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INSTRUCTION FROM THE MANAGING DIRECTOR OF THE PUBLIC CORPORATE ENTITY RED.ES, SETTING OUT THE PROCEDURES APPLICABLE TO THE ASSIGNMENT OF ".ES" DOMAIN NAMES AND OTHER OPERATIONS ASSOCIATED WITH THEIR REGISTRATION

PREAMBLE

On 21 October 2004, in order to adapt the legal procedures used by the ".es" Domain Name Register to the stipulations of Order CTE/662/2003, dated 18 March, which establishes the National Plan for Domain Names Under the Country Code Corresponding to Spain (".es"), the Chairman of the public business entity Red.es modified the Instruction dated 18 July 2003, which sets out the procedures applicable to assignment of ".es" domain names and other operations associated with their registration.

On 1st June 2005, the new National Plan for Domain Names Under the Country Code Corresponding to Spain (".es") took effect, approved by Order ITC/1542/2005, dated 19th May. This regulation marked a turning point in the evolution of ".es" domain name registration, thanks to the simplification and increased flexibility of the requirements for assigning ".es" domain names.

The purpose of this Instruction is to continue that process of simplification and increased flexibility by introducing certain modifications designed to streamline the procedures related to the assignment and management of ".es" domain names. In this respect, one of the measures adopted consists in establishing that all resolutions passed by the Managing Director of the entity in the area of domain names may be appealed against directly before the contentious - administrative courts, without the need to file a prior administrative appeal.

On the other hand, in order to reinforce the Registry's personal data protection measures, it has been established that only the minimum personal data required to

manage the Register correctly may be viewed through the "Whois" tool on the Registry's web page.

Finally, it has been deemed appropriate to include in this Instruction regulation of the procedure for cancelling ".es" domain names, established by the Red.es General Director's Instruction of 12 December 2005. Therefore, the Instruction dated 12 December is hereby repealed and the cancellation procedure regulations are included in this Instruction. In order to prevent abuse of this procedure, cancellation requests will require the existence of legitimate interest for them to be admitted for processing.

The Chairman of Red.es has the authority to establish the procedures for assignment of domain names and Internet addresses under the country code corresponding to Spain (".es") and other operations associated with their registration, in accordance with Provision Eighteen of Law 14/2000, dated 29 December, on Tax, Administrative and Social Order Measures, as modified by article 70 of Law 24/2001, dated 27 December 2001, on Tax, Administrative and Social Order Measures, in Additional Provision Six of Law 34/2002, dated 11 July, on Information Society and e-Commerce Services, and Order ITC/1542/2005, dated 19 May, which approves the National Plan for Internet Domain Names Under the Country Code Corresponding to Spain (".es").

In resolution dated 21 October 2005, the Chairman of Red.es, in accordance with section two, article 7 of Royal Decree 164/2002, dated 8 February, which approves the Articles of Association of the Public Corporate Entity Red.es, delegated to Red.es' General Director the authority to establish the procedures for assignment of domain names and Internet addresses under the country code corresponding to Spain (".es") and other operations associated with their registration.

More than three years after last Instruction was approved, and on the occasion of the forthcoming implementation of a new computing support tool for managing the Register, the experience gained by the entity makes it advisable to adjust a number of aspects related to procedures applicable to the assignment of domain names and other operations associated with their registration, with a view to making them more flexible.

As a result, the Managing Director of Red.es, by virtue of the authority delegated to him, hereby issues this Instruction, which replaces the previous one approved on 8 November 2006.

This Instruction will be effective as from the date indicated by Red.es on the Registry's web site at least FIFTEEN CALENDAR DAYS in advance.

Madrid, 2 January 2010

Sebastián Muriel Herrero
Managing Director of the Public Corporate Entity Red.es

CHAPTER I. GENERAL PROVISIONS

One. Purpose

The purpose of this Instruction is to establish the procedures for assignment of domain names and Internet addresses under the country code for Spain (".es") and other operations related to their registration. In this respect, it regulates the procedures for assignment, renewal, termination, data modification, management transfer, cancellation and transfer of ".es" domain names.

Pursuant to Additional Provision Eighteen of Law 14/2000, in regulating the established mechanisms and procedures for assignment of domain names and other operations associated with their registration, the practices generally applied and the recommendations of the international entities and organisations that conduct activities related to the management of the Internet domain names system were taken into account.

