

## Acceptable Use WHOIS Policy

The RESTENA Domain Name Registration Database, also known as DNS-LU WHOIS database, contains personal data that is subjected to Luxembourg data protection law.

Registrants of second level domain names under the national top level domain name LU have made this data available to RESTENA Foundation in order to be collected in the WHOIS database so that the proper functioning of the internet can be guaranteed. RESTENA Foundation is only the registrar of the collected data and does not assume any liability concerning the accuracy of the provided data and the right of the domain name holder to use that name.

The registry RESTENA Foundation is committed to ensure that Luxembourg data protection provisions and AUP are safeguarded.

In this context please note paragraph C.1. of the Domain Name Policy for the .lu top level domain:

### " Privacy and personal data protection

DNS-LU will use Personal Data for the following purposes only:

*to provide details of the Involved Parties through the relevant "WHOIS" service, which are available to the public, in particular through the www.dns.lu website, to ensure the transparency of the Domain Name System."*

## **Purpose and Acceptable Use Policy (AUP) of Foundation RESTENA Domain Name Registration Database**

### **1. Description**

The DNS-LU WHOIS database contains internet related networking information and as such serves the internet community.

The database contains

1. domain name,
2. address of the domain name holder,
3. address of the administrative contact,
4. address of the technical contact,
5. address of the billing contact,
6. nameserver administration data,
7. time related data, creation data of record, date of last modification,
8. registrar currently managing the domain name
9. information about kind of ownership (organization/private person) and
10. information about the status of the domain name (active/inactive). Active usage refers to domain name information which can be looked up by the domain name system DNS. An inactive domain name refers to just an entry in the .lu WHOIS database (reservation of name).

## **2. Purpose**

Because of the information set out in section one, the registry considers the entries in the DNS-LU WHOIS database as essential parts of the Internet, necessary for its proper functioning. It is important that addressing and configuration information can be accessed immediately in order to deal with current or potential problems arising in connection with the use of the Internet and/or the Domain Name System (DNS) and to look up the status of a domain name. The DNS-LU WHOIS database is placed in the public domain solely for these reasons. Within the intended purpose of the DNS-LU WHOIS database, the use is limited to: retrieving information about domain nameservers and contact persons in order to resolve technical or other problems concerning existing domain names and domain name holders in the context of the registration, modification or verification of domain names.

## **3. Acceptable use**

The use of the DNS-LU WHOIS database for any purposes other than those mentioned in paragraph 2 above are considered a misuse of the content of the database, are expressly forbidden and may result in legal liability in relation to the persons concerned. This applies in particular to the misuse of the DNS-LU WHOIS database for the purpose of trading in addresses, for direct mail, advertising or other similar purposes (e.g. unsolicited offers of products, information and/or services of any kind), for mass mailings or other unsolicited communications in electronic or any other form which are disturbing, bothersome or offensive.

Personal data contained in the DNS-LU WHOIS database is therefore not made available for unrestricted use by third parties.

## **4. Liability**

As far as the law permits, the registry RESTENA DNS-LU shall have no liability in relation to the use, reproduction or distribution of the entire content of the DNS-LU WHOIS database or of parts of it and shall explicitly have no liability for any direct, indirect, special and/or consequential damages whatsoever.

Any person who does not respect this Policy can be held fully liable by the registry RESTENA DNS-LU, or the party(ies) concerned, for any kind of loss resulting from the misuse of this Policy.