

## 1. OBJECTIVES:

### 1.1 The objectives of this Privacy Policy are:

- (1) To disclose to the Registrant, and in doing so obtain the Registrant's consent, to the fact that the Personal Information (defined below) provided by the Registrant may be dealt with in the following manner by Atgron:
  - (a) Personal Information shall be collected by the .WED Registry Services provider in the form of a Registrant database, which is used, maintained and corrected from time to time in accordance with this or other policies or practices of Atgron and ICANN;
  - (b) Personal Information shall be collected by Atgron's Registry Services provider for the purpose of the storage and maintenance of the Personal Information. Atgron may disclose or transfer the Personal Information to any third party under the circumstances detailed in the "Use and Disclosure" section of this policy;
  - (c) All personal information about the Registrant that is supplied to Atgron may be disclosed to third parties. This information will be provided via a public TCP and Web-based "WHOIS" service, Historical Abstracts or any other Registration Data Directory Services (RDDS) provided by the .WED Registry Services Provider. Disclosure shall be consistent with:
    - (i) Atgron and Registry Services provider Policies.
    - (ii) Applicable Legislation.
    - (iii) ICANN consensus policy.
- (2) To outline Atgron's procedures for the appropriate collection, holding, use, correction, disclosure and transfer of a Registrant's Personal Information by Atgron.

## 2. DEFINITIONS

- 2.1 "**AUP**" or "**Atgron .WED AUP**" means the Acceptable Use Policy available at [www.atgron.com](http://www.atgron.com);
- 2.2 "**Domain**" means a .WED Domain name applied for by a Registrant, whose registration application has been processed and accepted by Atgron;
- 2.3 "**Escrow Agent**" means a third party contracted to perform data escrow services for Atgron and the .WED TLD. The data escrow arrangement with the Escrow Agent may facilitate the transfer of relevant DNS data and Registrant information, including Personal Information to a nominated replacement/backup system, to enhance the safety and integrity of the .WED Top Level Domain ("TLD") database. The Escrow Agent is prohibited from use or disclosure of the .WED TLD Data other than to Atgron Related Parties, nominated backup or failover Registry Services providers or ICANN;

- 2.4 "Personal Information"** means information about an individual person, including a Registrant whose identity can reasonably be ascertained, from the information;
- 2.5 "Policy"** means the contents of the Atgron Privacy and RDDS Policy and any amendments or updates to the policy made by Atgron from time to time and posted on the Atgron's website [www.atgron.com](http://www.atgron.com);
- 2.6 "Registrant"** means the individual who applied for or caused to be applied for a Domain and whose registration application has been processed and accepted by Atgron;
- 2.7 "WHOIS Service"** means the service provided by Atgron to the public, as described in paragraph 3 of this Policy.
- 2.8 "RDDS"** Registration Data Directory Services refers to the collective of WHOIS and Web-based WHOIS services.
- 2.9 "Registry Services Provider"** An entity contracted by Atgron to maintain the Shared Registry System database for the .WED TLD.

### **3. .WED TLD RDDS IMPLICATIONS:**

The .WED Registry Services Provider will maintain a publicly accessible information service known as the .WED TLD "WHOIS" service, which will provide information in relation to a Domain as follows:

Domain Name: EXAMPLE.TLD  
Domain ID: D1234567-TLD  
WHOIS Server: whois.example.tld  
Referral URL: <http://www.example.tld>  
Updated Date: 2009-05-29T20:13:00Z  
Creation Date: 2000-10-08T00:45:00Z  
Registry Expiry Date: 2010-10-08T00:44:59Z  
Sponsoring Registrar: EXAMPLE REGISTRAR LLC  
Sponsoring Registrar IANA ID: 5555555  
Domain Status: clientDeleteProhibited  
Domain Status: clientRenewProhibited  
Domain Status: clientTransferProhibited  
Domain Status: serverUpdateProhibited  
Registrant ID: 5372808-ERL  
Registrant Name: EXAMPLE REGISTRANT  
Registrant Organization: EXAMPLE ORGANIZATION  
Registrant Street: 123 EXAMPLE STREET  
Registrant City: ANYTOWN  
Registrant State/Province: AP  
Registrant Postal Code: A1A1A1  
Registrant Country: EX  
Registrant Phone: +1.5555551212  
Registrant Phone Ext: 1234  
Registrant Fax: +1.5555551213  
Registrant Fax Ext: 4321  
Registrant Email: EMAIL@EXAMPLE.TLD Admin ID: 5372809-ERL

Admin Name: EXAMPLE REGISTRANT ADMINISTRATIVE  
Admin Organization: EXAMPLE REGISTRANT ORGANIZATION  
Admin Street: 123 EXAMPLE STREET  
Admin City: ANYTOWN  
Admin State/Province: AP  
Admin Postal Code: A1A1A1  
Admin Country: EX  
Admin Phone: +1.5555551212  
Admin Phone Ext: 1234  
Admin Fax: +1.5555551213  
Admin Fax Ext:  
Admin Email: EMAIL@EXAMPLE.TLD  
Tech ID: 5372811-ERL  
Tech Name: EXAMPLE REGISTRAR TECHNICAL  
Tech Organization: EXAMPLE REGISTRAR LLC  
Tech Street: 123 EXAMPLE STREET  
Tech City: ANYTOWN  
Tech State/Province: AP  
Tech Postal Code: A1A1A1  
Tech Country: EX  
Tech Phone: +1.1235551234  
Tech Phone Ext: 1234  
Tech Fax: +1.5555551213  
Tech Fax Ext: 93  
Tech Email: EMAIL@EXAMPLE.TLD  
Name Server: NS01.EXAMPLEREGISTRAR.TLD  
Name Server: NS02.EXAMPLEREGISTRAR.TLD  
DNSSEC: signedDelegation  
DNSSEC: unsigned

Additional data objects maybe be collected and displayed as part of the .WED TLD's RDDS services - where required by ICANN or where Atgron deems appropriate.