The agreements adopted by the Assignment Authority to improve domain name registration management, issued to develop and implement this Instruction, shall be binding provided they have been made public on its Internet site at least fifteen calendar days before they come into effect, except for reasons of urgency for a justified cause.

Two. Definitions

The following definitions apply for the purposes of this Instruction:

- **Assignment Authority or Registry:** The Public Corporate Entity Red.es, which has been entrusted with the assignment of domain names under the country code for Spain (".es"), in accordance with Additional Provision Six of Law 11/1998, dated 24 April (the General Telecommunications Act), Additional Provision Six of Law 34/2002, dated 11 July (the Information Society and e-Commerce Services Act), and section Two, Provision One of Order ITC/1542/2005, dated 19 May, which approves the National Plan for Internet Domain Names Under the Country Code Corresponding to Spain (".es") (hereinafter, "the **Domain Names Plan**").

- **Beneficiary or owner:** The individual or incorporated or non-incorporated entity to whom the Assignment Authority grants the right to use an ".es" domain name for the purposes of addressing in the Internet Domain Names System, under the terms established in the Domain Names Plan.

- **Administrative contact person:** The individual designated by the beneficiary before the Assignment Authority as the representative in relation to the rights of use of the ".es" domain name, and who has been granted sufficient power of attorney to act as such.
- **Invoicing contact person:** The individual designated by the beneficiary before the Assignment Authority as the contact regarding aspects related to the payment of the amounts corresponding to the ".es" domain name assignment and renewal fees.
- **Technical contact person:** The individual designated by the beneficiary before the Assignment Authority as the contact regarding the technical aspects related to configuring and operating the ".es" domain name.
- **Accredited registrar:** The entity duly accredited before the Assignment Authority that, on behalf and in representation of its users, processes the assignment applications and manages the ".es" domain names, in accordance with the National Domain Names Plan, the registrar contract, this Instruction and the rest of the applicable provisions.
- **".es" domain name assignment:** The procedure by which the Assignment Authority assigns an ".es" domain name to a holder by virtue of the applicable regulations.

Domain name assignment will consist of two stages:

1. Provisional assignment:

Provisional assignment is carried out as soon as a domain name is requested, provided that it is available and the request has been given time priority.

Until such time as the provisional assignment becomes definitive, the domain name will not be visible on the Internet.

2. Definitive assignment:

A provisional assignment becomes definitive once payment for the ".es" domain name has been made and received. The payment must be made within a maximum period of TEN CALENDAR DAYS. In the event that payment is not received, the provisional assignment will be cancelled and the domain name will become available.

Direct data modification: The following data can be modified as described below: (i) directly by the end user in the event that the domain name is managed directly by the Assignment Authority, (ii) by the accredited registrar in the event that the domain name is managed by them. The process will be automatic and will not require prior verification.

- All the holder's data except for name, NIF (fiscal identifier) and legal status.

- All data relating to brand, contacts and DNS servers.
- Data relating to type of renewal.

- **Modification of data with prior verification:** The modification of data that cannot be altered directly can only be done by the accredited registrar with prior verification.

- **".es" Domain name termination:** The operation by which the Assignment Authority is requested to terminate an ".es" domain name permanently, making it available, when appropriate" for subsequent assignment.

- **".es" Domain name management transfer:** The operation by which management of the ".es" domain name is transferred to a registrar, or by which management of the ".es" domain name is transferred from a registrar to the beneficiary, who interacts directly with the Assignment Authority.

- **".es" Domain name transfer:** The operation by which the Assignment Authority processes the transfer of ownership of an ".es" domain name, for the purposes of Internet addressing.

- **Online domain name application:** The electronic document through which the domain name registration procedure begins.

- **Assignment web form:** The form containing the data necessary to register ".es" domain names, which may be accessed at: <http://www.dominios.es>

- **Internet domain names system:** The system built on a distributed hierarchical database that enables access to an IP address by means of a domain name.

- **".es" Domain name registration system:** The computer software and hardware through which the ".es" domain names are registered and managed.

