 above (for SR2) equally apply to SR3 applications. The Domain Name Applied For must correspond with the name of the applicant entity as registered. Rules governing Exact Match and Acceptable Match shall apply ("Registered Mark" should be replaced with "Entity Name" where appropriate). These rules include:

- Exceptions for Spaces, Punctuations and Special Characters
- Exceptions for Registered Entity Type Identifiers
- Exceptions for the term "Asia" in a Registered Entity Name
- Exceptions for Registered Entity Names Containing an Existing TLD as a Suffix
- Considerations for Romanization and Transliterations

In addition to the exceptions and considerations for Acceptable Match as described in Section 3.2, the following additional exceptions and considerations apply for SR3: Registered Entity Name applications:

- 1. Officially used Initials and Short Forms: initials, short-forms or other officially used variants of a company or organisation name that corresponds to the Registered Entity Name may be used as the Domain Name Applied For. The Verification Agent may request further documentation demonstrating the official use of the form specified in the Domain Name Applied For. Official use includes usage in communications with customers, suppliers, or third parties, such as business cards, advertisements, signage or other published materials. For example, a company "Andrew, Ben & Carol Ltd." may (if satisfying the official use requirement) apply for the domain "ABC.Asia", or for example a company "Northern Transport Limited" may apply for the domain "NorTrans.Asia".
- 2. Omission of Locality Indicators: locality indicators, such as place, city, province, economy or country names may be omitted in the Domain Name Applied For. Such locality indicator must correspond or be within the locality for which the Entity is established (as declared in the Registered Locality field <ipr:ccLocality> of the bibliographical data submitted along with the application). The Domain Name Applied For must also correspond with an officially used name of the Registered Entity. The Verification Agent may request further documentation demonstrating the official use of the form specified in the Domain Name Applied For. For example, a company "ABC Beijing Company Limited" that is registered in Beijing, China, may (if satisfying the official use requirement) apply for the domain "ABC.Asia".

#### 4.1.3 Documentary Evidence Requirements

In addition to the information provided above, Applicants may be requested to submit further documentary evidence if the Registry or the Verification Agent deems it necessary to ascertain its eligibility for the Domain Name Applied For.

For the purposes of an SR3 application based on a Registered Entity Name, an applicant may be required to supply one of the following:

• The registration record relating to the applicant entity at the relevant registry;

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- Certificate of incorporation (and certificate for any subsequent change of names);
- Certificate of good standing from an official register, a competent public authority, or a notary public; or
- Other equivalent certified document indicating that the entity is duly formed and in good standing;

The documentary evidence submitted by an Applicant must clearly show that same entity as the Registrant Contact and must correspond with the Domain Name Applied For.

## 4.2 Registered .ASIA Domain Names

Dot.Asia

ORGANISATION

The following 2 types of existing Registered Domain Holders of <ASCII>.ASIA domain names are eligible to apply based on SR3: Registered .ASIA Domain Names category:

- Registered <ASCII>.ASIA Sunrise (SR2a) Domain Names
- Registered <ASCII>.ASIA Romanized Domain Names

The registration of the .ASIA Domain Name must have been completed on or before [CUTOFF DATE] and evidenced in the documentary evidence required. The Registrant Contact in an applicant's domain name application must be the same as the corresponding Registered Domain Holder of the <ASCII>.ASIA domain.

#### 4.2.1 Registered <ASCII>.ASIA Sunrise Domain Names

Registered Domain Holders of all existing <ASCII>.ASIA Sunrise (SR2a) Domain may apply for an Official Translated Name of their <ASCII>.ASIA domain in the language specified for the Domain Name Applied For. An Official Translated Name is a trade name or trademark (registered or unregistered) with demonstrable usage. Such official use includes usage in official communications with customers, suppliers, or third parties, such as business cards, advertisements, signage or other published materials, and must be demonstrable to correspond or represent the Registered Mark.

The Verification Agent may request further documentation demonstrating the official use of the Translated Name specified in the Domain Name Applied For. For example, the Verification Agent may request an electronic copy of a document certified by a legal practitioner clearly stating that: 1) the Official Translated Name has been used by the applicant as a translation of the Registered Mark, 2) confirming the date of first use of the Official Translated Name by the applicant, 3) the authenticity of the online database extract evidencing the mark's registration or application date; and 4) the authenticity of the license or assignment giving rise to the applicant's right to the Registered Mark (if applicable). An affidavit should be accompanied by documentation and/or sample images supporting that the Registered Mark is used by the Applicant in the class of trademark it is registered in.

A Registered Domain Holder of an <ASCII>.ASIA Sunrise Domain is eligible to apply, IF it:

- 1. Has participated in the original .ASIA Sunrise (for <ASCII>.ASIA domains in 2007);
- 2. Has successfully registered a domain in the .ASIA Sunrise in the SR2a phase;

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- 3. Continues to be the Registered Domain Holder of the said <ASCII>.ASIA Sunrise Domain (and the domain continues to carry the appropriate IPR information);
- 4. Continues to meet the criteria (e.g. is the owner of the corresponding Registered Mark) for the <ASCII>.ASIA Sunrise Domain;
- 5. Has demonstrated usage of the Official Translated Name officially as a registered or unregistered trademark or trade name; AND
- 6. Is submitting the Official Translated Name as the Domain Name Applied For.

For example, if a Registered Domain Holder had applied for and successfully registered the domain name: "ABCD.Asia" during the SR2a Sunrise phase in the <ASCII>.ASIA Sunrise based on their Registered Mark "ABCD", and have used an Official Translated Name of "甲乙丙丁" in official correspondence with customers together with or in place of the "ABCD" trade name; then, the registrant will be able to apply for "甲乙丙丁.asia" in SR3: Registered .ASIA Domain.

## 4.2.2 Registered <ASCII>.ASIA Romanized Domain Names

Registered Domain Holders of <ASCII>.ASIA domain names which is a Romanized or transliterated name based on a Romanization or transliteration standard may apply for the name in its native language in SR3.

The Romanization or transliteration invoked should follow a standard published by a competent authority within the DotAsia Community (see Annex B). Such authorities and Romanization standard include but are not limited to, for example, Pinyin in China (approved at the National People's Congress and put into effect by the National Educational Commission and the National Language Commission) and Romaji in Japan (Shūsei Hebon-shiki Rōmaji).

The Romanization method invoked must correspond with the IDN Language Tag (as specified in Section 6.1 below) included in the Sunrise Application for the Domain Name Applied For. The locality of the standard must be included in the IPR information under <ipr-locality>.

The Verification Agent may request further documentation demonstrating the appropriateness of the Domain Name Applied For given the registered <ASCII>.ASIA domain and the invoked Romanization or transliterate standard. For example, the Verification Agent may request an electronic copy (or URL) of the Romanization or transliteration standard being used as a basis for the Domain Name Applied For, and an explanation on how such standard is being used to compile the Domain Name Applied For.

An <ASCII>.ASIA Romanized Domain registrant is eligible to apply in SR3 if:

- 1. The registrant is currently the Registered Domain Holder of an <ASCII>.ASIA domain;
- 2. Such <ASCII>.ASIA domain was registered on or before the [CUTOFF DATE];
- 3. Such domain is a Romanized form or a transliteration of an Asian language based on a standard published and recognized by a competent authority within the DotAsia Community; AND
- 4. The Domain Name Applied For corresponds with the <ASCII>.ASIA Romanized Domain.

For example, given a registered <ASCII>.ASIA domain: "JiaYueBingDing.Asia", an acceptable Domain Name Applied For in Chinese (ZH) based in the Pinyin standard from China (CN) would be "甲乙丙丁.asia".

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#### 4.2.3 Required Information for SR3: Registered .ASIA Domain Names Applicants

The information required for an SR3: Registered .ASIA Domain Name include:

- Entity name <ipr:name>: Registered <ASCII>.ASIA Domain Name;
- **Registration Number** <ipr:number>: Domain ID of the <ASCII>.ASIA Domain Name;
- **Registration Locality** <ipr:locality>: Locality of the Language for which the Translated Name is based OR locality of the Romanization/transliteration standard
- Application Date <ipr:applied>: Date on which the <ASCII>.ASIA Domain was applied for;
- **Registration Date** <ipr:registered>: Date on which <ASCII>.ASIA Domain was registered;
- Form of Entity <ipr:form>: "h. Other"
- Sunrise Phase <ipr:phase>: "SR3".

This data will NOT be publicly viewable via the registry WHOIS until the Domain Name Applied For is allocated to the applicant. Thereupon, the data will become available for public viewing. By the submission of an application, the applicant expressly represents, warranties and certifies that all information in its application, including contact information and bibliographical data set forth in the application, are current, complete, reliable, and accurate.

# 4.3 Extended Protection for Registered Marks

Holders of Registered Marks that qualify for SR2 are invited to apply for additional domains that incorporate their Registered Marks in SR3: Extended Protection.

Four extended protection measures are offered for Registered Marks

- Combination of Two or more Registered Marks
- Addition of Descriptors of Goods & Services for Domain Name Applied For
- Domain Names that were Subject of Proceedings under the UDRP
- Combination of Registered Marks with a Registered Entity Name

While Registered Mark holders who submitted SR2 applications are eligible to apply for extended protection (i.e. additional domains), the SR2 application itself, whether successful or not, does not automatically give rise to any right of priority or exclusivity to a domain that contains or is a variation of an SR2 domain.

#### 4.3.1 Combination of Two or more Registered Marks

SR2 provided for the acceptance of a Domain Name Applied For to be based on one particularly invoked Registered Mark. In SR3: Extended Protection that provision is extended for a Domain

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Name Applied For to be based on a combination of two (2) or more Registered Marks (hyphenated or combined). All Registered Marks invoked must qualify for SR2.

The Registered Marks must be incorporated as Exact Match or Acceptable Match, in the Domain Name Applied For. For example, the owner of 2 Registered Marks: "ABC" and "XYZ" is entitled to apply for the following domain names during SR2c: "abcxyz.asia", "abc-xyz.asia", "xyzabc.asia", and "xyz-abc.asia"

Further combination of words or phrases (hyphenated or combined -- i.e. space removed) from the Class and/or the description of goods and services of either one of the Registered Marks (based on Section 4.3.2: "Addition of Descriptors of Goods & Services for Domain Name Applied For" below) will also be accepted. For example, "abcxyzchemicals.asia".