#### **4. COLLECTION**

**4.1** Atgron collects Personal Information for one or more of its functions or activities:

- (1) To identify and maintain detail of domain licencees and their duly appointed delegates;
- (2) To provide access to that data to the public and persons connected with licencees;
- (3) To provide services to licensees and maintain its database;
- (4) For the provision of the "WHOIS" or other RDDS services;
- (5) For the generation of Historical Abstracts;
- (6) To contact the Registrant, including notifications in accordance with the .WED TLD Policies; and

- (7) To provide law enforcement and Internet security organizations with information required to investigate or prevent a possible crime or threat to the security and stability of the Internet.

**4.2** Atgron's Registry Services providers website may utilize technology that collects user information and tracks usage.

## **5. USE AND DISCLOSURE**

**5.1** Atgron and the .WED Registry Services Provider may use or disclose Personal Information about a Registrant where:

- (1) Atgron reasonably believes that the use or disclosure is necessary:
  - (a) To lessen or prevent a serious and imminent threat to an individual's life, health or safety; or
  - (b) To lessen or prevent a serious threat to public health or public safety; or
  - (c) Because Atgron has reason to suspect that unlawful activity or a violation of the AUP has been, is being or may be engaged in, and uses or discloses the Personal Information as a necessary part of its investigation of the matter or in reporting its concerns to relevant persons (including parties affected by a violation of the AUP) or authorities; or
  - (d) Because the use or disclosure is required or authorized by or under law or ICANN policy; or
  - (e) Because Atgron believes that the use or disclosure is reasonably necessary for one or more of the following, by or on behalf of an enforcement body:
    - (i) The prevention, detection, investigation, prosecution or punishment of criminal offences, breaches of a law imposing a penalty or sanction or breaches of a prescribed law;
    - (ii) The prevention, detection, investigation or remedying of seriously improper conduct or prescribed conduct; or
    - (iii) The preparation for, or conduct of, proceedings before any court or tribunal, or implementation of the orders of a court or tribunal.
  - (f) A third party has lodged a Complaint and providing the Personal Information may contribute to resolution of the complaint.
- (2) A member of the public requests access to WHOIS or other RDDS I information collected by the .WED Registry Services provider on behalf of Atgron.

**5.2** Nothing in this "Use and Disclosure" paragraph requires Atgron to disclose any Personal Information; Atgron is always entitled not to disclose Personal

Information in the absence of specific ICANN policy or a legal obligation to disclose it.

## **6. DATA QUALITY**

- 6.1** Atgron may take reasonable steps to make sure that the Personal Information it collects, uses or discloses is accurate, complete and up-to-date.

This includes email, sms or phone communication between the Registry Services Provider and the registrant that bypasses the Registrar where such communication is required to validate contact information lodged by a Registrar and/or activate a .WED domain.

## **7. DATA SECURITY**

- 7.1** Atgron shall take reasonable steps to protect the Personal Information it holds from misuse and loss and from unauthorized access, modification or disclosure.

## **8. OPENNESS**

- 8.1** This Policy sets out Atgron's policies on its management of Personal Information. Atgron shall make this document available to anyone who asks for it.
- 8.2** On request by any person, Atgron shall take reasonable steps to let the person know, generally, what sort of Personal Information Atgron holds, for what purposes, and how it collects, holds, uses and discloses that information.

## **9. ACCESS AND CORRECTION**

- 9.1** If Atgron holds Personal Information about a Registrant, it shall provide the Registrant with access to the information on request by the Registrant, except to the extent that Atgron believes:
- (1) In the case of Personal Information, providing access may pose a serious and imminent threat to the life or health of any individual; or
  - (2) Providing access may have an unreasonable impact upon the privacy of other individuals; or
  - (3) The request for access is frivolous or vexatious; or
  - (4) The information relates to existing or anticipated legal proceedings and the information would not be accessible by the process of discovery in those proceedings; or
  - (5) Providing access may be unlawful; or
  - (6) Denying access may be required or authorized by or under law, including the order of any Court or tribunal; or
  - (7) Providing access may tend to prejudice an investigation of possible unlawful activity; or
  - (8) Providing access may tend to prejudice:

- (a) The prevention, detection, investigation, prosecution or punishment of criminal offences or other breach of a law imposing a penalty or sanction; or
- (b) The preparation for, or conduct of, proceedings before any court or tribunal, or implementation of its orders; or
- (c) An enforcement body or Internet security organization performing a lawful security function asks Atgron not to provide access to the information.

**9.2** Atgron shall not in any event be under any obligation to disclose DNS zone files, payment logs, email archives or data backups or any other information it maintains to any party in the absence of specific ICANN policy or a legal obligation to disclose it.

**9.3** However, where providing access would reveal evaluative information generated within Atgron in connection with a commercially sensitive decision-making process, Atgron may give the Registrant an explanation for the commercially sensitive decision rather than direct access to the information.

**9.4** If Atgron holds Personal Information about a Registrant and the Registrant is able to establish that the information is not accurate, complete and up-to-date, Atgron shall take reasonable steps to correct the information so that it is accurate, complete and up-to-date, as requested by the Registrant in accordance with Atgron Policies and procedures, except where the data is contained in an historical record or archive.

## **10. REVIEW OF POLICY:**

Atgron reserves the right to review or revise this policy at any time and those people who volunteer their personal details to Atgron directly or through an Accredited Registrar are deemed to acknowledge and be bound by this policy and any changes made to it.