

## **Guidance notes for completing registrant details**

### **The 'For' Field**

The 'For' field should describe a legal person. It is the name of the party that is applying to enter into a contract of registration with Nominet. A legal person can be either a living individual or a limited company. Other organisations and businesses can enter into binding contracts, but their ability to do so is governed by statute. In the official name of the entity will have to suffice.

### **Trading Names and Pseudonyms**

If the Registrant is using a trading name or a pseudonym then it is important that Nominet is aware of the legal entity behind the alias. If Nominet is not given this information then the contract of registration lacks certainty and is terminable. Ideally the name of a legal person behind the alias should be entered as well i.e. Walter Disney t/a Mickey Mouse or Bob Dylan, a.k.a. Robert Zimmerman. Nominet is proposing to have a field for "trading name" if it is different from the information given in the 'For' field. Registrants may want their trading name or pseudonym on the WHOIS, but the 'For' field should not contain an alias in isolation.

### **Partnerships**

If the Registrant is a partnership then it is likely that it uses a trading name. Partnerships are governed by the Partnership Act 1890 and can be loose agreements or can be based on deeds of partnership. A partner, acting with the authority of the other partner(s), can bind a partnership to a contract. If it is a small partnership consisting of two or three partners, then the names of the partners should be entered. This gives Nominet and the Registrants contractual certainty. However if the partnership consists of more than three partners, it would not be feasible to enter all of the partners' names in the for field and the partnership's trading name would have to suffice. Nominet is proposing to have a field for "registrant type". If the registrant puts partnership in this field, then Nominet will have the certainty of knowing that its contract is with a partnership and can act accordingly. The reply form would have to be signed by a partner. It should be possible to form a Limited Liability Partnership (LLP) under the Limited Liability Partnership Act 2000, from 6 April 2001. An LLP must consist of not more than 20 persons and be registered at Companies House. The registered name of the LLP will have to be entered in the 'For' field.

### **Joint Registrations**

Joint registrations are partnership agreements and if there are only two or three partners the names of all the partners must be entered in the 'For' field. If the joint registration uses a trading name then it should be put in the proposed new field for trading names.

## **Other Possible Permutations**

Other organisations such as schools, government and non-government organisations, should put their official statutory name in the 'For' field. The proposed "registrant type" field will give Nominet the contractual certainty it requires.

## **Addendum**

The minutes of last meeting stated that the Executive had confirmed that if accurate contact details are not available for a Domain Name registration then the contract is null and void.

This assertion is based on clause 7.7 of the *Terms and Conditions for the Registration of Domain Names*, under which the registrant warrants to Nominet that the details submitted by it are true and correct and any future details submitted by it will be true and correct.

Therefore, whilst the registrant is in breach of its warranty to Nominet and the contract is terminable, it is implicit that Nominet will give the registrant an opportunity to provide it with correct details. Especially in light of clause 7.6 which states that Nominet will use its reasonable endeavours to ensure that the appropriate details of the registration are correctly entered and maintained in the Register. It is important to note that for accurate contact details to not be available, Nominet must exhaust all reasonable available avenues in an attempt to contact the Registrant and give it the opportunity to furnish us with true and correct contact details. To address this and other concerns, Nominet is proposing the changes to the Automaton Application Template and would welcome the views of the PAB.

## **Proposed Changes to the Automaton Application Template**

1. The following fields will be retained:

org-trad-name: # Registrant Trading Name (if different than `for`)  
org-type: # LTD PLC PTRN STRA IND SCH CHAR GOVT CRC STAT FCORP  
org-co-no: # Registrant Company Number (if LTD or PLC)  
org-addr: # Registrant Street Address  
org-addr:  
org-addr:  
org-city: # Registrant City  
org-county: # Registrant County (optional)  
org-postcode: # Registrant Postcode  
org-country: # Registrant ISO 3166 Country Code (e.g. `GB`)

but will be renamed:

reg-trad-name:  
reg-type:  
reg-co-no:  
reg-addr:  
reg-addr:  
reg-addr:  
reg-city:

reg-county:  
reg-postcode:  
reg-country:

2. For backwards compatibility the org-\* field names will be honoured but will be translated by the Automation to the corresponding reg-\* field names.

3. The following field will be added:

reg-contact: # Name of an individual or role at the registrant address.

4. The following checks will be added:

- a. If `org-country' is one of `GB', `UK', `IM', `GG', `JE' or blank and `org-postcode' is a postcode which does not appear in the Royal Mail PAF (`Postal Address File') then reject the application with the message `postcode not found in Royal Mail database (see <http://pol.royalmail.com/AF.asp>)'
- b. If `org-country' is one of `GB', `UK' or blank and `for' ends in `Ltd', `Limited', `plc' or `Limited Company' and `org-co-no' is blank, reject the application with the message `Company number required for UK Limited and Public Limited companies'.