

ANNEX 2 : Domain Name Charter

Version: 4.1 October 2015

Contract nr (to be completed by DNS-LU) :

1. General Principles

1.1. All applications for new domain names are processed in chronological order of receipt by RESTENA Foundation and the domain names are allocated according to the principle "first-come, first-served".

1.2. RESTENA Foundation does not accept any responsibility for the use of any domain name on the register of .lu domain names. Acceptance of an application and registration of a domain name constitutes no endorsement by RESTENA Foundation that the applicant has a right to use the domain name in question, e.g. with regard to names of natural persons, legal entities, trade names, trademarks, etc. RESTENA Foundation is expressly exempted from any and all responsibility for the verification of rights to a name and does not check if a domain name may violate any third party's rights to that name.

1.3. Entities registering domain names are fully responsible for their right to said name. They have proceeded to every required verification concerning potential conflicts with notably trade marks, names of legal entities, etc. and hence certify to RESTENA Foundation that neither the registration of the domain name nor the manner in which the domain name is directly or indirectly used infringes the legal rights of a third party. Submission of a domain registration constitutes warranty to RESTENA Foundation that the entity has rights to use the submitted name. The applicant indemnifies the registry against any claim that the registration of the domain name or the manner in which the domain name is directly or indirectly used infringes the legal rights of any third party and indemnifies them against the reasonable costs and expenses, however they may arise, incurred in defending or dealing with such a claim.

1.4. RESTENA Foundation acknowledges that international guidelines have been or are currently published by international organization like for instance ICANN or CENTR (RFC 1591, Best Practice Guidelines, etc.) and retains the right to refer to these guidelines when defining its registration policy for second level domain names under .lu.

2. Holder of the domain name

2.1. Domain names may be registered by legal entities and natural persons.

2.2. Any entity may become the holder of a domain name .lu, independent of its place of establishment.

2.3. With regard to the registry, the administrative contact appointed during the registration process is responsible for a domain name and is therefore required to be an authorized agent of the entity which is to become the holder of the domain name.

3. Rules for domain names

Domain names must have a minimum length of 3 and up to 63 alphanumeric characters per name (a ... z, 0 ... 9). Only the hyphen (-) is allowed as special character. The hyphen cannot be used as first or last character. The minimum length of an IDN is determined by the number of non-ASCII characters. The maximum length of an IDN, however, is determined by the ACE-String for the domain name. The only non-ASCII characters accepted are those used in Luxembourgish, German and French languages. These characters are defined on the "List of non-ASCII characters of domain names under .lu". As domain names are case insensitive, only lower case characters should be used.

4. Reasons for rejecting domain name applications

RESTENA Foundation does not in principle proceed to any "a priori" verification of an application for a domain name.

Domain name applications which belong to one of the following categories are however rejected:

- (a) domain names which are identical to an already registered domain name;
- (b) domain names with a hyphen (-) on third and fourth position, except in case of IDN ACE-Strings;
- (c) domain names clearly contrary to public order or offending common decency.

5. Types of registered domains

Second level domain names under the top level domain .lu may be registered for active usage (domain delegation) or for inactive usage (reserved domain name).

6. Applicable Charter

A request for registration is subject to the provisions of the Domain name charter in force the day the application is submitted. Any retroactive effect is excluded. One cannot refer to the new provisions of the Domain name charter to ask for the retroactive allocation of a domain name for which the request had been rejected under the old provisions.

7. Coming into force date

The present version of the Domain name charter is coming into force as of January 1st 2011.