Appropriate information must be included in the bibliographical data submitted to the Registry:

- **Registered Mark** <ipr:name>: The *primary mark* (i.e. one of the Registered Mark owned by the Registrant) followed by a square-bracketed, semi-colon separated list of the other Registered Marks invoked for the Domain Name Applied For. E.g.:
  - o <ipr:name>ABC [XYZ;PQR]</ipr:name>
- **Registration Number** <ipr:number>: The Registration or serial number of the *primary mark* invoked, followed by a square-bracketed, semi-colon separated list of the registration locality and registration number of the other Registered Marks invoked. The Registration Locality (using the corresponding WIPO Standard ST.3 two-letter code) should be provided in parentheses and prefixed to the corresponding Registration number:
  - o <ipr:number>1234 [(GB)9876;(US)5432]</ipr:number>
- **Registration Locality** <ipr:ccLocality>: Location (country/economy) where the right is established for the primary mark;
- Application Date <ipr:appDate>: Date the *primary mark* was applied for;
- **Registration Date** <ipr:regDate>: Date on which the trademark office has registered the *primary mark*;
- Registered Class <ipr:class>: Class of the Registered Mark according to the Nice Classification System (http://www.wipo.int/classifications/nivilo/nice/index.htm#). If more than one class has been registered with the domain, anyone can be used. For Registered Marks without a Nice class, the value "0" may be submitted. This is an OPTIONAL field in general but is required if additional descriptors of goods and services are incorporated in the Domain Name Applied For;
- Nature of Entitlement <ipr:entitlement>: Whether the Applicant (corresponding to the Registrant Contact) holds the trademark as the original "OWNER", "CO-OWNER" or "ASSIGNEE";
- Form of Entity <ipr:form>: "h. Other"
- **Sunrise Phase** <ipr:type>: SR3

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## 4.3.2 Addition of Descriptors of Goods & Services for Domain Name Applied For

Holders of Registered Marks that qualify for SR2 are invited to apply for additional domains that incorporate both their Registered Mark and words from the corresponding Nice class or contained in or relating to the description of goods and services for a Registered Mark as an Acceptable Extension in the Domain Name Applied For.

For applicants whose marks conform to the Nice Classification system, the reference text found at: <u>http://www.wipo.int/classifications/nivilo/nice/index.htm</u> (including the different versions and editions provided at the WIPO website), will be used. The Domain Name Applied For may contain additional words or phrases (hyphenated or combined -- i.e. space removed) that appear in the class descriptions for which the Registered Mark is registered. To be an Acceptable Extension to the Domain Name Applied For, the word(s) taken from the class description to be appended to the Registered Mark must be a significant enough word to identify the class the mark is associated with.

In the case where the Applicant invokes a Registered Mark that has been registered with a trademark office or organization that is not using Nice Classification, words and phrases contained in or relating to the description of goods and services of a Registered Mark may be included as Acceptable Extension. To be an Acceptable Extension to the Domain Name Applied for, the Applicant must only include related words and phrases from the description of goods and services as mentioned in (i) the trademark registration certificate or (ii) where available, the record found at an online trademark office.

Plural or other grammatical forms of significant words denoting the class being described or description of goods and services are also accepted. Resulting text strings of combining an Exact Match or Acceptable Match domain for a Registered Mark with Acceptable Extensions will be considered acceptable applications for SR3: Extended Protection. The appropriateness of such combinations will be determined by the Verification Agent.

Applicants must provide the <ipr:class> as applicable to the Registered Mark its SR3 application relates to. For marks that are registered in multiple classes, the appropriate corresponding class <ipr:class> (based on the additional word chosen from the class to be added to the Registered Mark to form the Domain Name Applied For) must be declared with each SR3 application. To submit an application based on the description of goods and services in a Registered Mark, the data for Registered Class <ipr:class> should be set to "0".

## 4.3.3 Domain Names that were Subject of Proceedings under the UDRP

Holders of Registered Marks corresponding to domain names that were subject of proceedings under the UDRP to apply for the identical domain (not including the TLD suffix) provided that:

- the Applicant was the actual complainant in the proceedings under the UDRP; and
- the Applicant invoked the same Registered Mark in such proceedings; and
- the Applicant is the owner of said Registered Mark; and
- the Applicant obtained a decision whereby the Domain Name Applied For is transferred to the complainant (i.e. the Applicant).

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The Domain Name Applied For must be identical to the domain name that was subject to the respective UDRP proceeding, with the exception that the suffix be replaced with the .ASIA TLD.

The following information must be included in the bibliographical data submitted to the Registry:

- **Registered Mark** <ipr:name>: The Registered Mark (or one of the Registered Marks) invoked by the Registrant during the UDRP proceedings;
- **UDRP Decision Number** <ipr:number>: the dispute resolution service provider and the reference number of the UDRP decision. *E.g.* 
  - <ipr:number>WIPO D2007-0600</ipr:number> (in case the dispute was dealt with by the World Intellectual Property Organization); or
  - <ipr:number>NAF 0092974</ipr:number> (in case the dispute was dealt with by the National Arbitration Forum; only the last 7 digits of the case number need to be reported); or
  - <ipr:number>CPR 0624</ipr:number> (in case the dispute was dealt with by the International Institute for Conflict Prevention & Resolution; only the last 7 digits of the case number need to be reported); or
  - <ipr:number>HK-0700125</ipr:number> (in case the dispute was dealt with by the Hong Kong Office of the Asian Domain Name Dispute Resolution Centre); or
  - <ipr:number>CN-0700159</ipr:number> (in case the dispute was dealt with by the Beijing Office of the Asian Domain Name Dispute Resolution Centre).
  - <ipr: number> KR-0700006 </ipr: number> (in case the dispute was dealt with by the Seoul Office of the Asian Domain Name Dispute Resolution Centre)
- **Registration Locality** <ipr:ccLocality>: Location (country/economy) where the Registered Mark is registered;
- Nature of Entitlement <ipr:entitlement>: Whether the Applicant (corresponding to the Registrant Contact) holds the trademark as the original "OWNER", "CO-OWNER" or "ASSIGNEE";
- Form of Claim <ipr:form>: "h. Other"
- Sunrise phase <ipr:type>: "SR3"

#### 4.3.4 Combination of Registered Marks with a Registered Entity Name

Applicants eligible for SR2 and SR3: Registered Entity Name may apply for SR3: Extended Protection with a Domain Name Applied For being a combination (hyphenated or combined) of their Registered Entity Name and two (2) or more Registered Mark(s).

The Registered Entity Name and the Registered Marks must be incorporated in full, either as Exact Match or Acceptable Match (including the additional provisions provided for in Section

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4.1.2 above), in the Domain Name Applied For. Only one (1) Registered Entity Name may be invoked.

For example, a Registered Entity: "ABC Ltd." with a Registered Mark: "XYZ" is entitled to apply for the following domain names based on SR3: Extended Protection: "abcxyz.asia", "abcxyz.asia", "xyzabc.asia", and "xyz-abc.asia".

Appropriate information must be included in the bibliographical data submitted to the Registry:

- **Registered Entity Name and [Registered Mark(s)]** <ipr:name>: The *Registered Entity Name* followed by a square-bracketed, semi-colon separated list of Registered Marks invoked for the Domain Name Applied For. E.g.:
  - <ipr:name>ABC [XYZ;PQR]</ipr:name>
- **Registration Number** <ipr:number>: The Registration or serial number of the *primary mark* invoked, followed by a square-bracketed, semi-colon separated list of the registration locality and registration number of the other Registered Marks invoked. The Registration Locality (using the corresponding WIPO Standard ST.3 two-letter code) should be provided in parentheses and prefixed to the corresponding Registration number:
  - o <ipr:number>1234 [(GB)9876;(US)5432]</ipr:number>
- **Registration Locality** <ipr:ccLocality>: Location (country/economy) where the right is established for the primary mark;
- **Application Date** <ipr:applied>: Date on which the Registered Entity applied for registration;
- **Registration Date** <ipr:registered>: Date on which the Registered Entity was formally established by being duly registered;
- **Registered Class** <ipr:class>: Number of the Class of the *primary mark* according to the Nice Classification System.
- Nature of Entitlement <ipr:entitlement>: Whether the Applicant (corresponding to the Registrant Contact) holds the trademark as the original "OWNER", "CO-OWNER" or "ASSIGNEE";
- Form of Entity <ipr-form>: "h. Other"
- Sunrise Phase <ipr:type>: "SR3"

The appropriateness of such combinations will be determined by the Registry / the Verification Agent following receipt of the Application. More importantly, incidental secondary meanings of the resulting string may be considered in the assessment of the appropriateness of the Application.

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# 5 **Processing of Sunrise & Landrush Applications**

Sunrise 1 (SR1) is an ongoing process which will begin when the Sunrise period starts and continue onwards throughout and after Go-Live. SR1 allows for the activation (i.e. registration) of Governmental Reserved Names which are not available for general registration. SR1 applications will be processed in a First-Come-First-Served basis. Allocation of a domain during SR1 shall be given to the first-in-line applicant provided that all documentary evidence requested, if any, were submitted on time and if the application is successfully verified. All the other applicants for the same domain but were lower in application order (based on time) will be declined and notified. Further specifications on the verification process for SR1 applications is included in Section 5.1.1 below.

During SR2, SR3 and Landrush, multiple applications to a domain name will be permitted. All applications received within the particular time period will be considered to be received at the same time. Domains with only one application will be allocated to that applicant, provided they meet the requirements. For domains with more than one conformant applicant, all conformant applicants will be invited to bid for the Domain Name Applied For in accordance with the Auction process set out in Section 5.2 below.

All SR2 and SR3 applications are subject to a verification process. Applications must conform to the requirements as set out in Section 3 and 4 above. By the submission of an Application, the Applicant expressly represents, warranties and certifies that all information in its application, including contact information and bibliographical data set forth in the application, are current, complete, reliable, and accurate. All Sunrise (IPR) information will be viewable in the public WHOIS only when a domain is allocated to an applicant.

Domains with only one application within SR2 and SR3 (combined) will be subjected to a sampling review for their conformance. Specific verification will NOT be conducted for each domain (with only one Sunrise application) unless a review is requested through the .ASIA IDN Sunrise Review Process set out in Section 5.1.5 below.

For domains with more than one application, each application will be verified for conformance. If only one application is verified successfully, the domain will be allocated to that successfully verified applicant. If more than one application is successfully verified, all successfully verified applicants will be invited to bid for the Domain Name Applied For in accordance with the Auction process set out in Section 5.2 below.

The following is a simple logic for the availability of domain names for each Sunrise phase:

- Domains in the Government Reserved Names list will not will only be available for registration through SR1 (and not available for SR2/SR3/Landrush/Go-Live)
- Domains with at least one successful application under SR2 will not be available for SR3 (and Landrush and Go-Live)
- Domains with at least one successful application in SR3 will not be available for Landrush (and Go-Live
- Domains applied for in Landrush will not be available for Go-Live.

Note that domains with only one application in Landrush will be allocated to the applicant. No auction process will be necessary.

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Because SR2 and SR3 applications will be received at the same time, processing of SR2 applications will not be completed before the submission of SR3 applications. If a domain applied under SR3 is later found to be unavailable to SR3 applicants by reason of a successful SR2 application, all pending applications for that particular domain under SR3 will be automatically declined and refunded.

Sunrise Applications will be automatically considered for subsequent phases throughout the startup process, should it fail the verification process for the phase it has originally applied for. For example, an Application for SR2 that is not successfully verified based on the SR2 requirements (including through the reconsideration process where applicable) will be automatically considered for SR3 (and if that is not successful included in Landrush accordingly). All Sunrise Applications therefore, that could not be successfully verified for the Sunrise phases will be automatically entered during the Landrush phase.

The Application fee for applications that are automatically considered for a subsequent phase but eventually fail to obtain the domain name will not be refunded.

# 5.1 Verification Process for Sunrise Applications

All Sunrise Applications are subjected to the verification process explained in this section. To allow for a more comprehensive and flexible verification process for Sunrise Applications (including SR2 and SR3), standard amendment (Section 5.1.3) and reconsideration (Section 5.1.4) processes are included.

