

SUNRISE Priority Registration Policy in the .PYC TLD

This Priority Registration Policy in the IDN gTLD .PYC (xn--p1acf) (referred to hereinafter as the "Policy") sets forth the terms, conditions, procedure and time frame for registration of second-level domain names in the .PYC top-level domain for exclusive rightholders of trademarks and other means of individualization during the Priority registration periods.

Terms and definitions used in this Policy:

Domain is an area of the Internet hierarchical name space that is denoted by a unique domain name, served by a set of Domain Name Servers (DNS) and administered autonomously by a Registrant. Each registered domain name is assigned to a single Registrant.

Top-Level Domain (TLD) is a domain at the highest level in the hierarchical domain name system of the Internet. The top-level domain Registry Operator determines for this first-level domain the terms and conditions regulating the second-level domain name registration and administration.

Domain name is a character identification designated for the network addressing in which the domain name system (DNS) is employed.

Cyrillic domain name in the .PYC TLD (Domain, Domain Name) is a character identification designated for the network addressing in which the domain name system (DNS) with unique Cyrillic name ".PYC" is employed.

Registry is a central top-level domain database that contains information on any registered second-level domain names and their Registrants and other relevant information.

ICANN is the Internet Corporation for Assigned Names and Numbers that holds authority for the allocation of domain names and numbers, exercises general control over the system of domain names and the space of IP addresses, including the development of rules, and ensures the efficient operation of root servers.

ICANN Policies are ICANN's Consensus Policies and/or Temporary Policies applicable to the .PYC TLD and published on the ICANN official website.

Registrant of a second-level domain name is a person in whose name a second-level domain in the .PYC TLD is registered. The Registrant defines the procedure for using the domain name, is responsible for selecting the domain name and for possible violations of any third party's rights in connection with the selection and use of the domain name, and is liable for the costs of such violations.

Administration is definition, by the Registrant, of the procedure for using the domain name, management and technical support of the domain operation.

Registry Operator is an entity which is authorized by ICANN to manage domains in the top-level domain and to develop any relevant registration, delegation and functionality terms and conditions.

.PYC Registry Operator is the Rusnames Ltd, that signed a Registry Agreement with ICANN for the .PYC TLD and ensures Registry operation and access to the Registry for accredited Registrars.

Registrar is an ICANN-accredited legal entity that signed a Registry-Registrar service agreement for ensuring access to the .PYC TLD domain name Registry, and that provides domain name registration services in the .PYC TLD and makes relevant entries to the Registry. The list of ICANN-accredited Registrars that signed with the Registry Operator the service agreement for ensuring access to the .PYC TLD domain name Registry is published on the Registry Operator's website at <http://rusnames.ru>.

Stop List is a list of character identifications that cannot be registered as domain names.

DNS server is a hardware-software complex ensuring translation of domain names into network addresses (IP addresses).

User is a person who orders or uses services related to domain names registration.

Domain name registration is process of adding records about domain name, Registrant and other data into the Registry set out in this Policy;

Domain name renewal is entry of domain name renewal records into the Registry;

Cancellation of domain name registration is deletion of domain name records from the Registry;

Priority registration is domain name registration during the time frame and on the terms and conditions set forth herein.

Trademark Clearinghouse (TMCH) is a global electronic database containing information on trademarks registered under the national or international procedure in different countries and protected by statute or treaty. The procedure for making trademark records into the Trademark Clearinghouse is defined on the official website of the Trademark Clearinghouse: <http://www.trademark-clearinghouse.com>

Claim is a user's confirmation of its intent to register a domain name after receiving a trademark notice saying that applied-for domain name matches at least one trademark record submitted to the Trademark Clearinghouse; such confirmation is expressed through reading such notice and submitting to Registrar a consent for domain name registration on the terms and conditions defined herein.

Claims Period is a time frame during which the user can only register a domain name matching a trademark record submitted to the Trademark Clearinghouse after confirmation of its intent to register such domain name on the terms and conditions defined herein.