Three. Communications

In accordance with Section Six, Additional Provision Six of Law 34/2002, dated 11 July, on The Information Society and e-Commerce Services (hereinafter, "LSSI"), the procedures for assigning and managing domain names and notifications sent for said purpose shall be conducted by online means, unless otherwise stipulated. For this purpose, the Assignment Authority shall set out on its web site the online methods to

be used for each type of procedure.

The Assignment Authority shall issue notifications to the individuals designated as contacts, using the e-mail address provided. For this purpose, the domain name beneficiaries and the registrars must provide the Assignment Authority with valid and correct contact information, and keep it updated.

The Assignment Authority may request that the necessary documentation be submitted to verify fulfilment of the requirements for assignment and management of domain names, through online procedures or any other means it deems appropriate. Notwithstanding the above, the Assignment Authority may verify, using its own means, that the prevailing regulations are being complied with.

Four. Publicity

The Assignment Authority shall maintain an Internet site on which it shall publish, at least, up-to-date information on:

- a) The regulations in force regarding the ".es" Internet domain name assignment rules.
- b) The procedures established for the assignment and management of ".es" domain names.
- c) The amount of the official fee payable for ".es" domain name assignment or renewal and the payment procedure established.
- d) The agreements and resolutions issued by the Assignment Authority, in accordance with section One of this Instruction.
- e) Any other information of interest to ".es" domain name users.

Five. Forms

The Assignment Authority shall publish forms, which may be updated at any time, to assist the interested parties in fulfilling the requirements in each case for the assignment and management of an ".es" domain name.

Six. Time priority, identification and powers of attorney

The Assignment Authority shall, in all procedures related to ".es" domain names, apply the principle of time priority. For this purpose, a reference number will be assigned to each request marking its time priority for processing.

The Assignment Authority will confirm receipt of assignment, renewal and cancellation requests.

Interested parties must identify themselves fully on the applications submitted to the Registry and, in the event that they act through a representative, they must have granted sufficient power of attorney.

For procedures requiring prior verification, and for transfer and cancellation procedures, the Assignment Authority may request the appropriate power of attorney document from the representative. If the required documentation is not provided, the Assignment Authority will not accept the application, deeming it as clearly unfounded. For the purposes of the present and in compliance with the Second Provision, the administrative contact person is assumed to have sufficient power of attorney.

Seven. Conditions for exercising the right to use an ".es" domain name

The right to use ".es" domain names is subject to compliance with the regulations set forth under section Eleven of the Domain Names Plan, the obligations contained in section Thirteen of the Domain Names Plan and fulfilment of all other applicable conditions.

Eight. Appeals

The resolutions issued by the General Director of Red.es in relation to the ".es" domain names may be appealed against directly before the contentious-administrative courts.

When the Assignment Authority becomes aware that legal proceedings have been initiated challenging a resolution by the Assignment Authority issued in relation to an ".es" domain name, Red.es shall notify the domain name owner of the existence of said proceedings so that he or she may take the appropriate actions to defend his or her right. Under no circumstances shall the Assignment Authority be obliged to compensate the owner if said owner loses the right to use the ".es" domain name as a result of a judicial decision.

Nine. Proof of payment of the official fee

Definitive domain name assignment or renewal requires that the Assignment

Authority is given certifiable proof that payment of the corresponding fee for ".es" domain names assignment or renewal has been made in advance.

Notwithstanding that which is set out in the previous section, the Assignment Authority may, exceptionally and upon request by the interested party, definitively assign and renew the ".es" domain names when:

- The ".es" domain name beneficiary, or the accredited registrar, provides a certified copy of the corresponding assignment or renewal fee payment receipt, in accordance with the established procedure, or
- The Assignment Authority can confirm by its own means that the ".es" domain names assignment or renewal purchase fee has been paid.

CHAPTER II. ".ES" DOMAIN NAME ASSIGNMENT PROCEDURE

Ten. Legitimation

Individuals and incorporated or non-incorporated entities may apply for second level domain names when they have interests in or ties with Spain.

In this case, the Assignment Authority shall consider an applicant to have interests in or ties with Spain when, among other circumstances:

- The ".es" domain name beneficiary is an individual or an incorporated or non-incorporated entity established in Spain, or
- The ".es" domain name beneficiary is an individual or an incorporated or non-incorporated entity, the services of which fully or partially target the Spanish market, or
- The ".es" domain name beneficiary is an individual or an incorporated or non-incorporated entity wishing to offer information, services and/or products that are linked culturally, historically or socially to Spain.

