

^{8 Sep} Stricter WHOIS rules come into force in Denmark

Denmark - NJORD

- Domain name registrants must keep their contact information correct
- Failure to do so will result in all of the registrant's domain names being suspended and deleted
- 'Registrar Management' has been introduced, whereby a registrant can allow the registrar to completely take care of the administration of their domain name

Denmark has recently made the consequences of not keeping contact information up-to-date harsher for registrants of '.dk' domain names. Other new rules include higher prices and the introduction of 'Registrar Management'. The new rules came into force on 6 September 2021.

Obligation to keep contact information up-to-date

The main changes concern the domain name registrant's obligation to keep their contact information correct in order to avoid the suspension and cancellation of the domain name. <u>DK-Hostmaster</u>, the administrator of the '.dk' registry, has the right to demand documentation of the identity of the domain name registrant. Such a demand can be made at the request of a third party, such as a trademark owner, or by DK-Hostmaster of its own accord. Non-compliance with the demand within 25 days can result in the cancellation of the domain name. Under the previous terms, if the registrar did not ensure that the contact information was accurate, DK Hostmaster was able to decide on suspension and subsequently to delete the domain name.

Such suspension and cancellation will affect all Danish domain names registered by the offending registrant.

Suspension

Another significant change concerns suspension. The new rules state that the period of suspension will be unified to be 30 days for all cases, regardless of the reason for the suspension. DK-Hostmaster has the right to suspend a domain name used for a variety of unlawful uses, including trademark infringement, phishing and other crimes, and anything that threatens public security. Suspension of a domain name means disconnecting it from the name server, so that any other websites or email addresses connected to that domain name will also be out of order. Unless the domain name registrant legalises the use of the domain name within the 30-day period, the domain name will be cancelled.

Price increase

As from 6 September 2021, the annual cost of a Danish domain name registration will be increased from Dkr50 to Dkr60 (approximately \$8 to \$9.50). It will also be possible to prepay for up to 10 years.

Registrar Management

DK-Hostmaster will now allow the registrar to manage all aspects of the domain name registration on behalf of the registrant. It will still be possible for registrants to have direct contact with DK-Hostmaster.

Comment

While ICANN and much of the rest of the domain name industry have relaxed WHOIS information requirements due to perceived issues with the EU General Data Protection Regulation, Denmark has continued to make accurate WHOIS information a tenet of the '.dk' registry. This is possible because Denmark has a Domain Name Act (LOV 164 of 26 February 2014), according to which domain name registrants must provide accurate data. The fact that all of the offending registrant's Danish domain name registrations - and not just the one(s) that might be infringing a trademark - will be suspended and cancelled attests to this strict policy.

Other aspects for which Denmark has markedly different domain name rules and procedures include:

- the permanent suspension of typosquatted domain names;
- a UDRP with much broader applications any domain name registered "in contravention of Danish law" can be transferred or removed; and
- a waiting list (if a domain name is ever not renewed).

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