It is important to emphasize that any decision in the Sunrise process by the .ASIA Registry or the Verification Agent is not a reflection of the validity of any prior right claimed. No applicants are debarred from asserting or enforcing its rights to a domain against another Registered Domain Holder through the ICANN Uniform Dispute Resolution Policy or other competent tribunal.

## 5.1.1 Verification of SR1 Applications

All SR1 applications will go through a verification process coordinated with the corresponding Governmental Acknowledgement Reference (GACKREF). The GACKREF for each economy in the DotAsia Community will be its corresponding ICANN GAC representative, or an otherwise designated reference contact.

In addition to the general application data, Applicants may be requested to provide further documentary evidence. Any request for documentary evidence must be submitted within the time period requested, as directed by the corresponding GACKREF, which should be no less than 10 calendar days (or a longer period of time as appropriate). Submission of documentary evidence will be by electronic format primarily but the Registry may request submission by other formats as it deems necessary and as directed by the corresponding GACKREF. If the Applicant fails to deliver the documentary evidence within the time period stipulated in the request, the application shall lapse. However, a lapsed application for a domain does not render that domain available to any other applicant; the domain remains reserved and available to eligible applicants only. The next–in-line application for that domain shall be assessed and verified accordingly. In such a case, subsequent applicants are subject to the same approval process.

Applications under SR1 may be declined if, without limitation, an applicant fails to submit adequate and timely documentary evidence in the correct format, if the corresponding

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Governmental Acknowledgement Reference (GACKREF) objects to the right claimed, or if the Registry considers such application inappropriate.

## 5.1.2 Verification of SR2 Applications

A Verification Agent engaged by the Registry will examine the data provided in order to verify applicants' eligibility for the Domain Name Applied For. The verification process is intended to check an application's conformance with the Sunrise policy and whether the Domain Name Applied For is appropriate and acceptable. The result of verification does not reflect the validity of the Registered Marks themselves.

In addition to the information provided above, Applicants may be requested to submit further documentary evidence if the Registry or the Verification Agent deems it necessary to ascertain its eligibility for the Domain Name Applied For. For example, if the applicant registrant is an assignee of the Registered Mark.

The Registry or Verification Agent may further request the original copy of any certified or relevant documents if it deems necessary. Applicants may also be requested to supply a certified translation (in English) of any documents that are not in the English language.

The following templates will be available at the .ASIA Registry website for Applicants to use for certain documentary evidence requirements (this may not be an exhaustive list):

- Declaration of Name Change
- Declaration of Official English Name
- Declaration of Romanized Name
- Declaration of Official Translated Name
- Declaration of Transfer of Trademark

Any request for documentary evidence must be submitted within the time period specified by the Verification Agent, which shall be no less than 10 calendar days. Submission of documentary evidence will be primarily by electronic format. Other formats, such as an original copy or a certified copy of an original may be requested as the Verification Agent deems necessary. If an applicant fails to deliver the documentary evidence within the time period stipulated in the request, the application shall lapse.

## 5.1.3 Amendments to SR2 and SR3 Applications

During verification, if it appears to the Verification Agent that an application contains a possibly unintentional error, the Verification Agent may either directly, through the .ASIA Registry, or the corresponding Sponsoring Registrar, request an amendment, clarification or correction from an Applicant.

The applicant will have at least 7 calendar days (or a longer period of time as stipulated by the Verification Agent) to provide the clarification or facilitate the correction or amendment. If an applicant fails to provide the clarification or facilitate the correction or amendment within the time stipulated, the verification process for that application shall proceed on the basis of the information originally provided.

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The Registry and/or the Verification Agent may assist in the amendment of occasional typographical, unintentional or clerical errors in Applications. Such amendments will be made at the sole discretion of the Registry, with or without the confirmation of the Applicant.

In any case, it is the sole responsibility of the Applicant to provide accurate, complete and up-todate information in the Application and, if required, in any documentary evidence requested by the Registry and/or the Verification Agent. The Registry and /or the Verification Agent cannot be held responsible or liable when processing and/or verifying an Application that contains inaccurate, incomplete or outdated information.

#### 5.1.4 Reconsideration Process for SR2 and SR3 Applications

If an Application fails the verification process, the Applicant will be notified as soon as reasonably practicable. Upon the issuance of the notice, an applicant may seek reconsideration within 7 calendar days and upon payment of a reconsideration fee. An Applicant may seek reconsideration on the basis of the information (and documentary evidence if any) already supplied in its initial application, or it may provide amendments and/or additional documentary evidence in support of its eligibility for the Domain Name Applied For.

If an Application is successfully verified upon reconsideration, the Application will be treated as successfully verified in the first instance. On the contrary, an unsuccessful reconsideration will result in the Application being declined and no further reconsideration will be processed. The reconsideration process is intended to provide a fast, simple and cost-effective means to correct application issues that may arise in the allocation of domains by the .ASIA Registry during the Sunrise process. It is not intended to replace any other available dispute resolution mechanism available to applicants. Moreover, it is not an indication of the validity of an applicant's rights to a Registered Mark or other intellectual property right. Utilising (or failure to utilise) this reconsideration process does not debar an applicant from seeking redress or asserting its rights against other applicants under the UDRP or other dispute resolution mechanism.

## 5.1.5 Sunrise Review Process

Domain names with only one Sunrise Application (SR2 and SR3 combined), will not all be verified. A random sampling will be used. All single application Sunrise domains allocated through such process will be locked for 60 days to allow for anyone to request a specific verification process through the Sunrise Review Process. All the submitted Sunrise information will be viewable through the registry WHOIS for public scrutiny.

Upon the allocation of such domains, the .ASIA Registry shall make an announcement on its website and make available a special email address for anyone to submit a request for a Sunrise Review on any allocated Sunrise Application.

The same verification process as described in the preceding section will be used to conduct the verification of the Sunrise Application. If the Sunrise Application is successfully verified, the requestor will be notified and the domain registration will stand. If the Sunrise Application fails the Sunrise Review Process (i.e. verification), the domain will be considered an Invalidated Allocation and proceed to the process described in Section 5.2.6 below.

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# 5.2 Multiple Applications for a Domain in Sunrise and Landrush

Multiple applications for the same domain will be accepted during the Sunrise and Landrush periods. Only one Applicant can be the Registered Domain Holder of a particular domain name. The .ASIA Registry has devised the following policies with the aim to ensure an orderly and equitable resolution to competing claims.

#### 5.2.1 SR1: First-Come-First-Serve

The overlap between the Reserved Names List between different governments in the DotAsia Community is small. The .ASIA Registry envisages relatively few conflicting domain name applications, if any, under this phase. As such, a first-come-first-served approach will be used as the allocation model for SR1.

Approval of an Application for a domain during SR1 shall be given to the first-in-line applicant provided that all documentary evidence requested, if any, were submitted on time and if the application passes the verification process as explained in Section 5.1.1 above.

#### 5.2.2 SR2 and SR3: Auction Process

To avoid a chaotic rush for domain names and to preserve an orderly process an auction process is adopted in order to allow competing qualified parties to bid for the same domain names in a fair and equitable process.

All Applications received during the SR2 and SR3 will be treated as received at the same time. Applicants will go through the verification process as set out in the preceding sections. Those applicants that are successfully verified will be invited to an auction for that domain name. Bidding is open to those successfully verified Applicants only.

Once the verification process is completed, all eligible applicants will be notified. This notice will be sent reasonably ahead of time for Applicants to prepare for the auction. Complete WHOIS information and information relating to the prior right that give rise to an applicant's eligibility to that domain will be provided to all the eligible bidders for that domain for their reference.

At the Registry's discretion, particular information about an applicant may be withheld, especially if such disclosure may cause an infringement of privacy. For example, identification numbers of Charter Eligibility Declaration Contacts will not be disclosed to other bidders to the same domain.

## 5.2.3 Eligibility of Bidders

An Applicant is considered an eligible bidder for a domain only if its application (or request for reconsideration), documentary evidence, and all fees payable were submitted on-time, and if it passes the verification process. The .ASIA Registry and/or Verification Agent only measure an Applicant's eligibility against the policy set out herein. Any decision of an applicant's eligibility is not an indication of an applicant's legal entitlement to a registered name, registered mark, or other intellectual property rights. So long as an Applicant is deemed eligible under this policy, it has a prima facie right to take part in the auction for the domain name it applied for.

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If an invited bidder disputes the entitlement of any competing bidder, it must notify the Registry and initiate a dispute prior to the commencement of the auction for that domain name. The Registry and the auctioning process is not a forum for a bidder to challenge the entitlement of other bidders. It would be the responsibility of any challenging bidder to establish its rights against other bidders in a competent tribunal. In the event of any disputes or challenges amongst eligible bidders, the Registry shall, at the direction of the competent tribunal, suspend the auction of a domain name until such disputes or challenges are resolved.

## 5.2.4 General Form of Auction

Auctions will be held exclusively amongst eligible bidders. A conventional "English-style" auction format where eligible bidders will bid against one another, with each bid being higher than the previous bid will be used. Each bidder will be able to observe each bid placed by its competitors. The auction ends when no participant is willing to bid further, and the winner being the highest bidder

Further details on the process of the auctions will be provided in due course.

#### 5.2.5 Allocation of Domain Names

The domain name will be allocated to the winner of that particular auction.

An eligible bidder may withdraw from an auction provided that it notifies the Registry in good time and in any event prior to the commencement of the auction it is due to take part in. After any such withdrawal, if there is only one bidder remaining, the auction will be cancelled and the domain allocated to the remaining bidder.

If no bids were received during the time allotted for an auction, the eligible bidders for the domain name will be considered to have forfeited their interest for the domain name. The domain name will be released and become available for registration in subsequent phases of the Startup process.

#### 5.2.6 Process for Abandoned Auctions or Invalidated Auctions

An Abandoned Auction means an auction where no participant has successfully placed a bid during the time period allocated for an auction. An Invalidated Auction means an auction which failed to produce a valid winner. In the event of an Abandoned Auction or an Invalidated Auction (or an Invalidated Allocation, given a domain which failed the Sunrise Review Process as described in Section 5.1.5 above), DotAsia reserves the right to the following lines of actions:

- Schedule for Re-Auction
- Reserve the domain until further action is determined
- Schedule for a Public Auction
- Release the domain for general registration

In the event of an Abandoned Auction or an Invalidated Auction, DotAsia will proactively reach out to participants to understand the reason for the inactivity and determine the appropriate action. In the case of a Re-Auction, whether by way of an Abandoned Auction or due to the invalidation of an auction as a result of tampering, depending on the nature of the applications

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and the domain, DotAsia reserves the right to invite or not invite one or more of the original applicants as well as additional qualified bidders or the public to the Re-Auction.

For Abandoned Auctions (and Invalidated Auctions), the Registry will consider passing the domain to a subsequent phase (i.e. from SR2 to SR3 or from SR3 to Landrush) in the startup process, inviting qualified applicants from the subsequent phase to the auction. For Abandoned Auctions in the Landrush phase, the Registry will consider offering the domain for Public Auction (i.e. to invite any interested party to bid for a domain). Once a domain is allocated, the registry will send out email notifications to the registrants indicating the status of their application.