Specific Categories of Users are categories of users entitled for Priority registration in the .PYC TLD, in particular:

- Exclusive owners of rights for trade names;
- Exclusive owners for geographical indications of goods origin;

- Founders of the mass media registered under the procedure specified in the laws effective in the Russian Federation;
- Public Authorities, governmental and non-governmental public administration bodies, local self-governance bodies, government institutions and non-profit organizations whose purpose and objectives are in compliance with the mission or values of the TLD.PYC.

1. General Provisions

1.1 Terms and procedure of the provision of services related to the domain names registration are set forth by this Policy; ICANN Policies published on the ICANN website at <http://www.icann.org/>; Registry Agreement published on the ICANN website at <http://www.icann.org/en/about/agreements/registries> . While concluding registration agreements with the end users Registrar cannot include in such registration agreements any provisions contradictory to this Policy, ICANN Policies, Registry Agreement and Registrar Accreditation Agreement.

1.2. Priority registration services for second-level domain names in the .PYC TLD for end users shall be provided by ICANN-accredited Registrars that signed a Registry-Registrar service agreement for ensuring access to the .PYC TLD domain name Registry, and that successfully passed verification procedure in the Trademark Clearinghouse.

1.3. The Registrar will be entitled to engage third parties for interaction with the Registrants, which does not acquit the Registrar from the obligations specified herein. The Registrar shall obligate such third parties to include in their registration agreements with users all provisions required by this Policy, ICANN Policies, Registry Agreement and Registrar Accreditation Agreement. The Registrar is fully responsible for all actions (or omissions) of such third parties and for all consequences of such actions (or omissions).

1.4. Rights and obligations of Registrars are listed in the Registrar Accreditation Agreement published on the ICANN website at <http://www.icann.org/en/resources/registrars/raa/approved-with-specs-27jun13-en.htm>, as well as in the Registry Agreement published on the ICANN website at <http://www.icann.org/en/about/agreements/registries>

1.5. In order to obtain the domain name priority registration service, the User shall sign a registration agreement with a selected Registrar or a third party engaged by the Registrar.

1.6. This Policy, as well as any exhibits hereto, may be modified, amended, updated, approved in a new version or cancelled at any moment at the Registry Operator's sole discretion. Registry Operator is also entitled at any moment to approve and put into effect new exhibit to this Policy. Registry Operator shall notify registrars via email of any modifications, amendments, updates or new versions of this Policy or exhibits hereto and introduction of new exhibits hereto at least fifteen (15) calendar days prior to the effective date of such modifications, amendments, updates or new versions, or prior to effective date of a new exhibit.

1.7. Registrar shall notify its customers via email of any modifications, amendments, updates or new versions of this Policy or exhibits hereto and introduction of new exhibits hereto at least ten (10) calendar days prior to the effective date of such modifications, amendments, updates or new versions, or prior to effective date of a new exhibit.

1.8. This Policy applies to all ICANN-accredited registrars that signed a Registry-Registrar service agreement for ensuring access to the .PVC TLD domain name Registry, as well as to all domain names and all registrants of second-level domain names in the .PVC TLD.

1.9. If any provision of this Policy is found (either fully or partially) illegal, invalid or unenforceable, all other provisions remain in full force and effect.

1.10. The running of the time periods established by this Policy shall be determined in accordance with the civil law of the Russian Federation. Time periods are calculated by Moscow time. Technical information containing submission of applications and modification of the Registry will be provided according to the the universal coordinated time (UCT).

1.11. The following user categories shall be entitled to the domain name priority registration hereunder:

- the 1 Priority Registration period for trademarks (service marks) registered with the TMCH;

- the 2 Priority Registration period registered for trademarks (service marks) protected by statute or treaty in the Russian Federation;

- the 3 Priority Registration period for Exclusive owners of trade names, geographical indications of goods origin; founders of the mass media registered under the procedure specified in the laws effective in the Russian Federation;

- the 4 Priority Registration period for Public Authorities, governmental and non-governmental public administration bodies, local self-governance bodies, government institutions and non-profit organizations whose purpose and objectives are in compliance with the mission or values of the TLD.PVC;

1.12. The Registry will charge a Sunrise domain registration prices for 1st year of registration of domain names during Sunrise ("Sunrise Price").

