



The Internet Corporation for Assigned Names and Numbers

30 January 2015

TRANSMITTED VIA ELECTRONIC MAIL, FACSIMILE, AND COURIER

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**RE: NOTICE OF BREACH OF REGISTRAR ACCREDITATION AGREEMENT**

Dear Mr. Singh

Please be advised that as of 30 January 2015, Times Internet Limited (“Times Internet”) is in breach of its Registrar Accreditation Agreement (“RAA”) with the Internet Corporation for Assigned Names and Numbers (“ICANN”) dated 22 May 2014 (“RAA”). This breach results from:

1. Times Internet’s failure to provide an interactive webpage and a port 43 Whois service providing free public query-based access to up-to-date data concerning all active registered names sponsored by Times Internet for each top-level domain (“TLD”) in which it is accredited, as required by Section 3.3.1 of the RAA.

Please refer to the attachment for details regarding this breach.

In addition, Times Internet has been deemed noncompliant in the following areas:

1. Failure to provide domain name data in the specified response format, as required by Section 1.4 of the Registration Data Directory Service (Whois) Specification of the RAA (“Whois Specification”);
2. Failure to publish on its website(s) and/or provide a link to the Registrants’ Benefits and Responsibilities Specification, as required by Section 3.7.10 of the RAA;

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3. Failure to publish an email address to receive abuse reports on the home page of Times Internet's website, as required by Section 3.18.1 of the RAA;
4. Failure to publish a description of Times Internet's procedures for the receipt, handling and tracking of abuse reports, as required by Section 3.18.3 of the RAA; and
5. Failure to timely pay past due accreditation fees in the amount of \$1,358.34, as required by Section 3.9 of the RAA.

#### Additional Considerations

ICANN notes that Times Internet was issued a notice of breach on 18 September 2014 regarding failure to provide interactive webpage and port 43 Whois service. After the breaches were cured, ICANN discovered that Times Internet registrar was again failing to provide the required Whois service for all domains sponsored by Times Internet.

ICANN requests that Times Internet cure the breaches by 20 February 2015, 21 calendar days from the date of this letter, by taking the following actions:

1. Provide an interactive webpage and a port 43 Whois service providing free public query-based access to up-to-date data concerning all active registered names sponsored by Times Internet for each TLD in which it is accredited;
2. Provide corrective and preventative actions (including implementation dates) to ensure that Times Internet continues to provide interactive webpage and port 43 Whois service;
3. Display domain name data in the specified response format, as required by Section 1.4 of the Whois Specification;
4. Publish on Times Internet's website(s) and/or provide a link to the Registrants' Benefits and Responsibilities Specification;
5. Publish an email address to receive abuse reports on the home page of Times Internet's website;
6. Publish a description of Times Internet's procedures for the receipt, handling and tracking of abuse reports on Times Internet's website; and



7. Pay all past due accreditation fees of \$1,358.34.

If Times Internet fails to timely cure the breaches by 20 February 2015, ICANN may commence the RAA termination process.

If you have questions or require assistance, please contact Owen Smigelski at [owen.smigelski@icann.org](mailto:owen.smigelski@icann.org).

Sincerely,

A handwritten signature in blue ink, appearing to read "M Serad". The signature is fluid and cursive.

Maguy Serad  
Vice President  
Contractual Compliance

Cc: John O. Jeffrey, General Counsel and Secretary



## ATTACHMENT

### Failure to provide an interactive webpage and port 43 Whois service

Section 3.3.1 of the RAA requires registrars to provide an interactive webpage and a port 43 Whois service providing free public query-based access to up-to-date data concerning all active registered names sponsored by the registrar. As detailed in the chronology below, ICANN sent Times Internet an escalated compliance notice concerning its failure to provide an interactive webpage and port 43 Whois service after Times Internet indicated this issue was cured on 1 December 2014 following its 18 September 2014 Notice of Breach. Times Internet's failure to provide an interactive webpage and port 43 Whois service is a breach of Section 3.3.1 of the RAA.

### Failure to use required Whois format

Section 1.4 of the Whois Specification of the RAA requires registrars to display domain name data in a specified format for Whois query responses. The format of responses shall contain all the elements and follow a semi-free text format outlined in Section 1.4 of the Whois Specification. Times Internet's failure to display Whois data in the specified format is a breach of Section 1.4 of the Whois Specification of the RAA.

### Failure to publish on its website(s) and/or provide a link to the Registrants' Benefits and Responsibilities Specification

Section 3.7.10 of the RAA requires registrars to publish on its website(s) and/or provide a link on its website to the Registrants' Benefits and Responsibilities Specification attached to the RAA. Times Internet's failure to publish on its website or provide a link to the Registrants' Benefits and Responsibilities Specification is a breach of Section 3.7.10 of the RAA.

### Failure to publish an email address to receive reports of abuse

Section 3.18.1 of the RAA requires registrars to publish on the home page of their websites an email address to receive abuse reports. Times Internet's failure to publish an email address on the home page of its website to receive abuse reports is a breach of Section 3.18 of the RAA.

### Failure to publish a description of procedures for receipt, handling and tracking of abuse reports

Section 3.18.3 of the RAA requires registrars to publish on their websites a description of their procedures for the receipt, handling and tracking of abuse reports. Times Internet's failure to publish



a description of procedures for receipt, handling, and tracking of abuse reports is a breach of Section 3.18.3 of the RAA.

#### Failure to pay accreditation fees

Section 3.9 of the RAA requires registrars to timely pay accreditation fees to ICANN, consisting of yearly and variable fees. Times Internet owes ICANN \$1,358.34 in past due accreditation fees, in breach of Section 3.9 of the RAA.

#### **Chronology:**

| <b>Date of Notice</b> | <b>Deadline for Response</b> | <b>Details</b>  |
|-----------------------|------------------------------|---|
| 23-Dec-2014           | 6-Jan-2015                   | ICANN sent an escalated compliance notice via e-mail to <a href="mailto:rajiva.singh@indiatimes.co.in">rajiva.singh@indiatimes.co.in</a> .        |
| 23-Dec-2014           | N/A                          | ICANN sent an escalated compliance notice via fax to +91 120 6636 863. Fax unsuccessful.  |
| 9-Jan-2015            | N/A                          | Email from Registrar ( <a href="mailto:rajiva.singh@timesinternet.in">rajiva.singh@timesinternet.in</a> ) insufficient to demonstrate compliance. |
| 13-Jan-2015           | N/A                          | ICANN spoke with Primary Contact at +91 120 6636 874 and provided complaint details.  |
| 13-Jan-2015           | N/A                          | ICANN conducted compliance check to determine other areas of noncompliance  |
| 30-Jan-2015           | N/A                          | To date, the Registrar has not responded to ICANN with the requested information, and issue remains unresolved.                                   |