The following general process will be used for handling Abandoned Auctions (and Invalidated Auctions):

- 1. Systematic Manual Outreach to Participants
  - a. DotAsia will manually reach out to all original participants (and their sponsoring registrars) to seek their interest of participating in a re-auction
  - b. Outreach will be conducted via email
  - c. A reasonable time period will be provided for participants to respond
- 2. Determination of Scope of Re-Auction Participants
  - a. In the case where at least one original participant indicates its interest to participate in a re-auction, a re-auction with the original participants will be conducted (in the case of an Invalidated Auction, the Registry may seek to engage more than one of the original participants before rescheduling for a re-auction)
  - b. In the case where none of the original participants respond or indicate their interest to participate in a re-auction, qualified applicants from a subsequent phase will be invited to a re-auction:
    - i. If the original auction was conducted between qualified SR2 applicants, qualified SR3 applicants will be invited along with the original auction participants to the re-auction (if there are no qualified SR3 applicants, additional participants will be invited as per ii. below)
    - ii. If the original auction was conducted between qualified SR3 applicants, Landrush applicants will be invited along with the original auction participants to the re-auction (if there are Landrush applicants, additional participants will be invited as per iii. below)
    - iii. If the original auction was conducted between Landrush applicants, the public will be invited along with the original auction participants to the reauction (i.e. Public Auction)

#### 5.2.7 Disqualifications Due to Non-Payment

All bids placed are legally binding agreements to purchase a domain for the agreed upon price of up to your maximum bid. Bids may not be retracted or cancelled. DotAsia recommends all participants to take your time when placing a bid. The auction process was designed such that placing bids at the end of an auction does not create any advantage. Therefore, DotAsia recommends that participants place their bids early to allow for more time for considerations.

Applicants who refuse to pay or deliberately delaying to pay for a winning auction price may be disqualified from further participation in the .ASIA IDN Sunrise and Landrush auctions to protect the integrity of the process.

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In the event of a disqualification of a winning bidder, the Registry reserves the right to the following lines of actions:

- Offer the domain to the next highest bidder in the Auction
- Consider the Auction as an Invalidated Auction and follow the process as described in Section 5.2.6 above.

# 5.3 Optional Pre-Verification Process for SR2 and SR3 Applications

The Registry may appoint one or more Pre-Verification Service Providers (PVSP). Prospective Applicants for SR2 and SR3 may optionally make use of a PVSP to complete verification processes for their Applications before submitting the Application. PVSP will complete the verification process based on the policies set forth in this document.

Upon the successful completion of pre-verification, a PVSP will provide the prospective Applicant with a Pre-Verification Code. The Applicant should submit their Sunrise Application (SR2 or SR3) according to the requirements set forth in this document (including all required IPR data), and include the Pre-Verification Code in the <ipr:preVerified> field.

Applications with valid <ipr:preVerified> field (for which validity will be checked against data provided by the PVSP) will be considered to be successfully verified.

## 5.4 .ASIA IDN Sunrise Challenge Process

A mandatory administrative .ASIA IDN Sunrise Challenge Process will be established for all .ASIA IDN Sunrise Applications. All .ASIA IDN Sunrise Domain Name Applicants will be obliged to adhere to this .ASIA IDN Sunrise Challenge Process, which is an administrative procedure administered by a Challenge Resolution Provider that will allow third-party challengers to contest Applications in connection with Applications for particular Domain Names Applied For.

Proceedings under the Uniform Domain Name Dispute Resolution Policy (UDRP) shall not be brought against a Domain Name, as long as such Domain Name is, or can be, subject to a challenge under the .ASIA IDN Sunrise Challenge Process.

Details of the .ASIA IDN Sunrise Challenge Process will be published on the Registry website in due course. The .ASIA IDN Sunrise Challenge Process will be similar to the .ASIA Sunrise Challenge Process (for the <ASCII>.ASIA Sunrise).

# 5.5 Processing of Landrush Applications

A Landrush period will be conducted after the completion of the Sunrise application period. During the Landrush period, all Applications received within the period will be considered to be received at the same time. Domains with only one application will be allocated to that applicant, provided they meet the requirements (i.e. the CED requirement). For domains with more than one conformant applicant, all conformant applicants will be invited to bid for the Domain Name Applied For in accordance with the Auction process set forth in the preceding sections.

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Domains with at least one successfully verified Applicant from Sunrise (SR2 or SR3) will not be available in Landrush. However, due to time necessary for verification, the verification process for Sunrise applications may still be ongoing at the commencement of Landrush.

If a domain applied under Landrush is later found unavailable to Landrush applicants by reason of a successful Sunrise Application, all pending Applications for that particular domain under Landrush will be automatically declined.

It is important to note that Landrush applications will NOT be disclosed or viewable via the public WHOIS during the Landrush application period. Also, that domains with only one Landrush application will NOT be required to proceed through the Auction process and will be allocated to the Applicant directly. There is therefore no reason for prospective domain registrants to wait for Go-Live before applying for a domain name of interest.

# 5.6 Go-Live: First-Come-First-Served Registration

The .ASIA Registry will set a date after the completion of the Landrush period for Go-Live. At Go-Live, all domain names already applied for through Sunrise and Landrush will be unavailable for registration. While Sunrise Applications may still be undergoing verification at the time of Go-Live and may not be successful eventually, even if the Application does fail the verification process, the Sunrise Application will be automatically considered for Landrush, thereby eliminating its availability for Go-Live.

Upon Go-Live, all registration for all available domains will be allocated in real-time on a First-Come-First-Served basis.

# 6 Submission Processes and Registrar Requirements

All domain registration applications for the .ASIA Registry shall be submitted via EPP compliant interfaces through Accredited .ASIA Registrars. Electronic copies of documentary evidence will be accepted via web-based or other automated interfaces as directed by the Registry.

In the event that the Registry or Verification Agent requests original copies of any documentary evidence, the applicant is expected to choose a posting method that can track delivery as well as bearing the cost of postage. The Registry and the Verification Agent will not accept any packages mailed on a cash-on-delivery basis. The Registry and the Verification Agent are not responsible for any documents lost, damaged, or destroyed in the post. If an applicant requires the return of original documents submitted to the Registry or Verification Agent, it shall bear the cost of the same and must provide its courier account information to the Registry or Verification Agent to facilitate return.

Supplementary information may be requested via email or other communication media as appropriate. Under normal circumstances, the Sponsoring Registrar is responsible for all applications submitted as specified in the Registry-Registrar Agreement. Assistive notifications may be sent to the applicant directly from the Registry or Verification Agent only if specifically indicated and requested by the registrar.

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# 6.1 General Policies for IDN Registrations

This document provides an overview of the framework for IDN registrations. IDN Language Policies for particular IDN Languages are not included in this document, and maintained separately.

## 6.1.1 IDN Launch Cycles

For each IDN Language release, the .ASIA Registry will follow the same basic schedule structure involving the steps below:

- 1. Development of relevant IDN Language Policy (for the IDN Language to be launched)
- 2. Posting of Finalized IDN Language Policy
- 3. Posting of actual dates for the following:
  - a. Pre-Sunrise (for Governmental Reserved Names)
  - b. Start and end of Sunrise
  - c. Start and end of Landrush
  - d. Start of Go-Live
- 4. Execution of Sunrise and Landrush
  - a. Pre-Sunrise (outreach to governments and ccTLDs in the DotAsia Community)
  - b. Sunrise
  - c. Landrush
  - d. Sunrise & Landrush Auctions
- 5. Go-Live: First-Come-First-Served registrations begin for the IDN Language

The .ASIA Registry intends to batch together as many IDN Languages as possible in each Launch cycle for better efficiency. As much as possible, DotAsia will try to launch IDN Languages sharing the same (or parts of the same) script together to avoid disadvantaging a language community for which the IDN Language utilizing the same (or parts of the same) script against another. For example, Japanese and Chinese share an overlapping set of Han Characters, therefore, the Registry will launch both Japanese and Chinese IDN registrations at the same time. Nevertheless, in the actual implementation, the availability and readiness of IDN Language Policies may dictate otherwise.

#### 6.1.2 IDN Language Policies

Each IDN Language Policy document will contain one or more IDN Language Policies. As much as possible, IDN Languages sharing the same (or parts of the same) script will be collected together into one document. Each IDN Language nevertheless, will still have its own IDN Language policy. Each IDN Language Policy will at least contain the following elements:

- 1. **IDN Language Tag:** An appropriate IDN Language Tag will be chosen for each IDN Language Policy. The IDN Language Tag will conform to RFC5646.
- 2. **IDN Language Table:** An IDN Language Table contains, at a minimum, the list of acceptable characters (an IDN Character Inclusion Table forming the IDN Script) acceptable for registration based on the particular IDN Language Policy. Further explanations are included in Section 6.1.4 below.

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- **3. Minimum and Maximum Length accepted:** Minimum/Maximum Length defined either based on the A-Label (Punycode including the IDNA prefix) length or the U-Label (Native Characters) length should be specified. Note that the maximum length is further bound by a cap based on the maximum A-Label length of 63 octets.
- 4. Additional Contextual Rules: Where required, additional contextual rules may be specified. For example, the prohibition of certain characters to be the first (or the last) character in a Domain Name Applied For; or the prohibition of certain sequence of characters within a Domain Name Applied For; required to contain at least one character within a subset of characters in the IDN Language Table; etc.

## 6.1.3 IDN Language Tags

Every IDN registered in the .ASIA Registry must be associated with an appropriate IDN Language Tag. IDN Language Tags for the .ASIA Registry will be developed based on RFC5646 and specified in the corresponding IDN Language Policy.

Every IDN registration must be accompanied with the submission of a corresponding IDN Language Tag. The Domain Name Applied For must conform to the IDN Language Policy identified by the IDN Language Tag. Non-conformant Applications will be rejected.

## 6.1.4 IDN Language Tables

Every IDN Language Policy must contain at least one IDN Language Table specifying the set of characters accepted (i.e. IDN Character Inclusion Table) for registration based on the particular IDN Language Policy. Optionally, an IDN Language Table may contain additional specifications, such as Character Variants for each acceptable character (i.e. IDN Character Variant Table). The IDN Language Tables may be presented separately or in a combined form.

The elements of an IDN Language Policy include the following:

- 1. Unicode Codepoint: Expressed in its Unicode codepoint form: U+XXXX (e.g. U+4E50)
- 2. Character in Native Form: Expressed in its native form (e.g. 乐)
- 3. **Description of Character:** Expressed in the Unicode description (e.g. CJK Ideograph: 乐)
- 4. **Preferred Variant(s):** Expressed in their codepoint and native forms (e.g. U+6A02 樂)
- 5. Other Variant(s): Expressed in their codepoint and native forms (e.g. U+697D 楽)
- 6. Contextual Rules: Expressed in text (e.g. Cannot be used as first character in a U-Label)

#### 6.1.5 IDN Variants and IDN Package

Not all IDN Language Policies specifies for the requirement of IDN Variants.

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IDN Variants are domains generated based on a Primary IDN according to the corresponding IDN Language Policy identified by the IDN Language Tag (submitted with the Primary IDN). In the context of this document, the Primary IDN is the Domain Name Applied For.

Identified IDN Variants are not available for registration. The availability of a Domain Name Applied For is determined by checking that the Primary IDN and ALL its IDN Variants do not conflict with any existing Primary IDN or IDN Variants.