The Trademark Holder is responsible for protecting any labels in which it has an interest. If a Trademark Holder fails to reserve any domain name during Sunrise, any other party is free to register that domain name during Landrush or General Availability, subject to Registry Policies, the TMCH Claims Service, and applicable laws and regulations.

Multiple Trademark Holders with rights to a trademark term that have applied for the same domain name will settle the contention on first come first served basis.

Because some generic terms may be trademarked, certain names may be Premium Domain names. These names are still available during Sunrise at the Premium name price.

2. Times and Registration Periods of Priority Registration

2.1. Priority registration is held in 4 (Four) Registration Periods:

2.1.1. During the **1 (first) Registration Period**, the right for priority registration is given to owners of trademarks that are effective at the time of application submission and:

- Registered for such goods, products and/or services (classes of Nice Classification) that are not forbidden or restricted for advertising in the Russian Federation; and
- Included in the Trademark Clearinghouse with "Verified" status.

2.1.2. During the **2 (second) Registration Period**, the right for priority registration is given to owners of trademarks that are effective at the time of application submission and:

- Protected by statute or treaty in the Russian Federation (registered under national procedure in the Russian Federation or protected under international procedure in the Russian Federation); and
- Their registration term will not expire for at least one year from the start date of the second stage of Priority registration;
- Registered for such goods, products and/or services (classes of Nice Classification) that are not forbidden or restricted for advertising in the Russian Federation.

2.1.3. During the **3 (third) Registration Period**, the right for priority registration is given to:

- Exclusive owners of trade names;
- Exclusive owners for geographical indications of goods origin;
- Founders of the mass media registered under the procedure specified in the laws effective in the Russian Federation.

2.1.4. During the **4 (fourth) Registration Period**, the right for priority registration is given to:

- Public Authorities, governmental and non-governmental public administration bodies, local self-governance bodies, government institutions and non-profit organizations whose purpose and objectives are in compliance with the mission or values of the TLD.PYC.

Each stage shall last at least 30 successive calendar days.

2.2. Time periods for submitting applications for Priority registration to the Registry will be published on the Registry Operator's website at least 30 calendar days prior to the start date of a respective stage.

3. Requirements to Domain Names

3.1. The domain name in .PYC TLD should meet the following requirements:

- domain name ends with .PYC characters;
- domain name begins and ends with a Cyrillic letter or a number;

- intermediate may be Cyrillic characters, numbers or a hyphen; Cyrillic symbols allow UTF-8 characters from "a" (code 0430) to "я" (code 044F) and an auxiliary character "ё" (code 0451). The full list of UTF-8 symbols may be viewed on:

<http://www.unicode.org/charts/PDF/U0400.pdf>;

- domain name is at least two ASCII characters long when translated into Punycode;
- domain name contains a number of characters, which shall ensure that its representation will not exceed 63 ASCII characters;
- The representation is achieved by transforming the Cyrillic domain name in compliance with the PUNYCODE algorithm (given in technical standards RFC-3490, 3491, 3492).
- domain name reproduces the verbal appellation of the trademark in full or is identical with the verbal appellation of the trademark, after its spaces are deleted or replaced with hyphens. Therefore, the verbal appellation of a trademark should include at least one protected element (the proviso is valid for the Sunrise and priority registration periods for owners of trademarks/service marks).
- domain name reproduces in full or is identical with the name(s) of the mass media or domain name used as the address to a website that is registered as a digital mass media (the proviso is valid for the priority registration period for Specific User categories).

