

Proposed DRS default transfer process

We are proposing that in undefended DRS cases, the complainant should have the right to a transfer of the domain name registration on payment of a fee of £200 (plus VAT).
Please read our consultation paper for full details of this proposed default transfer process and then answer the questions below.

This document contains respondents between 121 and 121 inclusive.

1. What do you think about our proposal for a default transfer process?

I agree with the proposal

I don't mind one way or the other

I disagree with the proposal

2. Please give your reasons for why you feel this way about the proposal

The consultation paper states, "Some of our independent experts have commented on the difficulty of drawing inferences from a lack of response, particularly where the complaint is weak or contains unsupported allegations." However, the paper does not explain why "weak" or "unsupported allegations" should be the basis for transfer of a domain name, merely upon the payment of a fee. Clearly, if the complaint does not provide a sufficient basis for transfer of the domain name, then £200 does not provide any more reason to transfer a domain name. A domain registrant may believe that the merits of the registration, and the weakness of the case, are such that a fair reading of the complaint should not result in transfer. This new procedure of allowing transfer independent of merit, may upset such reasonable expectation. Further, the consultation assumes the 5% of uncontested cases which do not result in transfer on the merits would remain constant. This implied assumption is not supported. One can readily assume that "weak" and "unsupported" complaints would increase, as previously discouraged prospective complainants would be encouraged to take a chance that they may obtain transfer through failure of notice on the part of the domain registrant, or a decision on the part of the registrant that the complaint indeed is weak and unsupported.

3. Please give us your contact details

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