The .ASIA Registry will define IDN Language Policies based on two main methods of generating IDN Variants (if IDN Variants are required):

- **Permutation of Characters Variants:** Taking each character in the Primary IDN and compiling the permutations based on the Character Variants (including Preferred Variants and Other Variants) for each character.
- **Context Based Algorithm:** Utilizing a particular context based algorithm to compile IDN Variants based on a given Primary IDN and the Character Inclusion Table.

Regardless of the method of generation, the .ASIA Registry will support two types of IDN Variants:

- Preferred IDN Variant(s): Preferred IDN Variants are: IDN Variants compiled based on the permutation of all the characters in a Primary IDN with the corresponding Preferred Variant; or, identified as a Preferred IDN Variant based on the Context Based Algorithm. Preferred IDN Variants are automatically bundled into the IDN Package with the Primary IDN. Preferred IDN Variants will be delegated to the same set of nameservers as provided for the Primary IDN.
- Other IDN Variant(s): Other IDN Variants are IDN Variants that are not a Preferred IDN Variant. Depending on the IDN Language Policy, Other IDN Variants may or may not be activated by the Registered Domain Holder of the Primary IDN. If allowed and activated, the Other IDN Variants will be delegated to the same set of nameservers as provided for the Primary IDN.

An IDN Package is the collective of the Primary IDN along with all Preferred IDN Variants and activated Other IDN Variants. An IDN Package is renewed (and would expire) as a whole based on the registration term of the Primary IDN.

# 6.2 Submission of Applications

All domain registration applications must be submitted via a .ASIA Accredited Registrar. The Registrar may utilize an EPP interface or the web admin interface (which itself is an EPP client provided by the registry) for submitting applications. Charter Eligibility Declaration (CED) as well as Intellectual Property Right Declaration (IPR)<sup>2</sup> for each individual domain being applied for must be submitted along with the application via EPP utilizing extensions published by the .ASIA Registry. Nomination of an Operations and Notifications Contact (OPN Contact) may also be submitted along with the application via EPP.

<sup>&</sup>lt;sup>2</sup> Note that such "IPR" declarations as specified for SR3 are such described for administrative purposes only and are not intended to imply any conference of Intellectual Property Rights not already established.

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Technical specifications of the EPP extensions will be provided to .ASIA Registrars and published separately.

No new EPP extensions are required for the Sunrise applications (i.e. same extensions used for the <ASCII>.ASIA Sunrise). New extensions for IDN provisioning will be introduced.

#### 6.2.1 Submission of an IDN as the Domain Name Applied For

All IDN registrations must be accompanied with an appropriate IDN Language Tag for the Domain Name Applied For. The IDN Language Tag will be used to check for the conformance of the Domain Name Applied For based on the corresponding IDN Language Policy, and to generate IDN Variants where appropriate. A Domain Name Applied For that does not reconcile with the corresponding IDN Language Policy will be considered a Non-conformant submission. For example, a Domain Name Applied For containing characters beyond the character repertoire of the Character Inclusion Table of the corresponding IDN Language Policy identified by the submitted IDN Language Tag will be considered non-conformant.

Non-conformant submissions will be rejected by the .ASIA Registry system. Such Applications rejected by the .ASIA Registry system will not be considered a Submitted Application, and will not be entered into the Sunrise and/or Landrush process. An Applicant must resubmit the Application with a conformant Application.

The Doman Name Applied For must be submitted in A-Label format.

#### 6.2.2 Submission of Bibliographical Data for Registered Marks and Entities

Bibliographical data that can allow the Registry or Verification Agent to verify an applicant's application to a domain must be provided for all Sunrise applications. Applicants are reminded that all bibliographical data as set out in sections 2, 3 and 4 above must be provided as completely and as accurately as possible. All such data will be associated directly with the EPP Domain object.

The following bibliographical data fields are required for all SR2 applications:

- 1. Registered Mark <ipr:name>
- 2. Registration Number <ipr:number>
- 3. Registration Locality <ipr:locality>
- 4. Application Date <ipr:applied>
- 5. Registration Date <ipr:registered>
- 6. Nature of Entitlement <ipr:entitlement>
- 7. Sunrise phase <ipr:phase>

Registered Class <ipr-class> is required for all applications where the Domain Name Applied For incorporates a descriptor based on the Nice class or words from the goods and services description.

The following bibliographical data fields are required for all SR3 applications:

- 1. Registered Entity Name <ipr:name>
- 2. Registration Number <ipr:number>

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- 3. Registration Locality <ipr:locality>
- 4. Application Date <ipr:applied>
- 5. Registration Date <ipr:registered>
- 6. Form of Entity <ipr:form>
- 7. Sunrise phase <ipr:phase>

Further details can be found in Annex C: Data Requirements for Sunrise Applications.

Updates to the bibliographical data will not be permitted except via the amendment and reconsideration processes as described in sections 5.1.3 and 5.1.4. Submitted bibliographical data for allocated domains will be publicly searchable via WHOIS upon the allocation of the Domain Name Applied For to the Applicant.

Applicants who opted for the Optional Pre-Verification process as explained in Section 5.3 above must submit the code obtained from the Pre-Verification Service Provider (PVSP) by populating the <ipr:preVerified> field.

## 6.2.3 Charter Eligibility Declaration Contact

Charter Eligibility Declaration (CED) is associated with an EPP Contact object. The CED Contact must then be designated and associated with the EPP Domain object upon the submission of the application (i.e. domain create) utilizing an EPP extension defined by the .ASIA Registry.

Updates to the CED will be provisioned via EPP extensions to the Contact object, whereas the reassignment of a CED Contact to a domain is provisioned via EPP extensions to the Domain object. Updates to the CED Contact will not be permitted during Sunrise.

Further details regarding the CED Contact is included in the .ASIA Charter Eligibility Requirement Policy document. To be eligible for a .ASIA domain, at least one of the Domain Contacts associated with the Domain Name must be a legal entity in the DotAsia Community.

## 6.2.4 Operations and Notifications (OPN) Contact

An Operations and Notifications Contact (OPN Contact) may optionally be submitted to designate the point of contact to whom documentary evidence requests, auction invitations, and reminders are to be sent.

If no OPN Contact is submitted:

- For Sunrise Applications: the Sponsoring Registrar will be designated by default
- For Landrush Applications: the Registrant will be designated by default

Notifications and communications regarding documentary evidence, as well as Auction notices for an Application will be sent to both the OPN Contact and the Sponsoring Registrar.

The OPN Contact is an additional contact for a domain and created as a normal Contact Object. The OPN Contact can then be associated with a domain utilizing EPP extensions defined by the .ASIA Registry. The OPN Contact must be submitted upon the submission of the application (i.e. domain create). Updates and reassignment of an OPN Contact to a domain is provisioned via EPP extensions. Updates to the OPN Contact will not be permitted during Sunrise.

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The Registry does not guarantee that any changes to OPN Contact will be effected in the notification system immediately. The sponsoring registrar is responsible to inform those applicants who updated their OPN Contact that they must continue to accept and expect notifications being sent to their previous OPN Contact for a reasonable period of time after the submission of the changes.

#### 6.2.5 Reviewing Submitted Information by Applicants

WHOIS service for Sunrise domains will not be available during Sunrise application periods. Regular WHOIS service for existing domains will continue. Applicants may review submitted information for a particular application via a web-based, WHOIS-like, interface provided by the Registry. To utilise this service, the interface will require the Domain Name Applied For and the Domain ID in order to correctly access that specific application. In addition to those information returned through a WHOIS inquiry, applicants will also be able to review information relating to the IPR, CED and OPN subject to any privacy considerations.

.ASIA Registrars must not provide WHOIS service for .ASIA Sunrise applications during Sunrise, but should continue to provide WHOIS service for existing .ASIA domain registrations.

#### 6.2.6 Submission of Documentary Evidences

If required or requested, documentary evidences in Acceptable Electronic Format must be uploaded via a web-based or an automated interface. Login information will be provided to the Sponsoring Registrar as well as the OPN contact (if applicable). Corresponding Sponsoring Registrar and OPN contacts will be able to review submitted documents via a web-based interface with the login provided. Notifications to OPN contacts will be sent via email.

# 6.3 Registrar Responsibilities

General provisions for the conduct and responsibilities of Sponsoring Registrars are included in the .ASIA Registry-Registrar Agreement (RRA) and the .ASIA Registry Policy. Both the Registrar and the Applicant (as described for the Registered Name Holder) will be bound by those relevant provisions in the RRA until such time an applicant's application for a domain name is declined. For example, the warranties given by the Applicant that the submitted data is true and reflect the true understanding of the Applicant, that it agrees to submit to dispute resolution processes, etc.; and for Registrars, the communication with the Applicant, customer support and indemnity requirements

## 6.3.1 Pre-Registration and Application Submission to the .ASIA Registry

.ASIA Registrars and their agents may offer pre-registrations of .ASIA domain names. Preregistration and other announcements to prospective registrants regarding Sunrise application must clearly indicate the nature of the pre-registration as well as provide information with regards to the policies set out in this document. Provisions in the Registry-Registrar Agreement (RRA) governing Registrars' and Registrants' obligations and liabilities such as Registrar's

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communication requirements with Registered Domain Holders, customer support and indemnity are applicable to a Registrar's pre-registration customers.

A registrant agreement conformant with the RRA should be presented to pre-registration applicants. An Applicant must agree to be bound by it before submitting an application to the .ASIA Registry. In particular, an applicant must agree to comply with the Charter Eligibility Declaration Contact requirement and the submission to dispute resolutions and other rights of the Registry.

## 6.3.2 Acting as the OPN Contact and Bidding On Behalf of Registrants

.ASIA Registrars may act as the OPN Contact for an applicant. For the purposes of providing documentary evidence during the Sunrise process, Registrars may delegate this task to a special department or a third party contact.

The OPN Contact is an assistive mechanism for giving various notifications to applicants. The Sponsoring Registrar is ultimately responsible for communicating with and providing customer support to applicants as specified in the RRA.

.ASIA Registrars may also act or bid on behalf of applicants during the auction process set out in section 5.2 above.

#### 6.3.3 Provision of WHOIS Services during Sunrise and Landrush

.ASIA Registrars must not provide regular WHOIS services (through web, port 43 and other means) relating to .ASIA applications during the Sunrise and Landrush periods except for the purposes and within the framework set out in section 6.1.4 above. In such cases, Registrars must control access to WHOIS information through a password system or through other adequate security system, and access must be limited to an applicant's own applications. This measure is required in order to prevent abusive registration applications during the Sunrise and Landrush period based on WHOIS harvesting.

WHOIS service for existing .ASIA registrations should continue to function.

## 7 Miscellaneous Provisions

## 7.1 Modifications, Guidelines and Enforceability

The .ASIA Registry may issue interpretive guidelines on its website regarding the terms of these IDN Sunrise policies. The .ASIA Registry may modify these IDN Sunrise policies from time to time, and modifications will take effect at the time they are announced on the Registry's website and without prior notice to registrars or registrants.

If any part of these IDN Sunrise (and Landrush) policies is declared invalid or unenforceable for any reason, the remainder of these IDN Sunrise (and Landrush) policies shall remain valid and enforceable as if the invalid or unenforceable part were not included herein.

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There shall be substituted for any invalid or unenforceable provision a suitable provision that, as far as is legally possible, comes nearest to the sense and purpose of these IDN Sunrise (and Landrush) policies, taking into account all other applicable rules and policies.

