

SQUAW

Whois Data Access Qualified Service

23 february 2015

afnic

Afnic has published every day, since 2000, a list of .fr domain names registered during the last 30 days.

Initially provided via Afnic's web site, for information purposes only, this list has been used by third parties for the surveillance of registered domain names or within more questionable context from Afnic point of view (copy and use of the "Whois" database for commercial prospecting etc.).

This unsatisfactory situation has conducted Afnic to take measures in order to provide a legal framework for use made of the "Whois" data while not preventing lawful activities related to the publication of these data.

For this purpose, Afnic is providing a service (Whois Data Access Qualified Service) enabling third parties to obtain, under certain conditions, a list of .fr domain names registered each day associated with the name of registrars who registered these domain names and the names of the holders that have registered the domain names (with the exception of individuals who opt for access to that information to be restricted).

All .fr domain names that are published via the Whois service will be concerned.

License subscription terms and eligibility

The Whois Data Access Qualified Service is destined to legal entities having at least three years of existence and having their headquarters in France or in another country of the European Union.

In its license request, the applicant shall provide the following elements:

- A presentation of the company, its subsidiaries, its main activities and the products it sells,
- The annual accounts of the company for the past three years,
- A precise description of the purposes (products and/or services) for which the applicant wishes to use the list of domain names provided by Afnic.

The applicant for the license shall be sent to Afnic's legal department at least a month before the date which the applicant wishes to benefit from the service.

After receiving the opinion of Afnic's license committee, Afnic will inform the applicant of its decision.

As from the execution date of the license contract, the licensee will benefit from a right of use of the domain names list, strictly limited to the purposes decided by Afnic's license committee.

The licensee shall not modify those purposes without Afnic's express agreement.

Afnic will check that the licensee respects the purposes set out in the licence contract by introducing corrupted data in the domain names list in order to monitor its use by the licensee.

Forbidden uses

The following uses of the domain names list are in any way forbidden by Afnic:

- To resell the database provided by Afnic;
- To carry out any commercial activities which breaches French laws and regulations in force, and in particular:
 - Any activity which aims to identify future commercial targets or their contact information,
 - Any creation of lists to assist in any way the dissemination of mass communication of any type (e.g. spam),
 - Any activity which aims to provide the exact time at which domain names become free for registration in order to be automatically recovered and resold (commercial prospecting, slamming etc.).
- To breach French laws and regulations in force relating to databases protection and in particular to copy all or substantial part of Afnic's list in order to create another database which could be confused with Afnic's one;
- Any activity which gives the impression that someone other than Afnic holds the register or is the .fr registry;
- To infringe the .fr naming charter provisions;
- To assist or collaborate to any of the activities here above prohibited.

Fares

This access will be subject to the signature of a license contract according to which Afnic will authorize the licensee to use this list for internal purposes, for an annual fee of 10.000 EUR excl. VAT.

In order to obtain the license, the applicant will have to prove that a value will be added to the data provided by Afnic.

For more information: service-squaw@afnic.fr

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