Eleven. Time priority criterion

The ".es" domain names will be assigned to the first person with the right to request them by resolution issued by the Red.es General Director and according to the time priority criterion applied to the request. In no case may applications be submitted for ".es" domain names that have been assigned previously.

Domain name assignment will consist of two stages:

1. Provisional assignment:

Provisional assignment is carried out as soon as a domain name is requested, provided that it is available and the request has been given time priority.

Until such time as the provisional assignment becomes definitive, the domain name will not be visible on the Internet.

2. Definitive assignment:

A provisional assignment becomes definitive once payment for the ".es" domain name has been made and received. The payment must be made within a maximum period of TEN CALENDAR DAYS. In the event that payment is not received, the provisional assignment will be cancelled and the domain name will become available.

Second level ".es" domain names are assigned without prior verification, except as regards the syntax rules stipulated in point 1, section eleven of the Domain Names Plan, the list of prohibited terms in point 2, section eleven of the Domain Names Plan and the specific limitations and the lists of prohibited or reserved second level domain names indicated in section seven of the Domain Names Plan.

For the assignment of third level ".edu.es" and ".gob.es" domain names, verification will be made prior to their assignment to ensure fulfilment of the requirements established in article Thirteen of this Instruction and the syntax rules stipulated in point 1, section eleven of the Domain Names Plan.

Third level ".com.es", ".nom.es" and ".org.es" domain names will be assigned without prior verification, except as relates to the syntax rules stipulated in point 1, section eleven of the Domain Names Plan and the list of prohibited terms provided in point 2, section eleven of the Domain Names Plan.

Furthermore, for the assignment of second level ".es" domain names, the Assignment Authority will verify that the ".es" domain name is not included in the lists of reserved or prohibited terms established in Provision Seven of the Domain Names Plan and in section 2, Provision eleven of the Domain Names Plan.

Twelve. Submitting the application

The request for an ".es" domain name can be made through an accredited registrar who holds the appropriate certification or directly by the interested party to the Assignment Authority.

Submitting the assignment application for a domain name, either directly or through a registrar, entails acceptance by the beneficiary of all corresponding obligations.

Notwithstanding that which is set out in the second paragraph of Section Three of this Instruction, submitting a domain name application through an accredited registrar presupposes that the beneficiary has previously authorised the accredited registrar, either in writing or by online communication, to carry out all the required procedures for the assignment and management of the domain name requested, and to make payment on behalf of the interested party of the corresponding fees.

Unless otherwise established by the Assignment Authority, all communications related to the domain names applied for or managed by a registrar, including those related to payments, shall be sent to the corresponding registrar.

Thirteen. ".edu.es" and "gob.es" domain names

Applications for ".edu.es" and ".gob.es" domain names and for domain names on any of the lists of reserved terms will be verified prior to assignment to ensure that they meet the assignment requirements established in the Domain Names Plan and in this Instruction.

Only officially recognised institutions or groups, whether an incorporated or non-incorporated entity, that carry out duties or activities related to education or research in Spain, respectively, may apply for assignment of ".edu.es" domain names. Only the Spanish Public Administrations, Public entities that report to them, their dependent organisations, bodies or units may apply for assignment of ".gob.es" domain names.

These applications must be accompanied by all the documentation necessary to verify compliance with the applicable provisions. When the Assignment Authority considers that an application contains rectifiable errors or does not include all of the necessary documentation, the applicant will be notified to rectify the errors or submit the required documentation within ten calendar days.

Once it has been verified that the application meets all of the requirements, the Assignment Authority will assign the domain name to the applicant. Otherwise, the application will be rejected by resolution from the Managing Director.

Once the period of TEN calendar DAYS has elapsed without the errors having been rectified or the required documentation submitted, the Assignment Authority will consider that the interested party has abandoned the application, notifying the applicant of this by resolution from the Managing Director of Red.es.

Fourteen. Assignment validity period

The validity period for the assignment of an ".es" domain name will depend on the type of assignment selected. Domain names can be assigned with the following periods of validity:

- One calendar year
- Two calendar years
- Three calendar years
- Four calendar years
- Five calendar years
- Ten calendar years

The domain name may be renewed pursuant to that established under chapter Three.

