

ANNEX .بازار - SPECIAL CONDITIONS FOR THE .بازار TLD

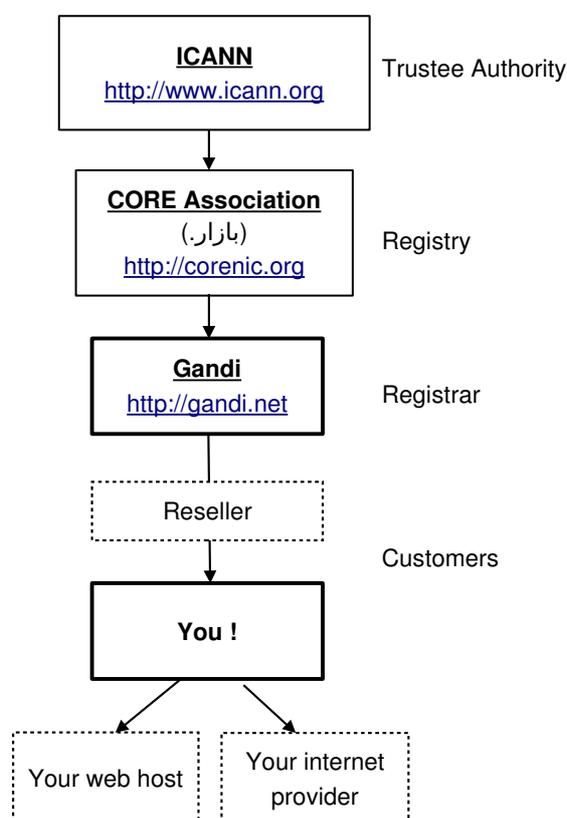
version 1.0 – October the 15th, 2014

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

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

Section .1. بازار. Trustee authority and Registry

.بازار (xn--mgbab2bd) is a generic Top-Level-Domain (gTLD) that means "bazaar" (marketplace, place of commercial activity, place where goods and services are sold or exchanged) in Arabic characters. The aim of this extension is to enable and promote the e-commerce. The following diagram presents the various parties involved for the .بازار TLD:



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

Section .2. بازار. Registration terms and conditions

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

- Launch Policy:
<http://dotbazaar.net/launch-policy> (English version)
http://dotbazaar.net/wp-content/uploads/2014/04/AR_LP_2014-07-22.pdf (Arabic version)
- Registration Policy:
<http://dotbazaar.net/registration-policy> (English version)
http://dotbazaar.net/wp-content/uploads/2014/04/AR_GRP_2014-07-22.pdf (Arabic version)
- Domain rules:
<http://dotbazaar.net/domain-rules>
- ICANN consensus policies:
<http://www.icann.org/en/general/consensus-policies.htm>

In accordance with Our accreditation agreement with the Registry, We must provide You the Registry rules in English version and Arabic version.

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

The Registry is a third party beneficiary of the present contract, entitled to enforce its rights vested by the present contract. The third party beneficiary rights of the Registry shall survive any termination of the present contract.

The contract between ICANN and the .بازار Registry is available at the following address:

<http://www.icann.org/en/about/agreements/registries/xn--mgbab2bd>

Section .3. بازار. Launch rules

The .بازار domain name launch occurs in several phases: Sunrise, other priority registration phases, Landrush and general opening.

The Sunrise, other priority registration and Landrush phases run until October 28th 2014. General opening is scheduled for November 11st 2014. These dates are not definitive and are subject to change by the Registry.

Preregistrations for general opening phases are available at

Gandi: domain names can be ordered at that time, but will not yet be registered or reserved.

Section 4. بازار. Special requirements

بازار special requirements are available at:
<http://www.gandi.net/domain/xn--mgbab2bd/info>

بازار domain names are open to anyone.

بازار domain names must be composed exclusively in Arabic characters, according to [IDN Table](#) published at IANA and must follow the [Domain Rules](#) published by the Registry.

