

# Charter for NOM.ZA

20 November 2015

## PREAMBLE

The ZA Second Level Domain General Policy is the overarching policy of the .ZA namespace and takes precedence over all existing and future policies of ZADNA and the .ZA SLDs. Therefore, in the event where this charter is found to be in conflict with the General Policy, the General Policy will take precedence.

## 1. NAME OF SECOND LEVEL DOMAIN

NOM.ZA

## 2. INTENTION

NOM.ZA is a moderated domain that is available to individuals for the registration of personal names with no commercial value.

## 3. CRITERIA FOR ACCEPTING REGISTRATIONS

### 3.1 Eligibility for registration

3.1.1 To be eligible for a domain name in the NOM.ZA registrants must be:

3.1.1.1 An individual citizen; or

3.1.1.2 An individual resident with valid Identity Document

The Administrator may require applicants to submit certified copies of the individual's ID or related document for identification purposes.

By applying to register an NOM.ZA name, a Registrant undertakes that he/she complies with these eligibility requirements.

- 3.1.2 In the event of a dispute, the NOM.ZA Registry Operator will require proof of identification. The only valid forms of identification will be a national ID document (book or card) if the Registrant is South African, and a passport if the Registrant is domiciled outside the borders of the Republic of South Africa.
- 3.1.3 Should a Registrant be found not to be complying with these eligibility requirements, ZADNA reserves the right to revoke the registration of the Registrant's domain name.

### **3.2 Limit to the number of registrations**

There is a limit to the number of NOM.ZA names that a Registrant may register. An individual can only register a single name. Use of the domain name is expected by individuals wishing to register their given or last names.

Because NOM.ZA is a moderated domain, the names in this space are not necessarily available for registration on a first-come, first served basis. It is up to the moderator's discretion, after being satisfied by the documents submitted to them, to accept or reject an application.

## **4. HISTORICAL REGISTRATIONS**

Historical registrations are those domain names already registered in NOM.ZA prior to this Charter coming into effect. Historical NOM.ZA registrations are not required to meet the above eligibility requirements, but are required to meet the eligibility and usage requirements that were in force at the time of such registration.

## **5. SLD MODERATOR**

Mike Jensen is the NOM.ZA Registry Operator and also acts as the moderator. Domain name applications may be submitted directly to the Registry Operator with or without the use of accredited Registrars.

## **6. PROTECTION OF INTELLECTUAL PROPERTY**

By registering a name under AC.ZA, the Registrant warrants compliance with section 1.5 of the .ZA Second Level Domain General Policy.

## **7. REGISTRY SERVICE**

The NOM.ZA Registry Operator performs the Registry function for NOM.ZA SLD, which includes inter alia, name servers and zone file maintenance, provision of Whois services, responsibility for ensuring security and stability of the Registry infrastructure, and provision of associated services to accredited Registrars.

## **8. DOMAIN NAME FEES**

The Registry Operator does not charge registration and renewal fees. Notwithstanding ZADNA approves domain name fees for all the ZA second level domains (SLDs), and may, in future, require such fees to be paid for NOM.ZA registrations and renewals.

## **9. NOM.ZA POLICY**

In addition to registration requirements stated in this Charter, Registrants and Registrars shall comply with:

9.1. Policies that ZADNA may apply specifically to NOM.ZA; and

9.2. Supplemental, operational policies of the NOM.ZA registry.

## 10. NOM.ZA DISPUTE RESOLUTION

The ZA Second Level Domain General Policy exempts NOM.ZA, as a moderated SLD, from the application of .ZA ADR Regulations, (as promulgated by the Minister of Communications in terms of section 69 of the Electronic Communications and Transactions Act 25 of 2002), in the resolution of its domain name disputes.

However, the SLD administrator or registry operator may elect to have domain name disputes in the SLD resolved through the ADR Regulations and impose the application of the Regulations as a term of registration. Parties involved in a dispute may also consent between themselves to have the ADR Regulations apply to their dispute.

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