CHAPTER III. ".ES" DOMAIN NAME RENEWAL PROCEDURE

Fifteen. Renewal

Renewal of an ".es" domain name can be requested at any time during its period of validity. This request will determine the amount of the corresponding renewal fee.

The holder will have TEN calendar days following the renewal request to make the payment. If reliable proof of payment is not given within said period, the request will be cancelled.

Sixteen. Renewal validity period

Domain names can be renewed with the following periods of validity:

- One calendar year
- Two calendar years
- Three calendar years

- Four calendar years
- Five calendar years
- Ten calendar years

CHAPTER IV. OTHER OPERATIONS ASSOCIATED WITH THE REGISTRATION OF ".ES" DOMAIN NAMES

Seventeen. Termination

1. Voluntary termination

Domain name beneficiaries who do not wish continue to hold a name may request its termination.

The procedure is started by submitting the termination request online. In accordance with Section Six of this Instruction, the Assignment Authority will confirm receipt of the ".es" domain name termination request.

The Assignment Authority will process the request and after carrying out the relevant checks in a period of no more than TEN calendar days; it will terminate the domain name by resolution issued by the General Director of Red.es.

Requests for termination of domain names processed by accredited registrars may be presented by these. In such cases, the requests must be confirmed by the domain name administrative contact person.

2. Automatic termination

If, upon reaching the end of the validity period for the assignment or renewal of a domain name there is no record or proof of payment having been received for renewal, the domain name will continue to be assigned, but it will not be visible on the Internet for a period of FIVE calendar days.

At the end of this period, if the Assignment Authority still has no record or proof of payment of the corresponding renewal fee, the ".es" domain name will be made available to be freely assigned.

In the event that this procedure overlaps with renewal, automatic termination will take priority.

Eighteen. Data modification

The beneficiaries of ".es" domain names may request the modification of their registration data. To this effect, there are two possible procedures for modifying data:

1. Direct modification

The data described below may be modified: (i) directly by the end user in the event that the domain name is managed directly by the Assignment Authority, or (ii) by the accredited registrar in the event that the domain name is managed by an accredited registrar. The process will be automatic and will not require prior verification.

- All the holder's data except for name, NIF (tax no.) and legal status.
- All data relating to marks, contacts and DNS servers.
- Data relating to renewal type.

2. Modification with prior verification

Modification of data that cannot be altered directly may only be done by the accredited registrar with prior verification.

The procedure is started by submitting the data modification request online. The Assignment Authority will process the request and, after carrying out the appropriate verifications, make the data modifications.

Nineteen. Discredited registrars

In the event that the Assignment Authority cancels the accredited registrar status of any of the accredited entities, the management of all the domain names administered by this entity up until said moment will be transferred to the recipient designated for this purpose by the Registry.

The transfer of management will be undertaken automatically and for all domain names.

The recipient of this transfer of management can be:

1. Another accredited registrar selected applying advertising and competition criteria.

In this case, once the automatic transfer of management has taken place, the domain name holder can request at any time the voluntary transfer of the domain name in favour of any other accredited registrar.

2. The Assignment Authority, which will to all intents and purposes act as the provisional accredited registrar for a maximum period the TWO MONTHS.
 - a. During this period:
 - i. The domain name holder can request the voluntary transfer of management of the domain name to any accredited registrar.
 - ii. The domain names provisionally managed by the Assignment Authority can only be renewed once and for a maximum period of ONE YEAR. The fee applicable for this operation will be the same as for renewals requested through an accredited registrar.
 - b. At the end of this period, all the domain names for which their holders have not requested management transfer to an accredited registrar, will be managed directly by the Assignment Authority and will be subject to the fees applicable for this mode of management.

CHAPTER V. ".ES" DOMAIN NAME CANCELLATION PROCEDURE

Twenty. Cancellation procedure

Failure to comply with the ".es" domain name assignment and use conditions established in Section Seven of this Instruction will lead to its cancellation by the Assignment Authority, in accordance with the procedure established in this Chapter.