3.1.2. If a verbal appellation of a trademark, name of the mass media or domain name used as the address to a website:

- contains any suffixes indicating a top-level domain (including the "dot" symbol) or transcription and transliteration thereof (including the "dot" symbol), a user shall be entitled to exclude any such suffixes from the domain name, for which an application for registration is filed.
- contains or fully consists of non-Cyrillic characters, the domain name, for which an application for registration is submitted, will include transliteration or transcription of the words chosen by the customer;
- contains any words which consist of characters of different languages, the requested domain name will include transliteration of such characters;
- includes or fully consists of non-Cyrillic characters, the requested domain name will include transliteration or transcription of such characters chosen by the customer;
- contains any words which consist of characters that may not be included in the domain name in accordance with the requirements given in subsection 3 of section 3.1 hereof, but the meaning of the word can be explicitly and clearly understood, such characters may be replaced with letters, and in all other cases such characters will be replaced with a hyphen and/or omitted/removed at the customer's sole discretion.

3.1.3. The Cyrillic domain name must not contain words inconsistent with the public interest, principles of humanity and public morals (in particular, obscenities and appeals of violent nature that offend human dignity or religious feelings etc.).

3.1.4. The User (Registrant) is solely responsible for the selection of the domain name and possible violations of any party's rights in connection with the selection and registration of the domain name, and is liable for the costs of such violations.

3.1.5. Meet the requirements established in Sub-clauses (a) and (b) of Clause 4.5. of the Terms and Conditions; and,

3.1.6. For Public Authorities, governmental and non-governmental public administration bodies, local self-governance bodies, government institutions and non-profit organizations whose purpose and objectives are in compliance with the mission or values of the TLD.PYC domain should correspond to either: (i) a full or abbreviated name (denomination) of the administrative, governmental and non-governmental public bodies and other public authorities; or (ii) geographical names or name of a territory in which a local self-governance body was instituted; (iii) names which describe cultural, religious, art specific aspects etc.

3.2. Domain names prohibited for registration in the .PYC TLD.

3.2.1. The list of domain names prohibited for registration which are included in the stop list, is applied to the .PYC TLD.

3.2.2. The Registry Operator shall maintain the stop list that contains denominations, which are not accepted for registration of domain names because they include names which contradict public interests, the principles of humanity or morality (in particular, words of obscene content, slogans of antihuman character, which insult human dignity or religious sentiments, etc).

3.2.3. Introduction of denominations in the stop list and their exclusion therefrom will be provided at the Registry Operator's sole discretion.

3.2.4. Public access to the information about the presence of a name in the stop list shall be provided by means of the WHOIS service.

The stop list in full may be made available by the Registry Operator upon a grounded request for scientific, research and similar purposes.

3.2.5. The list of domain names prohibited for registration is applied to the .PYC TLD in accordance with ICANN Requirements set out in the Registry Agreement which is published on ICANN's website <http://www.icann.org/en/about/agreements/registries>.

Introduction of denominations in such list and their exclusion therefrom is provided at the ICANN's sole discretion.

3.2.6. The list of domain names prohibited for registration in the .PYC TLD in accordance with ICANN Requirements is published on the Registry Operator's website <http://rusnames.ru>.

4. Terms & Conditions and Procedure of the 1(first) Registration Period

4.1.1 In order to have a domain name priority registration within the Sunrise period, User shall

send its domain name priority registration application to the Registrar, which includes a trademark information listed in the Trademark Clearinghouse and other sufficient details to search for information about such trademark in the Trademark Clearinghouse (the so-called SMD file).

The application form shall be determined by the Registrar.

4.1.2. Upon receiving the User's application, Registrar shall perform the following actions:

4.1.2.1. Verify information about the User as the exclusive owner of the trademark in the Trademark Clearinghouse on the date of submitting an application for domain name priority registration.

4.1.2.2. Verify whether the domain name meets the requirements of section 3.1 hereinabove.

4.1.2.3. Perform a domain name priority registration for User, provided the User is eligible for domain name priority registration and provided all the terms and conditions of its agreement entered into with the Registrar (Registration agreement) are met.

4.1.3. The domain name priority registration request may be cancelled by the User before the Registrar commences the application review process.

4.2. If there are two or more priority registration applications in respect of the same domain name submitted in the Sunrise registration period, the positive decision shall be made with regard to the User who was the first to comply with the terms and conditions of the priority registration, and met the terms and conditions of its registration agreement entered into with the Registrar.