Section 5. بازار. Rules applicable to launch phases

The Registry has established 5 launch phases that run simultaneously. The registration requests will be not reviewed on a "first-come first-served" basis, they will be considered as having arrived at the same time. The domain names will be allocated at the end of launch period according to the hierarchy of priority status of each phase and the applicable allocation rules. Thus, the requests of each phase will be completely allocated before any name on the next phase is allocated.

The Registry may request You the provision of documents that prove Your eligibility to the registration of a domain name during one of the launch phases. If You do not provide the documents required within the given deadline or if the documents provided are insufficient, the Registry will be entitled to reject Your request.

The different launch phases are the following, according to their priority order:

5.1 Launch phases

1. Sunrise

Only owners of a trademark **in Arabic characters** registered with the trademark rights protection mechanism "[TMCH](#)" (Trademark Clearinghouse) established by ICANN are eligible to make a request during the Sunrise period.

As a TMCH trademark agent, Gandi can proceed with the registration of Your trademarks with TMCH (service reserved to Our Corporate customers, please contact Our [Corporate team](#)).

Eligibility conditions concerning the registration of a trademark with TMCH and the applicable rules are available at the following address: <http://www.trademark-clearinghouse.com/downloads>

Once Your trademark has been validated, TMCH generates one or several "labels" strictly identical to Your trademark.

Upon the submission of Your trademark with TMCH, You can choose the Sunrise service, provided that Your trademark has been validated by TMCH. The Sunrise service includes:

- generating a "SMD" (Signed Mark Data) file that proves the validation of Your trademark and allows You to make a registration request during the Sunrise period for one or several domain names strictly identical to the "label(s)" generated, provided that You comply with the eligibility conditions and rules enacted by the Registry,
- sending notifications (NORNs) that inform You of the registration of a domain name identical to Your trademark by a third party during the Sunrise period.

During Your registration request on Our interface, You must upload Your "SMD" file for verification.

2. Public Administrations Limited Registration Period

This phase is reserved to public authorities with competences over a territory where Arabic script has an official use in all or part of their territory. Here:

- public authorities means international, national, regional, local and municipal governmental authorities, including cities, counties and other governmental departments, as well as other public institutions under applicable local law (like agencies, consortiums, commissions, and other administrative divisions) of any of a territory eligible,
- territories where Arabic script has an official use are Afghanistan, Algeria, Bahrain, Brunei, Comoros, Djibouti, Egypt, India, Indonesia, Iran, Iraq, Israel, Jordan, Kuwait, Lebanon, Libya, Malaysia, Mauritania, Morocco, Oman, Pakistan, State of Palestine, Qatar, Saudi Arabia, Somalia, Sudan, Syria, Tunisia, United Arab Emirates, and Yemen.

During this phase, public authorities may register the following names:

- names of public authorities referred above, including any clear variations and/or abbreviations thereof,
- names of public services for which public authorities referred above have specific responsibilities,
- geographical names, local landmarks, and other locally-relevant and iconic names over which the public authorities are the relevant authority according to local law, including clear variations and abbreviations thereof.

This phase is not available on Our interface, if You wish to submit a registration request during this phase, please contact Our customer service department.

3. Additional Trademark Limited Registration Period

This phase is reserved to owners of a trademark **in Arabic characters** registered before June 14th 2013 in one of the following countries: Afghanistan, Algeria, Bahrain, Brunei, Comoros, Djibouti, Egypt, India, Indonesia, Iran, Iraq, Israel, Jordan, Kuwait, Lebanon, Libya, Mauritania, Malaysia, Morocco, Oman, Pakistan, State of Palestine, Qatar, Saudi Arabia, Somalia, Sudan, Syria, Tunisia, United Arab Emirates, and Yemen.

The domain name requested must correspond to the trademark.

This phase is not available on Our interface, if You wish to submit a registration request during this phase, please contact Our customer service department.

4. Transliteration/Transcription Limited Registration Period

This phase is open to owners of a trademark in **non-Arabic characters** registered and validated with TMCH. This phase allows You to submit a registration request for a domain name in Arabic characters corresponding to the transliteration/transcription (subject to the Registry validation) of Your trademark.