Twentyone. Motives for cancellation

The Assignment Authority may cancel the ".es" domain names, on its own initiative or by request from an interested party, in the following cases:

- a) When ".es" domain names are requested by individuals or incorporated or non-incorporated entities without interests in or ties to Spain, in accordance with section Ten of this Instruction.
- b) When the beneficiaries of ".es" domain names consisting solely of surnames or a combination of given names and surnames are not directly related to those names.
- c) When the Register contains false or inaccurate data.
- d) When the rules and technical conditions established by the Assignment Authority for the proper operation of the ".es" domain names system are not complied with.

e) When the ".es" domain names assigned do not comply with the syntax rules set out in section One of Provision Eleven of the Domain Names Plan or any of the other assignment conditions established to that effect in the aforementioned section.

Twenty-two. Temporary suspension

In the event that assigned ".es" domain names include terms or expressions that contravene the Law, moral principles or public order or have a literal sense that could affect any natural person's name rights or industrial property rights, infringe any rights to honour, privacy and good name, or when they could give rise to the perpetration of any crime or offence classified as such under Criminal Law, the Assignment Authority will suspend or cancel these assignments by virtue of the corresponding prior court order.

Prior to executing the suspension or cancellation, the Assignment Authority shall grant the interested party a period of TEN calendar DAYS to make allegations.

Twenty-three. Procedure initiation

The cancellation procedure may be initiated upon the initiative of the Assignment Authority or by request from an interested party.

1) If the procedure is initiated upon request from an interested party, said party must submit a written document to Red.es in which, following due identification and justification of a legitimate interest in the claim filed, he or she invokes, in a duly motivated manner, the existence of non-compliance with the assignment conditions that warrants cancellation of the domain name, in the terms established in section Twenty of this Instruction. If the interested party acts through a representative, the power of attorney must also be provided.

The Assignment Authority will not accept clearly unfounded requests. Clearly unfounded requests include those in which the interested party has not duly identified him or herself or does not prove, when appropriate, power of attorney. Likewise, requests will be rejected when they do not justify a legitimate interest in the claim filed or they do not provide a motivated explanation of the non-compliance with the assignment conditions that warrants the cancellation of a domain name.

Once the request has been received, the Assignment Authority will require the interested party to rectify any rectifiable defects within a maximum of TEN calendar DAYS. If the request is free of errors or all errors have been rectified within the stipulated deadline, the Assignment Authority will send the request to the

beneficiary of the domain name that gave rise to the controversy, granting said beneficiary TEN calendar DAYS to put forward allegations.

Upon review of the allegations, the Assignment Authority shall resolve whether to maintain or cancel the assignment of the domain name affected by the procedure.

In the event that the domain name becomes available to be assigned again, the Assignment Authority, pursuant to Section Thirteen, paragraph 5 of the National Plan, will inform the interested party that steps have been taken to initiate cancellation, and they will have a maximum of TEN calendar days as from said notification to file a preferential application for the domain name.

2) If the procedure is initiated at the initiative of the Assignment Authority, it will notify the domain name beneficiary, under the terms indicated in section Three of this Instruction, of the non-compliance with the assignment conditions, granting him or her TEN calendar DAYS to put forward allegations.

Upon review of the allegations, the Assignment Authority will decide whether to maintain or cancel the assignment of the domain name affected by the controversy.

Twenty-four. ".es" Domain name reassignment procedure

The Assignment Authority will reassign to their legitimate owners domain names that have been rejected due to an error by the Register.

If the domain name affected by the error was assigned after the fact to a third party, the Assignment Authority shall initiate, at its own initiative or upon request from the interested party, the corresponding reassignment procedure for said domain name in favour of the previous owner.

The Assignment Authority shall notify the third party, in accordance with the terms indicated in section Three of this Instruction, of the existence of the error in the Register that deprived a previous owner of the domain name, granting him or her 24 hours to make allegations.

Simultaneously with the initiation of the procedure, the Assignment Authority will reassign the domain name to the previous owner as a precautionary measure.

Once the allegations have been received, the Assignment Authority will resolve whether to reassign the domain name to the previous domain name owner, whose registration application was received earlier, or confirm the assignment made to the third party, in which case the precautionary reassignment will be cancelled.