5. Terms & Conditions and Procedure of the 2 (second) Registration Period for Trademark/Service Mark Owners

5.1. Domain name priority registration in .PYC TLD within the Limited Registration Period for Trademark/Service Mark Owners shall be performed in respect of any domain name which corresponds to the verbal appellation of any trademark registered under national procedure in the Russian Federation or protected under international procedure on the RF territory.

5.2. An exclusive trademark rightholder shall only be eligible for a priority registration of a domain name which corresponds to the verbal appellation of any trademark registered under national procedure in RF or protected under international procedure on RF territory within the Limited Registration Period for Trademark/Service Mark Owners.

5.2.1. In case the trademark certificate bears a record on exclusive trademark right alienation in respect of all goods and services, then the party which the exclusive rights have been alienated to (right acquirer), may only be registered as the Registrant.

5.2.2. In case any party has been granted the right to trademark use under a licensing agreement, then only a party which has the exclusive trademark rights may be registered as the domain registrant.

5.2.3. In case the exclusive trademark rights have been alienated in relation to the goods and services, the rightholder who was the first to submit application for the domain name

registration may be registered as the domain registrant.

5.2.4. A domain name shall reproduce in full the verbal appellation of the trademark or match the verbal appellation of the trademark, after its spaces are deleted or replaced with hyphens.

Therefore, the verbal appellation of a trademark shall include at least one protected element.

5.2.5. Domain names corresponding to the trademarks consisting of unprotected verbal elements only are not subject to priority registration within the Limited Registration Period for Trademark/Service Mark Owners.

5.2.6. If the verbal part of the trademark includes in full letters of any other alphabet than Russian Cyrillic, then the domain name shall match the Russian Cyrillic transliteration/transcription of the verbal part of the trademark as a whole or its protected elements only (as determined by the exclusive trademark rightholder) under GOST 7.79-2000, Table B, or ISO 9-95.

5.2.7. For a domain name priority registration, the User shall:

5.2.7.1. Send the application for domain name priority registration to a Registrar according to the form approved by the Registrar.

5.2.7.2. Submit the copies of the following documents certified by the Customer's seal to the Registrar:

- certificate of the User's registration as a legal entity or sole trader or any other documents in support of the User's registration as a legal entity issued as per requirements in place in the country of registration (for any non-Russian legal entities);
- trademark/service mark certificate or international certificate for trademark protected on the RF territory or enacted judicial decision on the User's exclusive right for the trademark protected in Russian Federation.

5.2.8. Upon receiving the User's application, the Registrar shall perform the following actions:

5.2.8.1. Verify whether the domain name meets the requirements of section 3.1 hereinabove.

5.2.8.2. Verify the User's eligibility for a priority registration of the domain name of its choice (whether the User has the exclusive rights and the trademark is protected under legislation in Russian Federation).

5.2.8.3. Verify the term of a trademark registration, which shall not expire less than one year from the date of the launch of the priority registration period.

5.2.8.2. Perform a domain name priority registration for the User, provided the User is eligible for domain name priority registration and provided all the terms and conditions of its agreement entered into with the Registrar (Registration agreement) are met.

5.2.9. If there are two or more priority registration applications for the same domain name within the priority registration period for owners of trademarks/service marks, the Registrar shall accept the application on the first come first served basis.

6. Terms & Conditions and Procedure of the 3(third) and 4(Fourth) Registration Period

6.1. The domain name priority registration in .PVC top-level domain shall be performed within the 3 (third) Registration Period in relation to a domain name which corresponds to the verbal appellation of:

- business name of a legal entity set up under the laws effective in the Russian Federation;
- product origin from the Russian Federation
- mass media registered under the procedure set forth in the laws effective in the Russian Federation,

6.2. Exclusive business name rightholder shall only be eligible for priority registration of the domain name corresponding to the business name of a legal entity if:

6.2.1. The domain name corresponding to the verbal appellation of the business name shall meet the full or brief business name which is included in the Unified State Register of Legal Entities.