This phase is not available on Our interface, if You wish to submit a registration request during this phase, please contact Our customer service department.

5. Landrush

The Landrush phase is open to anyone.

5.2 Allocation rules

Applications are reviewed according to the priority order of the different phases as exposed above.

The requests made in a same phase will be not reviewed on a "first-come first-served" basis, they will be considered as having arrived at the same time:

- if only one qualified application is made for a domain name, the domain name will be registered on behalf of applicant within the days following the end of the launch period,
- if multiple qualified applications are made for the same domain name, the domain name will be subject to closed auction between all applicants for this domain name. In the public administrations limited registration period, the domain names will be allocated under the following procedures:
 - agreement between contenders, or
 - mediation, arbitration or random selection (if all contenders agree), or
 - auction, as a tie-breaker of last resort.

When a domain name is allocated to You, the third parties that are the owners of an identical mark registered within TMCH are notified of Your registration.

5.3 Dispute resolution

Any dispute relative to the validation of Your trademark with TMCH must be submitted in accordance with the dispute resolution procedure established by TMCH:

<http://www.trademark-clearinghouse.com/dispute>

Any dispute arising from the allocation of a domain name during one of the following phases must be submitted in accordance with the applicable dispute resolution procedure established by the Registry that You agree fully abide by:

- Sunrise period :
http://dotbazaar.net/wp-content/uploads/2014/07/DotBazaar_StartUp3_SDRP.pdf
- public administrations limited registration period :
http://dotbazaar.net/wp-content/uploads/2014/07/DotBazaar_StartUp4_PADRP.pdf
- additional trademark limited registration period :
http://dotbazaar.net/wp-content/uploads/2014/07/EN_LRPDRP_2014-10-14.pdf

5.4. Refund Conditions

Whatever the phase, the requests rejected by the Registry can be refunded subject to the refund by the Registry.

Section 6. ل. ا. ر. ل. "Trademark Claim Notice" period

In accordance with ICANN rules, during the public administrations limited registration period, additional trademark limited registration period, transliteration/transcription limited registration period, Landrush period and 90 days upon general opening, a "Trademark Claim Notice" period will run.

During this period if the domain name for which You requested registration is identical to a trademark that is registered and validated with TMCH (according to the "labels" generated), You will receive a warning notice ("Trademark Claim Notice") in real time on Our interface informing You that a third party has rights to the domain name You requested.

You must confirm or cancel Your registration request, with full knowledge of the notice and its consequences. It being specified that if You do not confirm the notice, Your request will not be sent to the Registry.

If You confirm Your registration request, third parties who own an identical mark are notified of Your registration.

For requests made in preregistration, beginning one day prior to the opening of the period concerned, Gandi will notify You by email of the "Trademark Claim Notice" and Your registration request will be put in "error" until You confirm or cancel Your registration via Our interface. It being specified that, in accordance with ICANN rules, if You do not confirm the notice, Gandi will not send Your registration request to the Registry upon the opening of the concerned period and cannot, in any case, be held liable for the non-registration of Your domain name and particularly if the domain name is registered by a third party who has validated the "Trademark Claim Notice" upon the opening of the period concerned.

It is Your sole and entire responsibility to confirm, if You want, all the notices received before the opening of the concerned period and the sending of Your request to the Registry.

Section 8. ل. ا. ر. ل. Reserved names domain names

Some words are reserved or prohibited:

- registration rules (5) :
<http://dotbazaar.net/registration-policy>
- agreement between ICANN and the Registre (specification 5. schedule of reserved names) :
<http://www.icann.org/en/about/agreements/registries/xn--mgbab2bd>
- names containing two characters followed by two hyphens and names beginning or ending by a hyphen are not allowed.

Section .9. بازار. Registration term

The registration term is 1 year for requests made during the launch period (Sunrise, limited registration periods and Landrush), and from 1 to 10 years for requests made during the general opening. To avoid any deactivation of the domain name, the renewal must be paid and funds cleared **before the Expiration date**.