Twenty-five. Concurrence of a cancellation procedure and a conflict resolution procedure

No cancellation procedure may be initiated against an ".es" domain name under this Instruction when said ".es" domain name is subject to an ownership conflict pursuant to the regulations of the dispute resolution procedure regulated in the Dispute Resolution Procedure Regulations for Domain Names Under the Country Code Corresponding to Spain (".es"), approved by Instruction from the General Director of Red.es on 7 November 2005.

Similarly, a dispute resolution procedure cannot be started when a domain name is subject to a cancellation procedure.

Twenty-six. Blocking the domain name

Once the cancellation request has been accepted for processing, when the procedure is initiated upon request from the interested party, or at the same time as the initial notification is sent to the interested party, when it is initiated on the Assignment Authority's own initiative, the Assignment Authority shall immediately block the domain name affected by the procedure until such time as the procedure has been completed.

Blocking the domain name consists in disallowing the following:

- 1) Transfer of ownership of the domain name to a third party.
- 2) Cancellation of the domain name.
- 3) Modification of the registration data.
- 4) Domain name management transfer.

Under no circumstances shall the block prevent the owner from renewing the domain name or modifying the renewal modality.

Once the procedure has been completed, the domain name block will be lifted.

CHAPTER VI. GENERAL ".ES" DOMAIN NAME TRANSFER PROCEDURE

Twenty-seven. ".es" domain name transfer

In accordance with Section Twelve of the Domain Names Plan, the right to use a domain name may be transferred voluntarily, as long as the recipient complies with

the requirements in the Plan and in this Instruction. All voluntary transfers must be approved by the former domain name owner. Said approval shall be notified to the Assignment Authority prior to the corresponding modification of the domain name registration data, following the procedure established for this purpose.

In the event of hereditary or transfer in life successions and assignment of trademarks or commercial names to which the domain names are associated, the successor or assignee may continue to use said name, as long as the domain name regulations contained in this Plan are complied with and the successor or assignee applies to the Assignment Authority to have the registration details of the domain name modified.

Twenty-eight. ".es" domain name transfer application

The transferor and the recipient must send the Assignment Authority the ".es" domain name transfer application and the transfer conditions acceptance application, respectively. The Assignment Authority will verify both applications, transferring, when appropriate, ownership of the ".es" domain name to the new beneficiary by resolution from the General Director of Red.es.

CHAPTER VII. APPLICATION OF THE PERSONAL DATA PROTECTION RULES.

Twenty-nine. Personal data processing

The Assignment Authority shall process the personal data necessary to request and manage the ".es" domain names in accordance with Organic Law 15/1999, dated 13 December: the Personal Data Protection Act (hereinafter, "LOPDP"), and in its implementation regulations.

Thirtieth. Personal data publication and access

The personal data subject to processing by the Assignment Authority shall be those strictly necessary to assign the ".es" domain names and carry out any other operations derived from their management and registration.

The Assignment Authority shall publish only the personal data that are strictly necessary for the proper management of the Register.

Access to the personal data published in accordance with the above paragraph shall be subject to acceptance of the conditions established by the Assignment Authority for said purpose on the Registry web page.

The data relating to ".es" domain name beneficiaries may be subject to processing by Red.es in the performance of its duties of promoting and developing the Information Society and for historical, statistical or research purposes, and they may be transferred, for these same purposes, to other Administrations in the cases established under Article 21, sections one and two of the LOPDP.

Thirty-first. Access and rectification rights

Applicants and beneficiaries of ".es" domain names whose personal data are processed by the Assignment Authority may exercise their access and rectification rights, using the channels indicated in the LOPDP and in its implementation regulations.

Additional Provision One. Modification of the reserved ".es" domain names lists

Only those place names corresponding to the name of a country or territory listed in ISO 3166-1, in their official versions and in their corresponding translation into Spanish, shall be deemed as included by the resolution of the Managing Director of Red.es, dated 28 June 2006, in the list of reserved terms consisting of place names that coincide with the official designation of regional Public Administrations, approved in the Instruction from the Chairman of Red.es dated 12 September 2005.

Temporary Provision One. Domain names assigned before the Plan came into effect.

Domain names assigned before the National Plan came into effect shall remain valid.

Sole Repealing Provision. Repeal of previously applicable Instructions

The Instruction from the Chairman of Red.es dated 21 October 2004 and the Instructions from the General Director dated 12 December 2005 and 8 November 2006 are hereby repealed.