



The Internet Corporation for Assigned Names and Numbers

19 December 2014

Mr. Boubker Seddik Badr  
Director for Digital Economy  
Ministry of Industry, Trade, Investment and Digital Economy of the Kingdom of Morocco  
Quartier Administratif  
Rabat Chellah, Morocco

Re: Extended Evaluation Report regarding New gTLD application ID 1-1720-93817 applied for the string "Tata" by Indian company "Tata SONS Limited"

Dear Mr. Badr:

Thank you for your letter dated 17 September 2014 regarding the application for .TATA; we have posted the letter to the New gTLD correspondence page (<https://www.icann.org/en/system/files/correspondence/badr-to-chehade-et-al-17sep14-en.pdf>).

We acknowledge the concerns of the Government of Morocco about the results of the Geographic Names Panel Extended Evaluation for Tata Sons Limited's .TATA application (ID-1-1720-93817). We also recognize we have received the Reconsideration Request 14-42 on 18 September 2014, filed by Ministry of Industry, Trade, Investment and Digital Economy of the Kingdom of Morocco, pertaining this same matter.

In your letter, you stated: "As far as I know, [.TATA application] did not receive any endorsement from any Moroccan authority or from the community of the relevant Sub-division /province." Based on this statement, we are unsure if you are aware of the non-objection letter dated 5 June 2014 from the Office of the Moroccan Industrial and Commercial Property (OMPIC) expressing its non-objection of the .TATA application by Tata SONS Limited. A copy of this letter is attached for your reference.

Following established processes, the Geographic Names Panel reviewed the OMPIC letter against criteria in Section 2.2.1.4 of the Applicant Guidebook, and determined that the documentation met the requirements for .TATA to be considered a geographic name.

We also note that the .TATA application did not receive any formal objection. In accordance with the Applicant Guidebook, any party with standing is eligible to file objections. Section

Los Angeles  
Offices:

12025 Waterfront Drive, Suite 300  
Beijing • Brussels •

Los Angeles, CA 90094  
Istanbul •

USA  
Montevideo •

T +1 310 301 5800  
Singapore •

F +1 310 823-8649  
Washington

<http://icann.org>



2.2.1.4.2 of the Applicant Guidebook defines that “the requirement to include documentation of support for certain [geographic name] applications does not preclude or exempt applications from being the subject of objections on community grounds (refer to subsection 3.1.1 of Module 3), under which applications may be rejected based on objections showing substantial opposition from the targeted community.” The window for filing a formal objection to a new gTLD closed on 13 March 2013.

We appreciate you taking the time to share your concerns about .TATA application with us. We hope this response clarifies that current status of the .TATA application is in accordance with the non-objection letter from OMPIC. If the Ministry of Industry, Trade, Investment and Digital Economy of the Kingdom of Morocco, together with OMPIC, have any further comments, please let ICANN know by 12 January 2015. If we do not hear from you by this date, we will consider the matter closed and proceed with processing the .TATA application through the remaining steps of the New gTLD Program.

Thank you for your participation in the ICANN multi-stakeholder model. Please let us know if you have any questions or concerns. We look forward to continuing engagement and collaboration of the Government of Morocco in ICANN’s matters.

Sincerely,

A handwritten signature in blue ink, reading "Akram Atallah".

Akram Atallah  
President, Global Domains Division



N° 4112014

05 JUIN 2014

**A**  
**Monsieur SASSI**

**Objet :** Enregistrement du domaine générique de premier niveau gTLD «tata»  
**Réf. :** Votre lettre en date du 07 mai 2014

Monsieur,

Par votre lettre de référence relative à l'objet précité, vous m'avez fait part que la législation marocaine n'impose aucune restriction à la protection de marques et dénominations commerciales qui correspondent aux noms des villes, en me demandant une confirmation en vue de l'enregistrement par la société Tata Son's, du nom de domaine générique de premier niveau gTLD. En réponse, j'ai l'honneur de vous faire part de ce qui suit :

- Le système national des marques régi par la loi 17-97 relative à la protection de la propriété industrielle, telle que modifiée et complétée par la loi 31-05 n'interdit pas le dépôt des noms de villes ou de lieux géographiques en tant que marque s'il n'en résulte pas un risque de confusion pour le public sur la nature, la qualité ou la provenance géographique des produits ou services concernés. Le chapitre premier du titre V de ladite loi traite de ces questions.
- Concernant les noms de domaine, la charte de nommage relative au domaine « .ma » adoptée au Maroc permet de soumettre, après l'enregistrement du nom de domaine, les éventuels litiges entre marques et noms de domaine à une procédure d'arbitrage dite « UDRP » : principes directeurs régissant le règlement uniforme des litiges aux noms de domaine.

Je vous prie d'agréer, Monsieur, l'expression de mes salutations distinguées.

Le Directeur Général de l'Office Marocain  
de la Propriété Industrielle et Commerciale

Signé : Adil EL MALIKI



Translation from French no. 061450/2

KINGDOM OF MOROCCO  
**OMPIC**  
Moroccan Authority of Trademarks Rights  
Our Ref. 41/2014



Attn: Mr. SASSI  
Re: Registration of generic Top Level Domain (gTLD) "Tata"  
Ref. Your letter dated 07 May 2014

This is my answer to your above referenced letter whereby you inform that Moroccan law does not impose any restriction as to the protection of trademarks or trade names given after names of cities, and request a confirmation for the purpose of registration by the company TATA SON'S of the gTLD.

- The national trademarks system governed by the Law no. 17-97 related to the protection of industrial property, as amended by the Law no. 31/05, imposes no ban on filing names of cities or geographic names as trademarks on condition that there would be no risk of confusing the public as to the nature, quality and geographical origin of concerned products or services. Chapter I of Section V of the said Law deals with these issues.
- As to the domain names, the Moroccan ".ma" domain naming Charter gives the possibility of submitting, after registration of domain name, any relating litigation between trademarks and domain names to an arbitration process referred to as "UDRP": Guidelines governing uniform settlement of disputes regarding domain names.

Yours Faithfully.

Signed: Adil EL MALIKI, general Director of the OMPIC – Morocco  
(Signature and seal)

Accurate translation made by a competent translator this.....

This is a certified true translation of this document

Made to the best of my knowledge and faith.

Signed: Rachid EL KHAYALI, certified translator

18 JUN 2014