Section .10. بازار. Pricing

Our prices may be viewed at:

<https://www.gandi.net/domain/price/detail/xn--mgbab2bd>

The registration prices for the public administrations limited registration period, additional trademark limited registration and transliteration limited registration period will be provided by Our customer service department upon request.

Section .11. بازار. Storage of contact information

In application of ICANN contracts, all personal and technical information associated with the registration of Your domain name is recorded and made available to ICANN and IRON MOUNTAIN (ICANN's designated Registrar Data Escrow agent), in addition to messages pertaining to each registration or modification, during the entire duration of the registration of the domain name, plus the two following years.

You accept that the Registry can access Your personal contact information and display it in the public [Whois](#) database.

Section .12. بازار. Dispute resolution policy

The Registry has adopted the ICANN dispute resolution procedures UDRP (Uniform Dispute Resolution Policy) and URS (Uniform Rapid Suspension System) بازار domains, that You agree fully abide by.

You may view general documentation on the UDRP procedure at the following addresses:

- ICANN domain name dispute resolution policies:
<http://www.icann.org/udrp>
- explanations:
<http://www.icann.org/en/udrp/udrp.htm>
- Policy:
<http://www.icann.org/en/dndr/udrp/policy.htm>
- Rules:
<http://www.icann.org/dndr/udrp/uniform-rules.htm>

- Dispute Resolution Service Providers:
<http://www.icann.org/en/dndr/udrp/approved-providers.htm>

The URS rules are available at the following page:

<http://newgtlds.icann.org/en/applicants/urs>

Section .13. بازار. Transfer (change of Registrar)

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

- does not have a TransferProhibited status,
- does not expire soon (We recommend that You start the transfer request at least 1 month prior to its Expiration),
- was created at least 60 days prior to the request,
- has not been transferred within the last 60 days.

The transfer's completion requires Your confirmation (by e-mail).

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

Section .14. بازار. Ownership change

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

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

Section .15. بازار. Deletion process

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

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

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

Section .16. بازار. Registrant representations and guarantees

You agree to provide and maintain accurate, reliable and up-to-date personal contact information, failing this the Registry can delete Your domain name.

In any case, You acknowledge and agree that distributing malware, abusively operating botnets, phishing, piracy, trademark or copyright infringement, fraudulent or deceptive practices,

counterfeiting or otherwise engaging in activity contrary to applicable law are expressly prohibited. Failing to comply with this provision, You expose Yourself to the suspension of Your domain name, in addition to the prosecution for the prejudice caused to third parties and to the penalties mentioned under applicable law.

You commit Yourself to indemnify, defend and hold harmless the Registry, Registry service providers as well as the members, directors, officers, employees and agents of the Registry from and against any claim, damages, liabilities, costs and expenses (including reasonable legal fees and expenses) arising out of or relating to the registration and/or the use of Your domain name. This indemnification obligation shall survive the termination of the present contract, whatever may be the cause, and is the direct consequence of Our accreditation agreement.

Section 17. بازار. Exclusion of liability and actions of the Registry

You expressly acknowledge and accept that the Registry and the

Registry service providers acting on behalf of the Registry reserve the right to change the status of a domain name during the resolution of a dispute or a compliance procedure (ie: put on "hold", "lock" or similar status), as well as to reject, delete, suspend, modify, transfer to a third party any domain name, that it deems necessary, in their sole and entire discretion, in order to:

- protect the integrity and stability of the domain names and Registry systems,
- comply with all applicable laws, government rules or requirements, request of law enforcement or any other relevant authority, or in compliance with any dispute resolution process,
- avoid any liability of the Registry, its affiliates, members, subsidiaries, officers, directors and employees,
- stop or prevent any violations of and ensure compliance with ICANN and the Registry rules and/or the present contract,
- correct mistakes made by the Registry, the Registry service providers or any Registrar in relation to the registration of a domain name.

- end of annex . بازار -