### 7.2 Limitation of Liability and Decisions by Registry

To the extent allowed under mandatory law, the .ASIA Registry shall only be liable where the Registry's wilful misconduct is proven. In no event shall the .ASIA Registry be held liable for any indirect, consequential or incidental damages or loss of profits, whether contractual, tortious (including negligence) or otherwise arising, resulting from or related to registration or use of a Domain Name or to the use of its software or website, even if it has been advised of the possibility of such loss or damages, including but not limited to decisions taken by the Registry to register or not to register a Domain Name on the basis of the findings of the Verification Agent(s) and/or the Governmental Acknowledgement Reference(s), as well as the consequences of those decisions.

To the extent allowed under mandatory law, the .ASIA Registry's liability for damages shall in any case be limited to the corresponding application fee collected by the .ASIA Registry for the relevant application (that is, the fees collected from the Sponsoring Registrar by the .ASIA Registry for the submission of the corresponding application, not including auction fees). The Applicant agrees that no greater or other damages may be claimed from the Registry (such as, but not limited to, any fees payable or paid by the Applicant or the Complainant in the context of judicial or non-judicial proceedings initiated against a decision by the Registry to register or not to register a Domain Name). The Applicant also agrees to submit to a binding arbitration for disputes arising from the Start-Up process and related allocation of domain names.

The Applicant shall hold the Registry harmless from claims filed or disputes initiated by third parties, and shall indemnify and compensate the Registry for any costs or expenses incurred or damages for which it may be held liable as a result of third parties taking action against it on the grounds that the Application for or the registration or use of the Domain Name by the Applicant infringes the rights of a third party.

For the purposes of this Section, the term "Registry" or ".ASIA Registry" also refers to the members of the DotAsia Organisation, its subcontractors, including the Verification Agent(s), and the Governmental Acknowledgement References, and each of their respective directors, agents and employees.

The obligations of Sponsoring Registrars are laid out in the Registry-Registrar Agreement and shall prevail during and for purposes related to the IDN Sunrise process.

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## 8 GLOSSARY

| .ASIA IDN TLD                             | The term ".ASIA IDN TLD" is used to describe an IDN TLD managed<br>by the .ASIA Registry that represents the term "ASIA" in an IDN<br>language. For example, ".亚洲" or ".아시아" or ".एशि", etc. could<br>become .ASIA IDN TLDs.   |
|---|--|
| .ASIA Registrar /<br>Accredited Registrar | Accredited Registrar means an ICANN Accredited Registrar that is also Accredited for the .ASIA Registry in this document   |
| .ASIA Registry or<br>Registry             | The ".ASIA Registry" or "Registry" is the TLD Registry Sponsored and operated by DotAsia Organisation Ltd. ("DotAsia"). DotAsia is a not-for-profit, limited-by-guarantee corporation incorporated in Hong Kong.   |
| <ascii>.asia</ascii>                      | ASCII (American Standard Code for Information Interchange) is a character-encoding scheme based on the ordering of the English alphabet ( <u>http://www.unicode.org/charts/PDF/U0000.pdf</u> ). In the context of this document, the term " <ascii>.ASIA" denotes a domain name registered under the ".ASIA" TLD that is not an IDN (Internationalized Domain Name).</ascii> |
| <idn>.ASIA</idn>                          | <idn>.ASIA denotes an IDN registered under the ".ASIA" (ASCII) TLD</idn>   |
| A-Label                                   | An "A-Label" refers to an ASCII-Compatible Encoding (ACE) form of<br>an IDN label (a domain "label" refers to a text string between 2 dots in<br>a domain name, i.e. "domain" is a domain label in "www.domain.asia").   |
| ACE                                       | ACE (ASCII-Compatible Encoding) means the standard encoding based on the IDNA standards.   |
| Acceptable Extension                      | An Acceptable Extension is defined in this document as an extension<br>to a Complete Match or an Acceptable Match, which is based on the<br>registered class of the corresponding Registered Mark and included in<br>the Domain Name Applied For.  |
| Acceptable Match                          | An Acceptable Match means the text string of the Domain Name<br>Applied For is identical to the textual or word element of the<br>Registered Mark after applying any of those exceptions described in<br>the document.   |
| Accepted Electronic<br>Format             | Acceptable Electronic Format is a PDF or TIFF format file for which content in the file is legible and the file size for each page is not more than 400KB. Resolution is not generally restricted, however resolution of 150x150 dpi or higher is suggested.   |

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|-------------------------------------|--|---|
| Applicant                           | The Applicant of a domain name is the collective<br>by the associated contacts of a domain registrat<br>specifically, this includes the Registrant Contact<br>in making the declaration that an application me<br>Eligibility Requirement.   | ion application. More and the contact used  |
| Charter Eligibility<br>Requirements | Charter Eligibility Requirements mean the basic<br>qualify as a domain registrant for the .ASIA Reg<br>document, Charter Eligibility Requirement Policy<br>details on the subject.   | istry. A separate   |
| Domain Name Applied<br>For          | The text string of the domain name, not including for registration   | g the TLD, submitted  |
| Demonstrable Usage                  | A trademark that has been used by the Applicar<br>provided that such use, i) was relevant to advert<br>distributing, offering or selling all or some of the<br>which the trademark is registered; 2) has led rele<br>public to associate the textual or word elements<br>the goods or services for which the trademark is<br>or with its consent; 3) took place in at least one<br>territories for which the trademark has been regis<br>real, substantial and in good faith, and not mere<br>a domain name. | tising, promoting,<br>goods or services for<br>evant sectors of the<br>of the trademark with<br>s used by the Applicant<br>of the countries or<br>istered; and 4) was |
| DotAsia Community                   | The DotAsia Community is defined based on the boundaries described by the ICANN Asia / Austr (AP Region): <u>http://www.icann.org/montreal/geo</u>   | ralia / Pacific region  |
| Entity Name                         | The name of a Legal Entity, e.g. a company nan organisation, a partnership or a natural person.  | ne, name of an  |
| Exact Match                         | Exact Match means the Domain Name Applied textual or word element of the Registered Mark   |   |
| GAC                                 | Government Advisory Committee of ICANN (http   | p://gac.icann.org).   |
| GACKREF                             | Governmental Acknowledgement Reference is a<br>the contact point for which the .ASIA Registry w<br>Verification of domain registration applications for<br>compiled in the Pre-Sunrise period.   | ill be coordinating the   |
| ICANN                               | Internet Corporation for Assigned Names and N ( <u>http://www.icann.org</u> ).   | umbers  |

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| IDN                           | Internationalized Domain Names. Domain names that contain characters beyond the LDH repertoire.  |
|-------------------------------|--|
| IDN Language                  | The term IDN-Language will be used to represent the intended<br>'language' of registered IDNs. IDN-Language is distinguished from<br>'language' in that it does not imply that semantic and otherwise rules<br>that the given verbally described language is applied to the<br>discussion. Also, note that one IDN-Language may have multiple<br>IDN-Scripts.  |
| IDN Language Policy           | An IDN Language Policy is a profile maintained at the Registry that<br>includes the IDN LanguageTag, IDN Language Table as well as<br>additional policy elements: maximum and minimum length of domain,<br>character contextual rules, IDN Variant rules, etc., for a particular<br>domain registry.   |
| IDN Language Table            | There are 2 main types of IDN-Language-Tables:   |
|                               | 1. An IDN Language Table for IDN Scripts that do not require IDN Variant considerations is a collection of valid Unicode codepoints (Character Inclusion Table) allowed for registration plus the designated IDN Tag.  |
|                               | 2. An IDN Language Table for scripts that do require IDN Variant considerations or contextual rules consists of the collection of valid Unicode codepoints and for each character, the corresponding IDN Variant Characters (Variant Mapping Table) and other relevant contextual rules.   |
| IDN Language Tag /<br>IDN-Tag | An IDN Language Tag will be a code based on registry policy and<br>submitted by the registrar (on behalf of registrants) to indicate and<br>declare the intended IDN Language of a given registration. IDN<br>Language Tags for the .ASIA Registry will be based on RFC5646:<br>Tags for Identifying Languages ( <u>http://www.ietf.org/rfc/rfc5646.txt</u> ). |
| IDN Package / IDN<br>Bundle   | An IDN Package or an IDN Bundle is a set of IDNs, including the<br>Primary IDN and the IDN Variants that is generated by the Domain<br>Name Applied For (Primary IDN) based on the corresponding IDN<br>Language Policy.   |
| IDN Script                    | Script can generally be described as the collection of characters used<br>by a language or set of languages. In the IDN registration policy<br>context, an IDN Script is distinguished from 'script' and defined as the<br>collection of valid Unicode codepoints allowed for registration,<br>identified by a specific IDN Language.                          |

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|--|--|--|--|
|  |  |  |  |
| IDN Variant                                      | An IDN Variant is a syndicate domain generated from a Primary ID based on the corresponding IDN Language Policy.   |  |  |
|  | Preferred IDN Variants: Preferred IDN Variants<br>syndicated based on the corresponding IDN Lar<br>which the resulting IDN consists of Preferred Ch<br>otherwise designated as a Preferred IDN Varian<br>rules in the IDN Language Policy. | nguage Policy for<br>naracter Variants OR  |  |
|  | Other IDN Variants: Other IDN Variants are IDN generated based on the IDN Language Policy th IDN Variants.   |  |  |
| LDH  | Letter-Digit-Hyphen. A special term to describe Fully Qualified Domain Name utilizing only the A and digits: 0-9, plus the hyphen.   |  |  |
| Official Translated<br>Name                      | An Official Translated Name is a name based or<br>that is translated into a particular language and<br>representation of the Registered Mark in that pa<br>Such usage should be demonstrable through ap<br>documentary evidence.           | used as an official<br>irticular language. |  |
| Primary IDN                                      | In the context of this document, a Primary IDN is Domain Name Applied For.   | s essentially the                          |  |
| Registered .ASIA<br>Domain Name                  | A Registered .ASIA Domain Name is a domain registered in the .ASIA Registry, including <asc <idn="">.ASIA domains.</asc>   |  |  |
| Registered Entity /<br>Registered Entity<br>Name | A Registered Entity corresponds to a legal entity person, that is registered in a national corporation equivalent, in the DotAsia Community  |  |  |
| Registered Mark                                  | A registered and issued trade or service mark or registered mark. State or local trademarks or se considered.  |  |  |
| Sponsoring Registrar                             | The Accredited Registrar for which a domain na   | me is registered with.                     |  |
| TLD  | Top Level Domain   |  |  |
| U-Label  | A "U-Label" refers to a representation of an IDN characters.   | label in Unicode                           |  |

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|  |  |   |  |
| Unicode Unicode is a standard maintained by the Unicode Consortium<br>( <u>http://www.unicode.org</u> ) allowing computers to represent chara<br>used for most of the world's languages and scripts. Unicode is<br>encoding standard used for IDN. |  | represent characters                    |  |
| UDRP   | Uniform Dispute Resolution Policy means the ICANN UDRP as described in <a href="http://www.icann.org/dndr/udrp/policy.htm">http://www.icann.org/dndr/udrp/policy.htm</a>   |   |  |
| Verification Agent   | The .ASIA Registry intends to engage one or me<br>to carry out the Verification of Sunrise applicatio  | •                                       |  |
| WIPO Standard ST.3   | The "Recommended Standard on Two-Letter Co<br>Representation of States, Other Entities and Inte<br>Organizations" maintained by the WIPO (World<br>Organisation and archived at:<br><u>http://www.wipo.int/scit/en/standards/track-chan</u><br>01(changes_2006.12).pdf | ergovernmental<br>Intellectual Property |  |

