



## Registry Services Evaluation Policy (RSEP) Request

October 17, 2018

### Registry Operator

Baidu, Inc.  
Baidu Campus, No.10 Shangdi 10th Street  
Haidian District  
Beijing, 100085

### Request Details

Case Number: 00898914

This service request should be used to submit a Registry Services Evaluation Policy (RSEP) request. An RSEP is required to add, modify or remove Registry Services for a TLD. More information about the process is available at <https://www.icann.org/resources/pages/rsep-2014-02-19-en>

Complete the information requested below. All answers marked with a red asterisk are required. Click the Save button to save your work and click the Submit button to submit to ICANN.

### PROPOSED SERVICE

#### 1. Name of Proposed Service

Registration Validation per Applicable Law

#### 2. Technical description of Proposed Service. If additional information needs to be considered, attach one PDF file

Baidu inc. seeks to comply with applicable local laws which require the submission of accurate data for storage in the Registry database and the subsequent checking of that information to ensure it is correct. Baidu inc. implements this under its abuse policy and existing technical functionality authorizing the suspension of names.

The process works as follows:

1. Domain names are registered at the Registry Services Provider as normal by registrars, the systems used to do this are those that passed a previous MSA and PDT. Names appear in WHOIS and the zone file as normal after registration.
2. Some national laws require that within a prescribed timeframe that:
  - a. Domain names are in themselves legal in national law (Domain Name Validation "DNV")
  - b. Registrant's Real Names are validated (Real Name Validation "RNV")
3. Baidu inc. (either directly or via a third party with suitable qualifications authorized by Baidu inc.) tracks registrations for which the particular national law applies and ensures that within the prescribed time frame names either pass any relevant DNV and RNV. If names do not pass then they are treated as abusive registrations as they are not consistent with law.
4. Where a name is to be treated as an abusive registration in this setup a notification is sent to the Registry Services Provider and appropriate action taken in accordance with the current status of the domain to appropriately alter the server statuses that are applied, delete or otherwise alter the state of the domain.

If additional information needs to be considered, attach one file

## CONSULTATION

3. Please describe with specificity your consultations with the community, experts and or others. What were the quantity, nature and content of the consultations?

N/A

3a. If the registry is a sponsored TLD, what were the nature and content of these consultations with the sponsored TLD community?

N/A

3b. Were consultations with gTLD registrars or the registrar constituency appropriate? Which registrars were consulted? What were the nature and content of the consultation?

N/A

3c. Were consultations with other constituency groups appropriate? Which groups were consulted? What were the nature and content of these consultations?

N/A

3d. Were consultations with end users appropriate? Which groups were consulted? What were the nature and content of these consultations?

N/A

3e. Who would endorse the introduction of this service? What were the nature and content of these consultations?

National governments that wish a registry to comply with national law are likely to endorse this service.

3f. Who would object the introduction of this service? What were (or would be) the nature and content of these consultations?

N/A

## **TIMELINE**

4. Please describe the timeline for implementation of the proposed new registry service.

it will start from the end of 2018 or the beginning of 2019.

## **BUSINESS DESCRIPTION**

5. Describe how the Proposed Service will be offered.

Baidu inc. requires that names that are registered are legal in form and contain accurate data as required by local laws. If a name is not legal in form Baidu inc. will suspend the name under its abuse policies. If a name does not contain data sufficiently accurate under local law Baidu inc. will suspend a name under its abuse policies as it is de facto in breach of local law.

6. Describe quality assurance plan or testing of Proposed Service.

Baidu inc. requires registrars to ensure they provide accurate data for registrants. Baidu inc. contracts with a local provider suitably qualified to advise on accuracy and compliance with local laws.

7. Please list any relevant RFCs or White Papers on the proposed service and explain how those papers are relevant.

There are no known relevant RFCs or white papers on complying with data accuracy requirements under local law.

## **CONTRACTUAL PROVISIONS**

8. List the relevant contractual provisions impacted by the Proposed Service.

N/A

9. What effect, if any, will the Proposed Service have on the reporting of data to ICANN.

N/A

10. What effect, if any, will the Proposed Service have on the Whois?

N/A

If additional information needs to be considered, attach one PDF file.

11. What effect, if any, will the proposed service have on the price of a domain name registration?

N/A

If additional information needs to be considered, attach one file.

## CONTRACT AMENDMENTS

12. Please describe or provide the necessary contractual amendments for the proposed service

Per the .baidu RA amendment, Registry Operator may perform registration validation to comply with applicable local law in a given jurisdiction. The registration validation process, by which the Registry Operator subjects domain name registrations to validation, will be subject to the criteria required by the applicable local law in the jurisdiction. Domain names that are subject to the registration validation process in the subject jurisdiction that do not pass registration validation in that jurisdiction may be suspended, deleted or otherwise updated by the Registry Operator as required by applicable local law.

## BENEFITS OF PROPOSED SERVICE

13. Describe the benefits of the Proposed Service.

ICANN and national Governments will be assured that Baidu inc. continues to comply with local law.

## COMPETITION

14. Do you believe your proposed new Registry Service would have any positive or negative effects on competition? If so, please explain.

N/A

15. How would you define the markets in which your proposed Registry Service would compete?

N/A

16. What companies/entities provide services or products that are similar in substance or effect to your proposed Registry Service?

N/A

17. In view of your status as a registry operator, would the introduction of your proposed Registry Service potentially impair the ability of other companies/entities that provide similar products or services to compete?

No.

18. Do you propose to work with a vendor or contractor to provide the proposed Registry Service? If so, what is the name of the vendor/contractor, and describe the nature of the services the vendor/contractor would provide.

Yes, in our current implementation ZDNS, a validated vendor, will work with registrars and Baidu inc. to comply with local law. The vendor will notify where a name is considered abusive under national law and Baidu inc. will follow its abuse policies.

19. Have you communicated with any of the entities whose products or services might be affected by the introduction of your proposed Registry Service? If so, please describe the communications.

N/A

20. Do you have any documents that address the possible effects on competition of your proposed Registry Service? If so, please submit them with your application. (ICANN will keep the documents confidential).

N/A

If additional information needs to be considered, attach one PDF file.

## **SECURITY AND STABILITY**

21. Does the proposed service alter the storage and input of Registry Data?

No.

22. Please explain how the proposed service will affect the throughput, response time, consistency or coherence of responses to Internet servers or end systems.

N/A

23. Have technical concerns been raised about the proposed service, and if so, how do you intend to address those concerns?

None.

### **OTHER ISSUES**

24. Are there any Intellectual Property considerations raised by the Proposed Service?

No.

If additional information needs to be considered, attach one PDF file.

25. Does the proposed service contain intellectual property exclusive to your gTLD registry?

No.

If additional information needs to be considered, attach one PDF file.

26. List Disclaimers provided to potential customers regarding the Proposed Service.

N/A

27. Please provide any other relevant information to include with the request.

RSEP request for the the .baidu TLD

Click the Save button to save your work and click the Submit button to submit to ICANN.

### Affected TLDs

Current Registry Operator	Top Level Domain	Registry Agreement Date
Baidu, Inc.	baidu	2015-01-08