6.2.2. The domain name shall include, apart from the proper name, an indication to the legal entity's form of incorporation in full or in brief.

6.2.3. For a domain name priority registration, the Customer shall:

6.2.3.1. Send the domain name priority registration application to the Registrar according to the form approved by the Registrar.

6.2.3.2. Submit the copies of the following documents certified by the Customer's seal to the Registrar:

- certificate of the User's registration as a legal entity;
- extract from the Unified State Register of Legal Entities issued no later than 20 (twenty) calendar days before the date of application submission to the Registrar.

6.3. Exclusive rightholder of the appellation of product origin shall only be eligible for priority registration of a domain name corresponding to the verbal appellation of the appellation of product origin if:

6.3.1. The domain name corresponding to the verbal appellation of the appellation of product origin shall reproduce in full all the letters of the Russian Cyrillic alphabet included in the appellation of origin in respect of the product specified in the certificate of exclusive right to use the appellation of product origin.

6.3.2. In order to have a domain name registered under a priority procedure, User shall:

6.3.2.1. Send the domain name priority registration application to the Registrar according to the form established by the Registrar.

6.3.2.2. Submit the copies of the following documents certified by the Customer's seal by the Registrar's request:

- certificate of the User's registration as a legal entity or sole trader or any other documents in support of the Customer's registration as a legal entity issued under the requirements in place

in the country of registration (for any non-Russian legal entities);

- certificate of exclusive right to use the appellation of product origin effective on the date of application submission to the Registrar.

6.4. Mass media founder shall only be eligible for priority registration of a domain name corresponding to the verbal appellation of the mass media registered under the procedure set forth in the laws effective in the Russian Federation if:

6.4.1. The domain name corresponding to the verbal appellation of the mass media shall match the full name of the mass media in Russian (Cyrillic characters) as indicated in the certificate of state registration in respect of the mass media.

6.4.2. If the mass media have two or more founders, the party authorized to apply for the domain name registration and on which name the domain name priority registration will be made shall be determined by all the founders of any such mass media.

6.4.3. If the mass media name is made up in full or in part of the alphabet other than Russian Cyrillic, then the mass media name or the relevant part thereof shall, at the User's sole discretion, be transliterated or transcribed with the Russian Cyrillic alphabet letters.

6.4.4. In order to have a domain name registered under a priority procedure, the User shall:

6.4.4.1. Send the domain name priority registration application to the Registrar according to the form approved by the Registrar.

6.4.4.2. Submit the copies of the following documents certified by the Customer's seal by the Registrar's request:

- certificate of the User's registration as a legal entity or sole trader or any other documents in support of the User's registration as a legal entity issued under the requirements in place in the country of registration (for any non-Russian legal entities);
- User's ID card, if the founder is an individual;
- joint decision by all the founders on domain name registration and on entrusting one of the founders with the right to become a Registrant of the domain name (in case the mass media has two or more founders);
- certificate of state registration in respect of the mass media.

6.5. Within the 4 (Fourth) Registration Period for Public Authorities, governmental and non-governmental public administration bodies, local self-governance bodies, government institutions and non-profit organizations whose purpose and objectives are in compliance with the mission or values of the TLD.PYC

6.5.1. The domain name corresponding to the verbal appellation shall meet the requirements established in Clause 3.1.6. of the Policy

6.5.2. In order to have a domain name registered under a priority procedure, User shall:

6.5.2.1. Send the domain name Priority registration application or Request for reliese of

reserved domain name to the Registrar according to the form established by the Registrar.

6.5.2.2. Submit the copies of the following documents certified by the Customer's seal to the Registrar:

- certificate of the User's registration as a legal entity;
- extract from the Unified State Register of Legal Entities issued not later than 20 (twenty) calendar days before the date of application submission to the Registrar.

7. Domain Name Registration Cancellation

7.1. The domain name registrations performed within the priority registration period shall be cancelled by the Registrar, if violations of the terms and conditions specified **SUNRISE Priority Registration Policy in the .PYC TLD** hereof have been detected and/or if unreliability of the information submitted by the User hereof has been identified.