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#### Annex A: WIPO Standard ST.3

#### http://www.wipo.int/standards/en/pdf/03-03-01.pdf

| ST.3 Co | de Alt Code           | Name                                       |             |           |            |          |
|---------|-----------------------|--|-------------|-----------|------------|----------|
| AF      |                       | Afghanistan                                |             |           |            |          |
| OA      |                       | African Intellectual Property Organization | on (Oapi)   |           |            |          |
| AP      |                       | African Regional Intellectual Property C   | Organizatio | on (Aripo | )          |          |
| AL      |                       | Albania                                    |             |           |            |          |
| DZ      |                       | Algeria                                    |             |           |            |          |
| AD      |                       | Andorra                                    |             |           |            |          |
| AO      |                       | Angola                                     |             |           |            |          |
| AI      |                       | Anguilla                                   |             |           |            |          |
| AG      |                       | Antigua And Barbuda                        |             |           |            |          |
| AR      |                       | Argentina                                  |             |           |            |          |
| AM      |                       | Armenia                                    |             |           |            |          |
| AW      |                       | Aruba                                      |             |           |            |          |
| AU      |                       | Australia                                  |             |           |            |          |
| AT      |                       | Austria                                    |             |           |            |          |
| AZ      |                       | Azerbaijan                                 |             |           |            |          |
| BS      |                       | Bahamas                                    |             |           |            |          |
| BH      |                       | Bahrain                                    |             |           |            |          |
| BD      |                       | Bangladesh                                 |             |           |            |          |
| BB      |                       | Barbados                                   |             |           |            |          |
| BY      |                       | Belarus                                    |             |           |            |          |
| BE      |                       | Belgium                                    |             |           |            |          |
| ΒZ      |                       | Belize                                     |             |           |            |          |
| BX      |                       | Benelux Trademark Office (Bbm) And I       | Benelux D   | esigns (  | Office (Bl | odm)     |
| BJ      |                       | Benin                                      |             |           |            |          |
| BM      |                       | Bermuda                                    |             |           |            |          |
| BT      |                       | Bhutan                                     |             |           |            |          |
| во      |                       | Bolivia                                    |             |           |            |          |
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| ST.3 Code A | Alt Code | Name   |
|-------------|----------|--|
| BA          |          | Bosnia And Herzegovina                                     |
| BW          |          | Botswana   |
| BV          |          | Bouvet Island  |
| BR          |          | Brazil   |
| BN          |          | Brunei Darussalam  |
| BG          |          | Bulgaria   |
| BF          |          | Burkina Faso   |
| BI          |          | Burundi  |
| КН          |          | Cambodia   |
| СМ          |          | Cameroon   |
| CA          |          | Canada   |
| CV          |          | Cape Verde   |
| KY          |          | Cayman Islands   |
| CF          |          | Central African Republic                                   |
| TD          |          | Chad   |
| CL          |          | Chile  |
| CN          |          | China  |
| QZ          |          | Community Plant Variety Office (European Community) (Cpvo) |
| СО          |          | Colombia   |
| KM          |          | Comoros  |
| CG          |          | Congo  |
| СК          |          | Cook Islands   |
| CR          |          | Costa Rica   |
| CI          |          | Côte D'Ivoire  |
| HR          |          | Croatia  |
| CU          |          | Cuba   |
| CY          |          | Cyprus   |
| CZ          |          | Czech Republic   |
| KP          |          | Democratic People'S Republic Of Korea                      |

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| ST.3 Code             | Alt Code | Name  |
|-----------------------|----------|---|
| CD                    |          | Democratic Republic Of The Congo  |
| DK                    |          | Denmark   |
| DJ                    |          | Djibouti  |
| DM                    |          | Dominica  |
| DO                    |          | Dominican Republic  |
| EC                    |          | Ecuador   |
| EG                    |          | Egypt   |
| SV                    |          | El Salvador   |
| GQ                    |          | Equatorial Guinea   |
| ER                    |          | Eritrea   |
| EE                    |          | Estonia   |
| ET                    |          | Ethiopia  |
| EA                    |          | Eurasian Patent Organization (Eapo)(1)  |
| EP                    |          | European Community Trade Mark Office (See Office For Harmonization In The Internal Market) European Patent Office (Epo) |
| FK                    |          | Falkland Islands (Malvinas)   |
| FO                    |          | Faroe Islands   |
| FJ                    |          | Fiji  |
| FI                    |          | Finland   |
| FR                    |          | France  |
| GA                    |          | Gabon   |
| GM                    |          | Gambia  |
| GE                    |          | Georgia   |
| DE                    |          | Germany   |
| GH                    |          | Ghana   |
| GI                    |          | Gibraltar   |
| GR                    |          | Greece  |
| GL                    |          | Greenland   |
| GD                    |          | Grenada   |
| GT                    |          | Guatemala   |
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| ST.3 Code  | Alt Code | Name   |
|------------|----------|--|
| GG         |          | Guernsey   |
| GN         |          | Guinea   |
| GW         |          | Guinea-Bissau  |
| GY         |          | Gulf Cooperation Council (See Patent Office Of The Cooperation Council For The Arab States Of The Gulf) Guyana |
| HT         |          | Haiti  |
| VA         |          | Holy See   |
| HN         |          | Honduras   |
| HU         |          | Hungary  |
| IS         |          | Iceland  |
| IN         |          | India  |
| ID         |          | Indonesia  |
| IB         | WO       | International Bureau Of The World Intellectual Property Organization (Wipo)                                    |
| IR         |          | Iran, Islamic Republic Of  |
| IQ         |          | Iraq   |
| IE         |          | Ireland  |
| IM         |          | Isle Of Man  |
| IL         |          | Israel   |
| IT         |          | Italy  |
| JM         |          | Jamaica  |
| JP         |          | Japan  |
| JE         |          | Jersey   |
| JO         |          | Jordan   |
| KZ         |          | Kazakhstan   |
| KE         |          | Kenya  |
| KI         |          | Kiribati   |
| KW         |          | Kuwait   |
| KG         |          | Kyrgyzstan   |
| LA         |          | Lao People's Democratic Republic   |
| LV         |          | Latvia   |
|            |          | icies DRAFT (v.0.2)  |
| Status: DF | RAFT     | Version:         0.2         Page:         46 of 53  |



| ST.3 Code | Alt Code | Name                   |
|-----------|----------|------------------------|
| LB        |          | Lebanon                |
| LS        |          | Lesotho                |
| LR        |          | Liberia                |
| LY        |          | Libyan Arab Jamahiriya |
| LI        |          | Liechtenstein          |
| LT        |          | Lithuania              |
| LU        |          | Luxembourg             |
| МО        |          | Масао                  |
| MG        |          | Madagascar             |
| MW        |          | Malawi                 |
| MY        |          | Malaysia               |
| MV        |          | Maldives               |
| ML        |          | Mali                   |
| MT        |          | Malta                  |
| MR        |          | Mauritania             |
| MU        |          | Mauritius              |
| MX        |          | Mexico                 |
| MC        |          | Monaco                 |
| MN        |          | Mongolia               |
| ME        |          | Montenegro             |
| MS        |          | Montserrat             |
| MA        |          | Morocco                |
| MZ        |          | Mozambique             |
| MM        |          | Myanmar                |
| NA        |          | Namibia                |
| NR        |          | Nauru                  |
| NP        |          | Nepal                  |
| NL        |          | Netherlands            |
| AN        |          | Netherlands Antilles   |

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| NZ | New Zealand  |
|----|--|
| NI | Nicaragua  |
| NE | Niger  |
| NG | Nigeria  |
| MP | Northern Mariana Islands   |
| NO | Norway   |
| EM | Office For Harmonization In The Internal Market (Trade Marks And Designs) (Ohim) |
| ОМ | Oman   |
| РК | Pakistan   |
| PW | Palau  |
| PA | Panama   |
| PG | Papua New Guinea   |
| PY | Paraguay   |
| GC | Patent Office Of The Cooperation Council For The Arab States Of The Gulf (Gcc)   |
| PE | Peru   |
| PH | Philippines  |
| PL | Poland   |
| PT | Portugal   |
| QA | Qatar  |
| KR | Republic Of Korea  |
| MD | Republic Of Moldova  |
| RO | Romania  |
| RU | Russian Federation   |
| RW | Rwanda   |
| SH | Saint Helena   |
| KN | Saint Kitts And Nevis  |
| LC | Saint Lucia  |
| VC | Saint Vincent And The Grenadines   |

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| ST.3 Code    | Alt Code            | Name                                       |            |        |           |             |
|--------------|---------------------|--|------------|--------|-----------|-------------|
| WS           |                     | Samoa                                      |            |        |           |             |
| SM           |                     | San Marino                                 |            |        |           |             |
| ST           |                     | Sao Tome And Principe                      |            |        |           |             |
| SA           |                     | Saudi Arabia                               |            |        |           |             |
| SN           |                     | Senegal                                    |            |        |           |             |
| RS           |                     | Serbia                                     |            |        |           |             |
| SC           |                     | Seychelles                                 |            |        |           |             |
| SL           |                     | Sierra Leone                               |            |        |           |             |
| SG           |                     | Singapore                                  |            |        |           |             |
| SK           |                     | Slovakia                                   |            |        |           |             |
| SI           |                     | Slovenia                                   |            |        |           |             |
| SB           |                     | Solomon Islands                            |            |        |           |             |
| SO           |                     | Somalia                                    |            |        |           |             |
| ZA           |                     | South Africa                               |            |        |           |             |
| GS           |                     | South Georgia And The South Sandwid        | ch Islands |        |           |             |
| ES           |                     | Spain                                      |            |        |           |             |
| LK           |                     | Sri Lanka                                  |            |        |           |             |
| SD           |                     | Sudan                                      |            |        |           |             |
| SR           |                     | Suriname                                   |            |        |           |             |
| SZ           |                     | Swaziland                                  |            |        |           |             |
| SE           |                     | Sweden                                     |            |        |           |             |
| СН           |                     | Switzerland                                |            |        |           |             |
| SY           |                     | Syrian Arab Republic                       |            |        |           |             |
| TW           |                     | Taiwan, Province Of China                  |            |        |           |             |
| TJ           |                     | Tajikistan                                 |            |        |           |             |
| TH           |                     | Thailand                                   |            |        |           |             |
| МК           |                     | The Former Yugoslav Republic Of Mac        | edonia     |        |           |             |
| НК           |                     | The Hong Kong Special Administrative China | Region Of  | The Po | eople's R | Republic Of |
| TL           |                     | Timor–Leste                                |            |        |           |             |
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| ST.3 Code | Alt Code | Name  |
|-----------|----------|---|
| TG        |          | Тодо  |
| ТО        |          | Tonga   |
| TT        |          | Trinidad And Tobago   |
| TN        |          | Tunisia   |
| TR        |          | Turkey  |
| ТМ        |          | Turkmenistan  |
| TC        |          | Turks And Caicos Islands  |
| TV        |          | Tuvalu  |
| UG        |          | Uganda  |
| UA        |          | Ukraine   |
| AE        |          | United Arab Emirates  |
| GB        | UK       | United Kingdom  |
| TZ        |          | United Republic Of Tanzania   |
| US        |          | United States Of America  |
| UY        |          | Uruguay   |
| UZ        |          | Uzbekistan  |
| VU        |          | Vanuatu   |
| VE        |          | Vatican City State (See Holy See) Venezuela                               |
| VN        |          | Viet Nam  |
| VG        |          | Virgin Islands, British   |
| EH        |          | Western Sahara  |
| WO        | IB       | World Intellectual Property Organization (Wipo) (International Bureau Of) |
| YE        |          | Yemen   |
| ZM        |          | Zambia  |
| ZW        |          | Zimbabwe  |
|           |          |   |

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# Annex B: DotAsia Community

| Economy / Country*      | TLD | DotAsia SubRegion          | UN**               | Middle East*** |
|-------------------------|-----|----------------------------|--------------------|----------------|
| China                   | CN  | North East Asia            | Eastern Asia       |                |
| Hong Kong               | HK  | North East Asia            | Eastern Asia       |                |
| Japan                   | JP  | North East Asia            | Eastern Asia       |                |
| Macau                   | МО  | North East Asia            | Eastern Asia       |                |
| Mongolia                | MN  | North East Asia            | Eastern Asia       |                |
| North Korea             | KP  | North East Asia            | Eastern Asia       |                |
| South Korea             | KR  | North East Asia            | Eastern Asia       |                |
| Taiwan                  | TW  | North East Asia            | N/A                |                |
| Afghanistan             | AF  | Middle East & Western Asia | South-central Asia | Middle East    |
| Armenia                 | AM  | Middle East & Western Asia | Western Asia       |                |
| Azerbaijan              | AZ  | Middle East & Western Asia | Western Asia       |                |
| Bahrain                 | BH  | Middle East & Western Asia | Western Asia       | Middle East    |
| Cyprus                  | CY  | Middle East & Western Asia | Western Asia       | Middle East    |
| Georgia                 | GE  | Middle East & Western Asia | Western Asia       |                |
| Iran                    | IR  | Middle East & Western Asia | South-central Asia | Middle East    |
| Iraq                    | IQ  | Middle East & Western Asia | Western Asia       | Middle East    |
| Israel                  | IL  | Middle East & Western Asia | Western Asia       | Middle East    |
| Jordan                  | JO  | Middle East & Western Asia | Western Asia       | Middle East    |
| Kuwait                  | KW  | Middle East & Western Asia | Western Asia       | Middle East    |
| Lebanon                 | LB  | Middle East & Western Asia | Western Asia       | Middle East    |
| Oman                    | OM  | Middle East & Western Asia | Western Asia       | Middle East    |
| Palestinian Territories | PS  | Middle East & Western Asia | Western Asia       | Middle East    |
| Qatar                   | QA  | Middle East & Western Asia | Western Asia       | Middle East    |
| Saudi Arabia            | SA  | Middle East & Western Asia | Western Asia       | Middle East    |
| Syria                   | SY  | Middle East & Western Asia | Western Asia       | Middle East    |
|                         | TR  | Middle East & Western Asia | Western Asia       | Middle East    |
| Turkey<br>U.A.E.        | AE  | Middle East & Western Asia | Western Asia       | Middle East    |
|                         | YE  |                            |                    |                |
| Yemen                   |     | Middle East & Western Asia | Western Asia       | Middle East    |
| Bangladesh              | BD  | Central & South East Asia  | South-Central Asia |                |
| Bhutan                  | BT  | Central & South East Asia  | South-Central Asia |                |
| Brunei                  | BN  | Central & South East Asia  | South-Eastern Asia |                |
| Burma (Myanmar)         | MM  | Central & South East Asia  | South-Eastern Asia |                |
| Cambodia                | KH  | Central & South East Asia  | South-Eastern Asia |                |
| India                   | IN  | Central & South East Asia  | South-Central Asia |                |
| Indonesia               | ID  | Central & South East Asia  | South-Eastern Asia |                |
| Kazakhstan              | KZ  | Central & South East Asia  | South-Central Asia |                |
| Kyrgyzstan              | KG  | Central & South East Asia  | South-Central Asia |                |
| Laos                    | LA  | Central & South East Asia  | South-Eastern Asia |                |
| Malaysia                | MY  | Central & South East Asia  | South-Eastern Asia |                |
| Maldives                | MV  | Central & South East Asia  | South-Central Asia |                |
| Nepal                   | NP  | Central & South East Asia  | South-Central Asia |                |
| Pakistan                | PK  | Central & South East Asia  | South-Central Asia |                |
| Philippines             | PH  | Central & South East Asia  | South-Eastern Asia |                |
| Singapore               | SG  | Central & South East Asia  | South-Eastern Asia |                |
| Sri Lanka               | LK  | Central & South East Asia  | South-Central Asia |                |
| Tajikistan              | TJ  | Central & South East Asia  | South-Central Asia |                |

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| Economy / Country*                   | TLD | DotAsia SubRegion         | UN**               | Middle East*** |
|--------------------------------------|-----|---------------------------|--------------------|----------------|
| Thailand                             | TH  | Central & South East Asia | South-Eastern Asia |                |
| Timor-Leste                          | TL  | Central & South East Asia | South-Eastern Asia |                |
| Turkmenistan                         | ТМ  | Central & South East Asia | South-Central Asia |                |
| Uzbekistan                           | UZ  | Central & South East Asia | South-Central Asia |                |
| Vietnam                              | VN  | Central & South East Asia | South-Eastern Asia |                |
| Antarctica                           | AQ  | Australasia & Pacific     | N/A                |                |
| Australia                            | AU  | Australasia & Pacific     | Oceania            |                |
| Christmas Island                     | CX  | Australasia & Pacific     | N/A                |                |
| Cocos (Keeling) Islands              | CC  | Australasia & Pacific     | N/A                |                |
| Cook Islands                         | СК  | Australasia & Pacific     | Oceania            |                |
| Fiji                                 | FJ  | Australasia & Pacific     | Oceania            |                |
| Heard Island and<br>McDonald Islands | НМ  | Australasia & Pacific     | N/A                |                |
| Kiribati                             | KI  | Australasia & Pacific     | Oceania            |                |
| Marshall Islands                     | MH  | Australasia & Pacific     | Oceania            |                |
| Micronesia, Federated States of      | FM  | Australasia & Pacific     | Oceania            |                |
| Nauru                                | NR  | Australasia & Pacific     | Oceania            |                |
| New Zealand                          | NZ  | Australasia & Pacific     | Oceania            |                |
| Niue                                 | NU  | Australasia & Pacific     | Oceania            |                |
| Norfolk Island                       | NF  | Australasia & Pacific     | Oceania            |                |
| Palau                                | PW  | Australasia & Pacific     | Oceania            |                |
| Papua New Guinea                     | PG  | Australasia & Pacific     | Oceania            |                |
| Samoa                                | WS  | Australasia & Pacific     | Oceania            |                |
| Solomon Islands                      | SB  | Australasia & Pacific     | Oceania            |                |
| Tokelau                              | ТК  | Australasia & Pacific     | Oceania            |                |
| Tonga                                | то  | Australasia & Pacific     | Oceania            |                |
| Tuvalu                               | ΤV  | Australasia & Pacific     | Oceania            |                |
| Vanuatu                              | VU  | Australasia & Pacific     | Oceania            |                |

DotAsia "Sub-Regions" are defined as the following 4 Areas:

- 1. North and Northeast Asia (North & East Asia)
- 2. Middle East, Asia Minor and Eurasia (Middle East & Western Asia)
- 3. South and Southeast Asia (Central & South East Asia)
- 4. Australia and Pacific (Australia & Pacific Asia)

The included economies and countries along with the corresponding categorization for the table below are based on the following 3 sources:

\*Economies in ICANN AP Region (http://www.icann.org/montreal/geo-regions-topic.htm)

\*\*Based on: http://unstats.un.org/unsd/methods/m49/m49regin.htm

\*\*\*Middle East based on: http://www.un.org/Depts/Cartographic/english/htmain.htm

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|   |     |     | SR3                  |                               |                        |
|---|-----|-----|----------------------|-------------------------------|------------------------|
|   | SR1 | SR2 | Registered<br>Entity | Registered<br>.ASIA<br>Domain | Extended<br>Protection |
| IPR Information                               |     |     |                      |                               |                        |
| <ipr:name><sup>3</sup></ipr:name>             | R   | R   | R                    | R                             | R                      |
| <ipr:number>4</ipr:number>                    | Х   | R   | R                    | R                             | R                      |
| <ipr:cclocality><sup>5</sup></ipr:cclocality> | R   | R   | R                    | R                             | R                      |
| <ipr:appdate></ipr:appdate>                   | Х   | R   | R                    | R                             | R                      |
| <ipr:regdate></ipr:regdate>                   | Х   | R   | R                    | R                             | R                      |
| <ipr:class></ipr:class>                       | Х   | 0   | Х                    | Х                             | $\mathbf{R}^{6}$       |
| <ipr:entitlement></ipr:entitlement>           | Х   | R   | 0                    | Х                             | R                      |
| <ipr:form></ipr:form>                         | Х   | Х   | R                    | R                             | R                      |
| <ipr:preverified>7</ipr:preverified>          | 0   | 0   | 0                    | Х                             | 0                      |
| <ipr:type><sup>8</sup></ipr:type>             | R   | R   | R                    | R                             | R                      |
| OPN Contact <sup>9</sup>                      |     |     |                      |                               |                        |
| <asia:contact type="opn"></asia:contact>      | R   | R   | R                    | R                             | R                      |

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<sup>&</sup>lt;sup>3</sup> <ipr:name> is used for name of relevant Government body / representative in SR1, Registered Mark in SR2 and company name / Registerd .Asia Name / Registered Mark in SR3 respectively. In SR3, the URL for business registration documents (or equivalent) may be incorporated into this field as well. E.g.: <ipr:name>Company Name [http://domain.tld/url/cert.pdf]</ipr:name>

<sup>&</sup>lt;sup>4</sup> <ipr:number> is the registered mark number for SR2; and is the company registration number OR the Domain ID OR the registered mark number for SR3.

<sup>&</sup>lt;sup>5</sup> <ipr:ccLocality> is used for the corresponding ccTLD of the government (SR1), the trademark office described by WIPO ST.3 (SR2): <u>http://www.wipo.int/export/sites/www/scit/en/standards/pdf/03-03-01.pdf</u> and the economy of the company registration based on ISO3166 (SR3).

<sup>&</sup>lt;sup>6</sup> <ipr:class> is required for SR3: Extended Protection, and should contain the Class number based on the Nice Classification system: <u>http://www.wipo.int/classifications/nivilo/nice/</u>

<sup>&</sup>lt;sup>7</sup> <ipr:preVerified> is a code provided by DotAsia or its partners for pre-verified applications

<sup>&</sup>lt;sup>8</sup> <ipr:type> data should contain the phase of Sunrise: SR1 / SR2 / SR3

<sup>&</sup>lt;sup>9</sup> OPN Contacts are generally optional, however during Sunrise, an OPN Contact MUST be submitted along with the Application even if the Registrar simply puts itself as the OPN Contact. OPN Contact can be created as a normal Contact Object.